

2019

Mesa Campus

Calendar
Year:
January 1 –
December 31

2016, 2017,
2018



Benedictine
University
Mesa

ANNUAL SECURITY AND FIRE SAFETY REPORTS

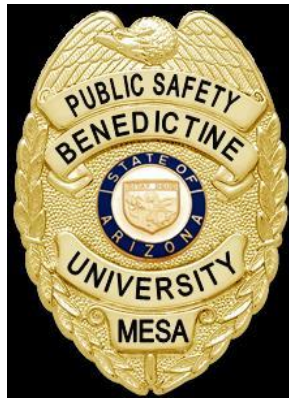


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A Mutual Commitment to a Safe University

Benedictine University Mesa (the “University”) is dedicated to providing a safe and secure environment for all members of the University community who study, live, and work at our campus. Each campus has its own department responsible for all safety and security on that property. Campus Safety Officers serve the Mesa campus with the cooperation of the Mesa Police Department.

To fulfill Benedictine’s goal to ensure a safe campus environment and improve the quality of life within our University community, City of Mesa Police Officers will make themselves available for presentations to classes, student groups and other campus entities as needs arise. Topics may include crime prevention, personal safety, alcohol/drug awareness, violence in the work place, bystander intervention, etc. The Campus Safety Officers are devoted to excellence in service in support of the advancement of knowledge and student-career and life success.

The officers are a dedicated group of enthusiastic professionals who take pride in their service to the University. They value the relationship with the students, faculty, staff, visitors, and neighbors, and believes that community partnerships are key to ensuring a safe learning environment for all.

In the spirit of the common good and community safety, please be sure to report any behavior or actions that seem out of line with the University code of conduct policy to the Campus Safety Officer on duty for follow up. While we are glad to provide leadership, it takes all of us to ensure we maintain a safe and productive learning environment.

Reviewing the information outlined in this report will increase your awareness, and awareness is the precursor to action. The Campus Safety Officers and the Mesa Police Department are here to keep the University community safe and secure – and, even more, to provide unparalleled, individualized customer service. Regardless of your association with the University, please feel free to contact the Campus Safety Department at 602-888-5516 with any questions, concerns, or comments.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul Oakes". The signature is fluid and cursive, with a large initial "P" and "O".

Paul Oakes
Lead Campus Safety Officer
Benedictine University Mesa

A Guide to Safety at Benedictine University - Mesa Campus

In 1998, Congress enacted the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (20 USC § 1092 (f)) (or the “Clery Act”, which previously was known as the Crime Awareness and Campus Security Act of 1990). The Clery Act requires colleges and universities receiving federal funding to disclose reported instances of criminal activities on campuses. In addition to the disclosure of campus crime statistics, the Clery Act requires that timely warnings of criminal activity be disseminated to the campus community, as well as the disclosure of various campus policies. For more information on the Clery Act, please visit the Campus Security Web Site of the U.S. Department of Education, Office of Post-secondary Education, at:

<http://www2.ed.gov/admins/lead/safety/campus.html>.

The Clery Act is intended to assure that students and their families, as higher education consumers, have access to accurate, complete, and timely information about safety on campus so that they can make informed decisions.

Procedures for Preparing and Distributing the Annual Security Report

The Emergency Preparedness Manager in Lisle is responsible for preparing and distributing the Annual Security Report to comply with 34 CFR 668.46 of the Clery Act for the Mesa campus. The Annual Security Report is published annually by October 1 and contains three calendar years of campus crime statistics and certain campus security policy statements in accordance with the Clery Act. This required statistical information is presented in this Annual Security Report. The Annual Security Report also informs individuals how to report crime to University officials or local law enforcement agencies on a voluntary and confidential basis. Security policies include **immediately** reporting crimes and emergencies, security resources, crime awareness and prevention, security of campus facilities and residence halls, and alcohol, drug and weapons violations.

Distribution and Notification of Annual Security Report

Annually by October 1, an e-mail notification is sent to all current students, faculty, and staff providing the website <http://www.ben.edu/mesa/campus-community/public-safety.cfm> to access to this report. Upon request:

- A written paper copy of the report is also available for public view with the Chief Executive Officer, located on the main floor of Gillett Hall (Room 120); or
- By calling the Chief Executive Officer, at 602-888-5507.

Newly enrolled students receive written notification providing the website

<http://www.ben.edu/mesa/campus-community/public-safety.cfm> to access this report.

- Notification will be provided to newly enrolled students in their Admitted Student Packet during their initial advising.
- A link to the report is also available at Office of Admissions webpage for students enrolled in the traditional undergraduate programs for freshmen, transfer, Mesa Graduate programs, Mesa School of Graduate, Adult and Professional Education, International and International Transfer. <http://www.ben.edu/mesa/admissions/>

Upon request, prospective students and employees:

- May obtain a written paper copy of the Annual Fire Safety Report from the Chief Executive Officer, Benedictine University Mesa, 225 E. Main Street, Mesa, AZ 85201; or
- By calling the Chief Executive Officer, at 602-888-5507; or
- By visiting Benedictine’s University’s web site at: <http://www.ben.edu/mesa/campus-resources/publicsafety.cfm> or <http://www.ben.edu/about/consumerinfo.cfm>

Prospective employees are notified about this report via Benedictine University’s Human Resources jobs website at: <http://www.ben.edu/human-resources/> or <http://www.ben.edu/human-resources/employment-opportunities.cfm>

New employees are provided a document containing a link to <http://www.ben.edu/mesa/campus-community/public-safety.cfm> in their new hire training materials during new hire orientation. Each new employee certifies that they have knowledge as to where the Annual Security Report is located.

Prospective students and parents of students can also read about and reference Clery Act information on the Office of Admissions webpage at <http://www.ben.edu/mesa/admissions/>; or the office of the Chief Executive Officer, Gillett Hall (Room 120) <http://www.ben.edu/mesa/campus-resources/publicsafety.cfm> and <http://www.ben.edu/about/consumerinfo.cfm>

Current Employees can find the Annual Security Report and Annual Fire Safety Report by clicking the link to the University Police: <http://www.ben.edu/mesa/campus-community/public-safety.cfm>

Term Definitions

Awareness programs: The term awareness programs are defined as community-wide or audience-specific programming, initiatives and strategies that increase audience knowledge, and share information and resources to prevent violence, promote safety and reduce perpetration.

Bystander intervention: The term bystander intervention is defined as safe and positive options that may be carried out by an individual or individuals to prevent harm or intervene when there is a risk of dating violence, domestic violence, sexual assault or staking. Bystander intervention includes:

- Recognizing situations of potential harm;
- Understanding institutional structures and cultural conditions that facilitate violence (this might include fraternity or sports cultures at some institutions);
- Identifying safe and effective intervention options; and
- Taking action to intervene.

Discrimination: The term discrimination refers to conduct that is based upon an individual's race, color, religion, national origin, creed, service in the uniformed services, veteran status, sex, age, political ideas, marital or family status, pregnancy, physical or mental disability, genetic information, gender identity, gender expression,

or sexual orientation that excludes an individual from participation, denies the individual the benefits of, treats the individual differently or otherwise adversely affects a term or condition of an individual's employment, education, living environment or participation in a University program or activity. This includes failing to provide reasonable accommodation, consistent with state and federal law, to persons with disabilities.

Harassment: The term harassment is based upon an individual's race, color, religion, national origin, creed, service in the uniformed services, veteran status, sex, age, political ideas, marital or family status, pregnancy, physical or mental disability, genetic information, gender identity, gender expression, or sexual orientation. Harassing conduct may take various forms, including, name-calling, graphic or written statements (including the use of cell phones or the Internet), or other conduct that may be physically threatening, harmful, or humiliating. Harassment does not have to include intent to harm, be directed at a specific target, or involve repeated incidents. Sex-based harassment includes sexual harassment and non-sexual harassment based on stereotypical notions of what is female/feminine v. male/masculine or a failure to conform to those gender stereotypes.

Ongoing awareness and prevention campaigns: The term ongoing awareness and prevention campaigns refers to campaigns that are sustained over time focusing on increasing awareness or understanding of topics relevant to sexual assault, domestic violence, dating violence and stalking prevention. These programs will occur at different levels throughout the institution (i.e. faculty, athletics, and incoming students) and will utilize a range of strategies. Ongoing awareness and prevention campaigns may include information about what constitutes sexual assault, domestic violence, dating violence, intimate partner abuse, and stalking, changing social norms, promoting recognition of perpetrator tactics, enhancing understanding of consent, and advancing prosocial behaviors of individuals and communities. Effective ongoing awareness and prevention campaigns will include developmentally appropriate content for the specific audience and their knowledge and awareness level and provide positive and concrete ways for individuals to get involved.

Preponderance of evidence: This standard of evidence means that a hearing must determine whether a complaint of sex discrimination is "more likely than not" to have occurred or 51% likely to have occurred. This standard applies for all complaints of sex discrimination, including sexual harassment and violence, because Title

IX outlines standards for school disciplinary processes – not criminal complaints, which require the highest standard of evidence, “beyond a reasonable doubt.”

Primary prevention: The term primary prevention refers to programming, initiatives and strategies intended to stop domestic violence, dating violence, sexual assault, or stalking before they occur through the promotion of positive and healthy behaviors that foster healthy, mutually respectful relationships and sexuality, encourage safe bystander intervention, and seek to change behavior and social norms in healthy and safe directions.

Proceeding: The term proceeding is defined as all activities related to a non-criminal resolution of an institutional disciplinary complaint, including, but not limited to, fact-finding investigations, formal or informal meetings, and hearings. Proceeding does not include communications and meetings between officials and victims concerning accommodations or protective measures to be provided to a victim.

Programs to prevent: The term programs to prevent refers to comprehensive educational and training programs intended to prevent violence that incorporate diverse approaches that are culturally relevant, inclusive of diverse communities and identities, sustainable, responsive to community needs, and consider risk and protective factors as they occur on the individual, relationship, community and societal levels.

Result: The term result means any initial, interim, and final decision by any official or entity authorized to resolve disciplinary matters within the institution. The result must include any sanctions imposed by the institution. Notwithstanding section 444 of the General Education Provisions Act ([20 U.S.C. 1232g](#)), commonly referred to as the Family Educational Rights and Privacy Act (FERPA), the result must also include the rationale for the result and the sanctions.

Risk reduction: The term risk reduction is defined as options designed to:

- Decrease perpetration and bystander inaction;
- Increase empowerment for victims in order to promote safety; and
- Help individuals and communities address conditions that facilitate violence.

For more tips, visit <https://rainn.org/articles/steps-you-can-take-prevent-sexual-assault>.

Survivor-centered: The term survivor-centered means a student who has experienced sexual violence,

domestic violence, dating violence, or stalking that (i) ensures the compassionate and sensitive delivery of services in a nonjudgmental manner; (ii) ensures an understanding of how trauma affects survivor behavior; (iii) maintains survivor safety, privacy, and, if possible, confidentiality; and (iv) recognizes that a survivor is not responsible for the sexual violence, domestic violence, dating violence, or stalking.

Trauma-informed response: The term trauma-informed response means a response involving an understanding of the complexities of sexual violence, domestic violence, dating violence, or stalking through training centered on the neurobiological impact of trauma, the influence of societal myths and stereotypes surrounding sexual violence, domestic violence, dating violence, or stalking, and understanding the behavior of perpetrators.

Unfounded: The term unfounded refers to where sworn or commissioned law enforcement personnel have fully investigated the reported crime and have made a determination that the crime report is false or baseless and therefore “unfounded.”

Reporting of Criminal Offenses, Emergencies, and University Response

For a life-threatening event, dial **9-1-1**, for the Mesa Police/Fire Departments. The Mesa Police Department is located at 130 North Robson, Mesa, Arizona 85201.

You may also dial **602-888-5516**, for Campus Safety to report a medical emergency, criminal act, suspicious person or incident, which should be done immediately, to ensure a rapid response and will aid in a timely investigation. The Campus Safety Office is located on the main floor of Gillette Hall. The Office’s mailing address is Benedictine University Mesa, 225 E. Main Street, Mesa, Arizona 85201.

The Mesa Police Department is an active member of Maricopa County Crime Stoppers. If you have specific information regarding a serious crime on or off campus, you can call Crime Stoppers anonymously at 1-800-222-TIPS and may receive a reward up to \$1,000. More information may be obtained at: <http://www.241stop.com/>

You may also report a crime or emergency to any faculty or staff member, who will contact the appropriate authority. You may specifically contact **Campus Safety**, 602-888-5516, or **Kevin Broeckling, Chief Executive Officer**, 602-888-5507. You may report a crime or concern in-person, via e-mail, telephone call, or US Mail. You may report anonymously, request anonymity, or voluntarily identify yourself, if you chose.

Resident student may report criminal acts, or emergencies to the Chief Executive Officer, 602-888-5507.

To report a crime or emergency, members of the community should:

- Call Campus Safety at extension 5516 or, from outside the University 602-888-5516;
- Report in person to Campus Safety located in Gillett Hall;
- Mail in a report to Campus Safety at 225 E. Main Street, Mesa, Arizona 85201;
- Crimes or emergency situations can be reported to the local police department by dialing 9-1-1;
- Sex offenses and other incidents of sexual or relationship violence can also be reported to the Mesa campus Deputy Title IX Coordinator, by dialing 602-888-5507 or on campus extension 5507, or in person in Gillett Hall, room 120;
- For employee related issues, contact Human Resources by dialing 630-829-6492 or on campus extension 6492;
- For student related issues, contact the Chief Executive Officer by dialing 602-888-5507 or on campus extension 5507, or in person in Gillett Hall, room 120;
- For resident students issues, contact the Resident Manager by dialing 602-888-5500 extension 6703 or on campus extension 6703, or in person in Gillett Hall, room 230; and
- A "Silent Witness" link is found on the Campus Safety web page. You may anonymously report any crime, concern, misdeed or emergency at: <http://www.ben.edu/mesa/campus-community/public-safety.cfm>

Campus Safety procedures require an immediate response to emergency calls. Campus Safety work closely with a full range of local and county resources to assure a complete and timely response to all emergency calls. Priority response is given to crimes against persons and personal injuries. Campus Safety respond to all reports of crimes and/or emergencies that occur on campus, adjacent to campus within its public property reporting area. In response to a call, Campus Safety will take the required action, dispatching an officer or asking the victim to report to Campus Safety to file an incident report.

To obtain information or request a safety escort, community members should call 602-888-5516 or extension 5516.

If a sexual assault should occur on campus, staff on scene, including Campus Safety, will offer the victim a wide variety of resources and services. This publication contains information about on and off campus resources

and services. You may report anonymously, request anonymity, or voluntarily identify yourself, if you chose.

Responsibilities of the Benedictine University Community for their own Personal Safety

Members of the University community must assume responsibility for their own personal safety and the security of their personal property. The following precautions provide guidance:

- Report all suspicious activity to Campus Safety immediately;
- Never take personal safety for granted;
- Try to avoid walking alone at night. Use the Campus Safety escort service;
- Limit your alcohol consumption, and leave social functions that get too loud, too crowded, or that have too many people drinking excessively;
- Carry only small amounts of cash;
- Never leave valuable (wallets, purses, books, phones, laptops, etc) unattended;
- Carry your keys at all times and do not lend them to anyone;
- Lock car doors and close windows when leaving your car;
- Always lock the door to your residence hall room or apartment, whether or not you are there. Be certain that your door is locked when you go to sleep, and keep windows closed and locked when you are not at home. DO NOT PROP OPEN INTERIOR OR EXTERIOR DOORS;
- Do not leave valuables in your car, especially if they can be easily noticed; and
- Engrave serial numbers or owner's recognized numbers, such as driver's license, on items of value.

Confidential Reporting

Campus Safety encourages anyone who is the victim or witness to any crime to promptly report the incident to Campus Safety. When a report is made to Campus Safety, they must investigate the incident and cannot hold reports of crime in confidence. With the information investigated from the crime, the University can keep an accurate record of the number of incidents involving students, employees and visitors; determine where there

is a pattern of crime with regard to a particular location; method, or assailant; and alert the campus community to potential danger. Reports filed are counted and disclosed in the annual crime statistics for the institution.

It is understood that not everyone is comfortable speaking with the police. We urge you to speak with your supervisor, any senior University official or Human Resources should you become aware of any act or omission, which you think violates the law or University policies or procedures.

In situations where reporting through regular channels may be uncomfortable or otherwise inappropriate, the University has selected **Ethics Point** to provide you with simple, anonymous and confidential reporting. This confidential Compliance Helpline service supplements, but does not replace or supersede, existing reporting methods. Anyone may make an anonymous report by contacting the University's Anonymous Reporting Line via telephone at 866-326-2747 or by accessing the Benedictine University Compliance and Ethics Helpline <https://secure.ethicspoint.com/domain/media/en/gui/25898/index.html>. Anonymous reports can be made 24 hours a day/7 days a week.

Policy Statement Addressing Counselor Confidentiality

The University "Pastoral Counselors" and "Professional Counselors," when acting as such are not considered to be a campus security authority and are not required to report crimes for inclusion in the annual security report disclosure of crime statistics. As a matter of policy, the professional counselors are encouraged if and when they deem it appropriate, to inform persons being counseled of the procedures to report crimes on a voluntary confidential basis to the Mesa Police Department.

Counselors are defined as:

Pastoral Counselor – A person, who is associated with a religious order or denomination, is recognized by that religious order or denomination as someone who provides confidential counseling, and is functioning within the scope of that recognition as a pastoral counselor.

Professional Counselor – A person whose official responsibilities include providing mental health counseling to members of the institution's community and who is functioning within the scope of his or her license or certification. This definition applies even to professional counselors who are not employees of the

institution, but are under contract to provide counseling at the institution.

All information with regards to counseling remains confidential, except in situations where there is a threat to life and safety. The Early Alert Team (EAT), Campus Safety, Campus Ministry and outside professional agencies, work together to minimize any threat to one's self and the entire internal and external campus community. Information on EAT can be found at: <http://www.ben.edu/mesa/campus-community/early-alert-team.cfm>

Violence Against Women Act and Title IX

The Violence Against Women Reauthorization Act of 2013 (VAWA) amends the Clery Act expanding the scope of this legislation in terms of reporting, response, and prevention education requirements around rape, acquaintance rape, domestic violence, dating violence, sexual assault, and stalking. Sexual violence primary prevention and awareness programming shall be provided for all students who attend one or more class on campus annually. In addition, we require all staff and faculty to complete online training annually. We have contracted with an outside vendor to provide us with online training.

Title IX of the Education Amendments of 1972 (Title IX) is a federal civil law that prohibits discrimination based on sex in education programs and activities. Under, Title IX, discrimination on the basis of sex can include sexual harassment or sexual violence, such as rape, sexual assaults, sexual battery, and sexual coercion.

The University is committed to maintaining a positive learning, working and living environment. The University does not discriminate or allow harassment on the basis of race, color, religion, national origin, sex, gender, gender identity, age, marital status, citizenship, mental or physical disability status, sexual orientation, order of protection status, military or veteran status, or any other characteristic protected by law in admission and access to, and treatment and employment in its educational programs and activities.

In pursuit of these goals, the University will not tolerate acts of discrimination, harassment, sexual misconduct (including dating/domestic violence or stalking) or retaliation against or by any administrator, staff, faculty or student as such behavior seriously undermines the University's effectiveness as an educational institution and a workplace.

Complaints may be directed to the University's Title IX Coordinator or University's Deputy Title IX Coordinators:

Title IX Coordinator
Dr. Tammy Sarver
Professor
5700 College Road, SL228L
Lisle, IL 30532
630-829-6473
tsarver@ben.edu

Deputy Title IX Coordinator
Kevin Broeckling
Chief Executive Officer
225 E. Main Street
Mesa, AZ 85201
602-888-5507
kbroeckling@ben.edu

Deputy Title IX Coordinator
Shay Masterson
Career Success Coordinator
225 E. Main Street
Mesa, AZ 85201
480-878-6713
smasterson@ben.edu

Deputy Title IX Coordinator
Julie Cowgill
Associate Professor, Criminal Justice
225 E. Main Street
Mesa, AZ 85201
480-878-6703
jcowgill@ben.edu

The Student Handbook defines types of sexual misconduct and outlines the procedures for resolving complaints through the student disciplinary system. The 2019-2020 Student Handbook is available at <http://www.ben.edu/mesa/campus-community/upload/Mesa-Student-Handbook-2019-20.docx>

Gender-Based Violence Prevention Programs and State Definitions

Benedictine University Mesa values every member of our community. As such, the University prohibits acts of gender-based violence (sexual assault, domestic violence, dating violence, and stalking) against any student, faculty, staff, or visitor. Reports received of these crimes will be investigated by the Title IX office in accordance with the University Title IX Policy. To view the full policy,

visit <http://www.ben.edu/compliance/title-ix.cfm>. It is also the University's policy to comply with all applicable federal and state laws for reporting and publishing statistics on the occurrence of sexual assault, domestic violence, dating violence, and stalking in our annual security report located <http://www.ben.edu/mesa/campus-community/public-safety.cfm>.

In order to prevent future crimes of gender based violence (sexual assault, domestic violence, dating violence, and stalking) the university provides annual training and prevention programming to students, faculty, and staff.

When providing training and programming, Benedictine University considers the unique needs of our campus culture and provides programs that are:

- Culturally appropriate and inclusive of our diverse communities and identities;
- Sustainable, so programs can be provided annually to ensure the University's commitment to violence prevention;
- Responsive to the needs of our community to educate on local services; and
- Informed by research and evaluated for effectiveness.

The training and programming initiatives are available to all students, faculty and staff. Programs conducted during the 2018 calendar year can be found at:

[S:\Projects\DAAPP-CPAPSEP Presentation Logs\DAAPP\2018 DAAPP Logs](#)

We also consider the risks that may be inherent in our community on and off campus as well as protective factors that come from the safe and supportive environment that we strive to provide.

All of our programs include common themes. One important theme that guides our programming is the University's stance that violence will not be tolerated in our campus community. Some of the other topics that are covered in programming include:

- Definitions of sexual assault, domestic violence, dating violence, and stalking on the federal level which are used in University investigations;
- Definitions of these crimes in Illinois, which are used when they are reported to the University Police or local law enforcement. These definitions are particularly helpful if the victim choose to pursue the criminal justice process against the accused;

- Discuss safe and reasonable options for bystander intervention. We believe that in order to prevent violence, then it is everyone's responsibility to step up and work to ensure a safe community;
- Share information on risk reduction to decrease perpetration on our campus, reduce barriers for getting involved as a bystander, and empower individuals to know their options in situations that may feel unsafe; and
- Give information about the institution's disciplinary process, which can be found in our Title IX Policy found at <http://www.ben.edu/compliance/title-ix.cfm>.

State of Arizona definitions of dating violence, domestic violence, sexual assault, stalking and consent are as follows:

Dating Violence: Means a pattern of behavior in which one person uses or threatens to use physical, sexual, verbal or emotional abuse to control the person's dating partner.

"Dating partner" means any person who is involved in an intimate association with another person that is primarily characterized by the expectation of affectionate involvement and that includes casual, serious and long-term dating partners. (ARS 15-712.01)

Domestic Violence: Any criminal act of abuse committed by one "family or household member" against another. Domestic violence abuse can be physical, emotional, sexual, economic control and neglect. Examples of crimes associated with domestic abuse include:

- Assault and Battery;
- Assault and Battery with a Dangerous Weapon;
- Criminal Trespass;
- Disorderly Conduct;
- Threatening;
- Kidnapping; and
- Witness Intimidation (ARS 13-3601 et seq.)

Sexual Assault: (commonly called rape) occurs happens when a person intentionally or knowingly engages in sexual intercourse or oral sexual contact without the other person's consent.

Sexual assault in Arizona can include any of the following acts:

- Sexual intercourse without consent means the penetration of the vulva, penis, or anus using anything.
- Oral sexual contact (with the vulva, penis, or anus) without consent – verbal threats, fear, or intimidation in which may be used to sexually assault someone. (ARS 13-1406 et seq.)

Stalking: Intentionally or knowingly engages in a course of conduct that is directed toward another and causes fear of personal safety or safety of immediate family members. (ARS 13-2923)

Consent: Means any of the following:

1. The victim is coerced by the immediate use or threatened use of force against a person or property;
2. The victim is incapable of consent by reason of mental disorder, mental defect, drugs, alcohol, sleep or any other similar impairment of cognition and such condition is known or should have reasonably been known to the defendant;
3. The victim is intentionally deceived as to the nature of the act; or
4. The victim is intentionally deceived to erroneously believe that the person is the victim's spouse. (ARS 13-1401 (2014))

Sexual Misconduct

The University defines "sexual misconduct" as any attempted or actual act of non-consensual or forcible sexual touching.

"Consent" requires speech or conduct indicating a freely given, un-coerced agreement to engage in sexual contact. Consent may not be inferred from silence or passivity alone and a current or previous relationship is not sufficient to constitute consent. Either person may withdraw consent at any time prior to a specific sexual act.

To be valid, the person giving consent must be physically and mentally able to:

- understand the circumstances and implication of the sexual act;
- able to make a reasoned decision concerning the sexual act; and
- able to communicate that decision in an unambiguous manner.

There are a number of factors, which may limit or negate a person's ability to consent to a sexual act. These include impairment due to the influence of alcohol or drugs (illegal or prescription), a person's mental or physical impairment of which the other person is aware or should reasonably have been aware, unconsciousness, age, and fear or coercion.

Additional information is located at <http://www.ben.edu/compliance/upload/TitleIX-Policy-2018.pdf>

Sexual Assault Victim Reporting Policy

A person who has been a victim of sexual assault is strongly encouraged to **immediately** report the crime to the [Title IX](#) Deputy Coordinator, Campus Safety 602-888-5516, a residence hall staff member, the Chief Executive Officer, [Campus Security Authority](#) members or an outside community agency such as the Center for Prevention of Abuse/Violence at 800-559-SAFE (7233). Victims are strongly urged to preserve all physical, trace and serological evidence, to include clothing, bedding and body fluids, associated with the assault, to ensure a successful criminal prosecution, or administrative sanction against the offender, if desired. The University will provide written notification to students and employees about existing counseling, health, mental health, victim advocacy, legal assistance, visa and immigration assistance, student financial aid, and other services available to victims, both within the University and in the community. Upon request, assistance will be provided in changing academic schedules and living arrangements.

Even if a victim decides not to file a criminal complaint with the Mesa Police Department, it is recommended that the individual contact a University or community resource for support. Victims are entitled to confidential services either on or off campus, whether or not charges are pressed. Resources both on campus and in the community are:

On-Campus Resources

Student Life Office
Gillett Hall room 120
602-888-5507

Off-Campus Resources

24-hour Emergency Number 9-1-1
Mesa Police Victim Services Unit (Non-emergency)
602-790-6600
Center for Prevention of Abuse/Violence
800-559-SAFE (7233)
Voices for Crime Victims
480-600-2661

The Victim's Bill of Rights is addressed in Article II of the Arizona Constitution. Further, Crime Victim's Rights are outlined in A.R.S. Title 13, Chapter 40 to ensure fair and compassionate treatment for victims and witnesses of crime. Arizona victims' rights law provides that victims have the right to receive timely notice of criminal proceedings in their cases. Victims have the right to be present in the courtroom during all proceedings involving the defendant. The Victim's Bill of Rights and related statutes ensure that victims are provided the opportunity to be heard at release, plea, and sentencing

proceedings. These laws also provide for the safety of victims throughout the criminal justice process as well as their interest in avoiding unreasonable delays, their claims for restitution, and to be treated with dignity and respect.

Arizona Domestic Violence Act: Rights of Victims

Domestic violence is a crime. Any person, who hits, chokes, kicks, threatens, harasses or interferes with the personal liberty of another family or household member has broken the Arizona Domestic Violence law. Under Arizona law family or household members are defined as:

- Family members relate by blood;
- People who are married or used to be married;
- People who share or used to share a home, apartment, or other common dwelling;
- People who have or allegedly have child in common or a blood relationship through a child in common; and
- People who are dating or engaged or used to date; and

Domestic violence consists of physical assault, sexual abuse and stalking. The violence takes many forms and can happen all the time or occasionally. If you are in an abusive situation, you are urged to seek help. For off-campus resources refer to the following:

Autumn House Domestic Violence Shelter
480-835-5555 – 24 hours a day

<https://www.domesticshelters.org/az/mesa/85203/autumn-house-domestic-violence-shelter>

For employees who may have been a victim of a criminal act of violence, the University fully complies with the Arizona Revised Statute – Title 13 Criminal Code, [Section 13-4439](#), which gives employees affected certain rights for leaves of absence, protective measures in the workplace, and reasonable accommodations. More information about the University's policy may be obtained from Personnel Resources.

Disciplinary Process Sexual Assault Policy

Students accused of sexual misconduct will be subject to disciplinary action in accordance with the University's policies and procedures for student misconduct. At the discretion of the University, persons accused of sexual misconduct may be immediately suspended or restricted

from campus pending final disposition of any disciplinary proceedings. Individuals found to have committed sexual misconduct will be subject to sanctions, up to and including dismissal from the University.

In addition to student disciplinary action, persons accused of sexual misconduct may be subject to criminal prosecution by the law enforcement agency with appropriate jurisdiction in that case. In the course of a criminal investigation or prosecution, the University may choose or may be required to provide information and records related to its disciplinary proceeding involving the same act. However, the University's student disciplinary process is independent of and not dependent upon any criminal process. The decision to prosecute or not prosecute and the ultimate outcome of any criminal proceedings do not determine the University's student conduct proceedings.

At institutional disciplinary proceedings, the accuser and the accused are entitled to the same opportunities to have others present during a disciplinary proceeding and both the accuser and the accused will be informed of the outcome of any institutional disciplinary proceedings brought alleging a sex offense.

Similarly, the University's decisions with respect to the continued employment of any employee (faculty or staff) accused of sexual misconduct will be made independently of the filing or disposition of any criminal charges involving the same conduct.

Additional information is located at <http://www.ben.edu/compliance/upload/TitleIX-Policy-2018.pdf>

Sexual Harassment Policy

Benedictine University expects its Trustees, officers, faculty, staff and students to cultivate an environment that allows members of the Benedictine University community to enjoy the full benefits of their work or learning experience. It is, therefore, the policy of Benedictine that no member of the University community may engage in conduct, which discriminates against or harasses another individual or group based on race, color, national or ethnic origin, sex, age, disability, veteran's status or any other criteria protected by applicable law. Benedictine prohibits conduct which constitutes sexual harassment, sexual assault and other forms of sexual violence, dating violence, domestic violence and stalking as those terms are defined below, regardless of whether the alleged prohibited conduct occurred on or off of campus and regardless of whether the alleged perpetrator is student, faculty, staff or third party. No oral or written statement that is in conformity with the teaching of the Roman Catholic Church shall be deemed as violating this policy, and no absence of a

statement, oral or written, when such silence is again in accord with Catholic teaching, shall be deemed a violation of this policy. The University will take prompt and appropriate corrective action, up to and including termination of employment, expulsion, and/or other sanctions against anyone who engages in harassment. The University will also take steps, if and as appropriate, to remedy the effects of the violation for the complainant and the University community as may be necessary, and to prevent recurrence of the violation. Finally, the approved policies of academic freedom shall be respected and are understood to be consistent with the implementation of this policy.

Discriminatory Harassment Policy

The University is responsible for creating an environment where we are treated with respect and dignity. Sometimes behavior that seems acceptable to you may be offensive to others. Any harassment or false accusations of harassment, of or by employees or students, are not acceptable. The University prohibits harassment based on sex, race, religion, age, national origin, disability, sexual orientation, or membership in any other group, or any characteristic, protected by law, including the following behaviors:

- Unsolicited remarks, gestures, or physical contact; display or circulation of written material or pictures negative or offensive to gender or to racial, ethnic, religious or other groups, or to any characteristic, protected by law;
- Unwelcome sexual advances, request for sexual favors, and all other verbal or physical conduct of a sexual or otherwise offensive nature, especially where submission to such conduct is made either explicitly or implicitly a term or condition of employment or academic advancement or status, or the basis for employment-related decisions affecting the employee or decisions affecting the individual's academic advancement or status; or
- Conduct that has the purpose or effect of interfering with an employee's work or academic performance or creating an intimidating, hostile, or offensive working or learning environment.

Enforcement of Prohibitions

Harassment of any sort is a serious breach of University policy. The University will take prompt and appropriate corrective action, up to and including termination of employment, expulsion and/or other sanctions against anyone who engages in harassment. If you believe you have been the subject of harassment (or a violation of the University's Equal Employment Opportunity policy), report the alleged conduct immediately to the Chief

Executive Officer, Human Resources, the Chief Compliance Officer or any other senior University official. The University prohibits any form of retaliation against any employee or student for filing a complaint or for assisting in a complaint investigation.

Non-Discrimination Policy

In administering its affairs, the University does not discriminate against any person on the basis of race, creed, color, national or ethnic origin, sex, age, disability, military or veteran status, marital status, citizenship, or any other characteristic protected by applicable law. The laws applicable to the University include constitutional and statutory protections of the University's rights as a religiously sponsored institution.

To report discrimination or harassment contact Benedictine University's Title IX Coordinator, Dr. Tammy Sarver 630-829-6473, tsarver@ben.edu. For Arizona, you may also contact the U.S. Department of Education's Denver Office for Civil Rights, Cesar E. Chavez Memorial Building, 1244 Speer Boulevard, Suite 310 Denver, CO 80204-3582 Telephone: 303-844-5695 FAX: 303-844-4303; TDD: 800-877-8339 Email: OCR.Denver@ed.gov

Hate Crime Policy

A hate crime is classified by law as a felony offense and is in direct violation of the University's non-discriminatory policies. Therefore, the University, in addition to processing hate crimes in accordance with the law, may simultaneously proceed with internal investigatory and disciplinary processes as defined by the Student Handbook. A person commits (a) hate crime(s) when by reason of the actual or perceived race, color, creed, religion, ancestry, gender, sexual orientation, physical or mental disability or natural origin of another individual or group of individuals, he commits assault, battery, aggravated assault, misdemeanor or criminal damage to property, criminal trespass to property, mob action or disorderly conduct, and/or harassment by telephone.

A person who has been a victim of a hate crime may report the crime to Campus Safety (602) 888-5516, a residence hall staff member, the Chief Executive Officer, or an outside community agency. Those who report a hate crime will be advised of the importance of preserving evidence, which may be necessary to provide proof for prosecution. Hate crimes will be reported to the Chief Executive Officer. The University will provide support services for persons who have been victims of hate crimes. Staff will serve in an advocacy role and help

refer individuals for appropriate medical, police, and counseling assistance.

Authority and Jurisdiction of Campus Safety

The Benedictine University Mesa, Department of Campus Safety, consisting of security professionals, with no police powers, maintains a close working relationship with the City of Mesa Police Department. Meetings are held between the leaders of both departments on both a formal and informal basis. The officers of University Campus Safety communicate regularly on incidents that occur in and around the campus area. The University Campus Safety officers work closely with the investigative staff of the City of Mesa Police Department when incidents arise that requires joint investigative efforts, resources, crime related reports and exchanges of information, as deem necessary. There is no written Memorandum of Understanding between the University Campus Safety and City of Mesa Police Department.

The University utilizes a Campus Safety department, which is augmented by area law enforcement agencies, emergency fire and medical services and emergency disaster and recovery organizations. The University Police on the main campus in Lisle, Illinois collect crime reports from local law enforcement agencies for Clery Act statistical reporting for all properties, owned, controlled and/or adjacent to the University.

Campus Safety website provides information on services, registered sex offenders, anonymous reporting, residence hall safety, and Clery Act crime statistics.

Campus Safety serves on several University committees that have a direct impact on campus safety, security and violence prevention. Campus Safety officers enforce all state criminal statutes as well as the University's Student Code of Conduct, and provide referrals for reports of off-campus crime.

Campus Safety office is located on the main floor of the Gillette Hall of the Mesa campus. The Department's office hours are Monday - Friday, 8:00 a.m. - 10:00 p.m. Campus Safety can be contacted at 602-888-5516. For emergencies, call 9-1-1 Mesa Police Department and Campus Safety 602-888-5516.

Criminal Charges

Criminal charges filed by the Mesa Police are heard at the Maricopa County Superior Court for Maricopa County, located in Mesa, Arizona. Failure to appear for designated court dates may result in the Court issuing a

warrant for Criminal Failure to Appear and/or the revocation of bond.

Code of Conduct

Violations of an Arizona state statute, Mesa city ordinance, or University policy also may be a violation of the Student Statement of Responsibilities found in the Benedictine University 2019-2020 Student Handbook. <http://www.ben.edu/mesa/campus-community/upload/Mesa-Student-Handbook-2019-20.docx> Campus Safety may refer violators to the Chief Executive Officer for student disciplinary proceedings, in addition to, or in lieu of, criminal charges. If referred for disciplinary proceedings, the violator must comply with notices to appear to the Chief Executive Officer or his designated representative. Failure to comply with notices to appear will result in sanctions and/or the pursuit of criminal charges.

For employees' Code of Conduct, please refer to the Compliance webpage: <http://www.ben.edu/compliance/conduct.cfm>

Violation of Law and University Discipline

Campus Safety seeks to maintain a safe and secure campus environment. Campus Safety in conjunction with the Mesa Police Department has authority to enforce state and local criminal and traffic laws, as well as University policies.

At the discretion of Campus Safety, based on the seriousness of the offense, violations of the law may result in custodial arrest and criminal charges brought against any student, faculty, staff, guest or visitor. The Mesa Police Department also has jurisdiction to make arrests on campus, should the Mesa Police become aware of a criminal offense.

Campus Safety may also issue administrative citations for violations of Arizona law or for violations of the Student Code of Conduct including but not limited to those violations involving the use or possession of drugs and alcohol. The same violations may be brought to the attention of the Chief Executive Officer. Faculty and staff conduct violations are brought to the attention of Human Resources, and to the appropriate senior administrator.

Preponderance of the Evidence

The student conduct process at the University requires a preponderance of the evidence in order for a student to be found in violation of the University policy. This means that a student will be found in violation of a University policy if the evidence demonstrates that it is "more likely than not" that the alleged violation occurred.

Student Life Conduct Process

Failure to abide by your responsibilities and any University policies and procedures will be resolved through the Student Life Conduct Process. Many times misconduct can be resolved informally, but situations may require a more formal procedure. The procedure is grounded in the concept of fairness and impartiality, thereby supporting the values of our community by addressing misconduct in a constructive and positive way. If University action is warranted, a student will receive a phone call and/or email to their student email account notifying them that a conversation is required. The Office of Student Life will consider the following options:

Mediation - Incidents may be resolved through mediation – a voluntary, private and informal process.

Hearings - Two kinds of hearings are possible: an administrative hearing (appointed University officials) and panel hearing (representatives of the student body, faculty and administration act as panel hearing members). The purpose of the hearings is to come to an understanding of the misconduct by the student(s), determine responsibility and remedies. Hearings can be used to resolve minor disciplinary matters or more serious matters (not limited to theft, dangerous weapon possession, misuse of fire protection equipment, sexual assault, illicit use of drugs and repetitious misconduct) that may result in a student being suspended or dismissed from the University or residence hall. Hearings may be conducted by a designated hearing officer or board depending on the incident as determined by the Office of Student Life.

Hearing Process - Students are expected to obtain further details if they attend a hearing. The hearings will follow appropriate procedures to ensure a fair process, and parties will have the opportunity to present any facts to substantiate the claim, including witnesses.

Hearings will proceed in the absence of a respondent who was given proper notice, who does not request a postponement and who does not attend the hearing. No parent, guardian, legal counsel or person outside of the University community is allowed to appear at the

hearing, except if criminal proceedings are occurring simultaneously.

To ensure a fair process, parties may request that community members assist and participate in the investigation and hearing process. Students, faculty or staff who agree to assist and/or attend the hearing with the party but do not speak at the hearing shall provide such assistance. In the event a party is unable to locate someone to act in this capacity, they may request the assistance from the Office of Student Life. The administrator or Hearing Panel will be responsible for assigning a remedy in the event it finds that a violation of the Statement of Responsibilities or University policy has taken place. Consideration of a student's entire disciplinary record at the University will be considered when designing an appropriate sanction.

Appeal Process - A student may appeal a decision made by a hearing concerning the finding of a violation or the remedy imposed within five (5) days of notification of a decision. To do so, the student must deliver a written explanation on the grounds upon which the appeal is made to the Office of Student Life. The burden of demonstrating an inequity in the hearing or remedy shall lie with the student. The responsibility of making a final decision will rest with the Office of Student Life.

Sanctions

The following sanctions may be imposed upon any student found to have violated the standards as defined in the Benedictine University 2019-2020 Student Handbook. This does not and cannot include all information that may lead to sanctions. Sanctions are defined and imposed as follows:

A. Warning: A written statement to the student indicating disapproval of their conduct or violation of regulations, and stipulating that continuation or repetition of such action may be cause for more severe judicial action.

B. Restitution: Reimbursement for damage to or mishap of property. Restitution may take the form of monetary compensation or the appropriate service to repair damages and may be combined with another type of sanction.

C. Monetary Fine: Financial assessment imposed according to specific sums stipulated in published rules and regulations, or when no sum is so stipulated, according to the merits of the case and established precedents.

D. Disciplinary Probation: The student is informed in writing that any subsequent misconduct or violation of

institutional regulations during a specified period will be evaluated within the context of their probationary status and may result in suspension or expulsion. The terms of probation apply during the period of probation and may include any of the following:

1. May not become an officer or student representative in any University organization or committee;
2. May not represent the University at any public function, including intercollegiate or co-curricular activities; or
3. May not be eligible for scholastic honors or distinctions.

E. Counseling or Psychological Treatment Mandate: If deemed necessary due to physical or psychological problems, a student can be required to provide a release of information form to verify psychological/substance abuse/evaluation and may have further treatment mandated as a condition of enrollment.

F. Residency Probation: The student is informed in writing that their general behavior in the residence hall indicates that they are not able to appropriately adjust to group living, and that any subsequent misconduct or violation of institutional regulations may result in the termination of their residence hall contract. In such cases, room and board charges will not be prorated or refunded.

G. Community Service: The student will be assigned a task to complete that will, on many occasions, relate to the inappropriate behavior. A period will be set up for the completion of this task and the student will be assigned a supervisor to whom to report.

H. Behavioral Contract: A contract between the student and the University that limits student activities and spells out specific consequences for violation of the contract may be issued.

I. Special Projects: An assignment relating to the offense may be issued as a possible sanction.

J. Suspension: The student is informed in writing they must leave the University community temporarily. Suspension shall be interpreted to include any or all of the following stipulations: the student may not attend classes, contact faculty, reside on campus or visit residence halls, frequent campus facilities, and participate in campus activities or exercise student privileges. Suspension may be specified as follows:

1. **Terms:** suspension may be stipulated for a specified period. After the suspension, the student is automatically eligible for readmission.
2. **Conditional:** suspension may be stipulated for an indefinite period of time premised on the student's accomplishment of certain specified conditions.

3. Interim: The University reserves the right to suspend a student on an interim basis when circumstances and facts indicate the student's continued presence on the campus constitutes an unreasonable danger to institutional property, the student or others. Interim suspension may be interpreted to permit all of the stipulations stated above, or may permit students to continue attending classes while they are suspended from representing the University in extracurricular activities, including intercollegiate athletics.

K. Expulsion: The student is informed in writing that they are permanently separated from the University.

Non-Sanction Resolutions

Interim Intervention: The University reserves the right to suspend a student on an interim basis when circumstances and facts indicate that the student's continued presence on the campus constitutes an unreasonable danger of harm or injury to institutional property, the student involved or others. Students may also be suspended on an interim basis while undergoing resolution by University or civil authorities.

Involuntary Withdrawal: A student may be subject to involuntary withdrawal from the University or from the residence halls if it is determined that the student is suffering from a mental illness and/or engages (or threatens to engage) in behavior which poses a danger of causing physical harm to self or others; engages in behavior which would cause property damage; impedes the lawful activities of others; or disrupts the community.

Student Off-Campus Criminal Conduct

A student attending a University-sponsored function off campus is subject to the same standards of conduct as those expected on campus. Because the University is located within the Mesa downtown community, any University student who has violated criminal laws also may be subject to University judicial proceedings. Violations of local, state or federal laws on campus may also result in the filing of criminal charges.

Annual Fire Safety Report

Fire Log:

- A fire log is maintained for public view with the Chief Executive Officer, located on the main floor of Gillett Hall (Room 120); or
- A request can be made by calling the Chief Executive Officer, at 602-888-5507; or
- A written request can be sent to the Chief Executive Officer, Benedictine University Mesa, 225 E. Main Street, Mesa, AZ 85201.

Emergency Preparedness Overview

Emergency Response and Recovery Team is responsible for numerous campus safety and violence prevention programming, to include the development and maintenance of the Emergency Procedures, the Emergency Operation and Business Continuity Plan, Campus Violence and Prevention Plan, mass emergency communications initiatives, and community training and awareness. The ERRT is charged with developing and updating plans to prepare the University community for the event of an emergency or disaster. Through consistent promotion, educational training, and awareness campaigns, the ERRT hopes to save lives, reduce injuries, minimize property damage, and assure and facilitate the restoration of essential operational and priority services. The keys to an effective Emergency Operations Plan are to communicate in a timely manner when an emergency or disaster is identified, and to train as many community members as feasible in the procedures for emergencies and disasters, and recovery.

The Emergency Procedures is presented in an easy to read single page document. Each box on the document identifies what to do in the event of a Medical Emergency, Fire, Severe Weather; Utility Failure; Hazardous Material Accidents; Suspicious Person, Suspicious Package, Sexual Misconduct and Active Shooter.

The Benedictine Emergency Procedures can be located at: <http://www.ben.edu/emergency-preparedness/upload/Mesa-Emergency-Procedures-one-page.pdf>

Emergency Warning

The safety of all faculty, staff, students and visitors to our campus is important to the University. ERRT developed the Emergency Procedures for preparing the University community for an emergency event or disaster. The University community's adherence to the Emergency Procedures guidelines will enable the University to communicate in a timely manner in the event of an emergency or disaster, save lives and reduce potential for additional injury and property damage, meet basic human needs, and restore essential operations and priority services.

The ERRT is assembled and the Emergency Operations Center ("EOC") is activated upon confirmation of a significant emergency or dangerous situation involving an immediate threat to the health and safety of students, employees or guests on campus.

The ERRT members or their designees alert and/or notify the campus population and the public of major emergencies through a combination of the following University Emergency Alerts and Information Notification systems. These systems are:

- Fire alarms in the building are automatically activated in the event of a fire or can be manually activated by a pull station.
- BenAlert emergency notification system. These are a series of pre-scripted messages that provide instruction on what to do during a particular emergency and were developed by the Marketing and Communication department.
- Benedictine University at Mesa website notice <http://www.ben.edu/mesa/emergency/index.cfm> with emergency details posted.
- Benedictine University at Mesa main line at 602-888-5500 with emergency details recorded.
- Broadcast e-mail with the "Importance: High" option (message will appear with a red exclamation point in each user's inbox) and emergency details to #All Mesa Campus Adjunct Faculty; #All Mesa Campus Faculty; #All Mesa Campus Staff; #All Mesa Campus Student.
- The Mesa branch campus notification process. Each University office is responsible for creating and maintaining a notification process to ensure effective communication of emergency details.
- Campus closed circuit TV monitors.
- The Office of Student Life or his designee will post updates to Facebook and Twitter.
- Maricopa County Community Emergency Notification System (CENS) may provide telephone notification. For more information on how this system works, visit <https://www.maricopa.gov/1755/Community-Emergency-Notification-System->

- The Office of Student Life or designee will update the www.Cancellations.com website.

These may be updated hourly or daily as needed as details develop. Details may include general information; warnings or notices to have awareness of particular items; the status of classes, activities, and/or the campus or specific buildings; and for health-related incidents, information about relevant signs and symptoms of a health condition, protection and prevention measures, suspected or confirmed cases, isolation or quarantine, areas, and other pertinent items.

Timely Warning Notice

A Timely Warning Notice (TWN) is sent when a crime that poses a serious or continuing threat to members of the University community occurs within the Benedictine University Mesa Clery Geography (on campus, in the residence halls, public property near campus, non-campus property) and is reported to the University Police or other local law enforcement agencies. The University will immediately take into account the safety of the community, determine the content of the notification and initiate the notification system. The TWN is sent primarily by blast email to all students and employees on campus. TWNs can also be sent/communicated via BenAlert and a variety of other notification methods, as outlined in the Emergency Warning section of this report. The Chief of Police distributes TWNs to the University community.

In general, University Police will issue TWN in the following circumstances:

1. It is a Clery-reportable crime or University Police determines that a TWN is otherwise appropriate;
2. The crime was reported to University Police either directly or through local law enforcement; and
3. There is a serious or continuing threat to the University community.

Decisions about whether to issue a TWN, the information to include, and the form in which it will be issued, will be made on a case-by-case basis by University Police, in light of the relevant circumstances. In addition to issuing TWNs for campus crimes, University Police will provide prevention strategies to inform the campus community of actions to take, to ensure a safe environment.

Public Safety Notices

A Public Safety Notice (PSN) may be sent to the University community for general crime prevention purposes, to inform the community of crimes and/or incidents that are not generally time sensitive or considered to be a continuing threat, but important to be aware of, and/or to inform the University of incidents occurring on, around, or even off campus that do not meet the requirements or specifications for distribution of a TWN, as outlined above.

A PSN may be sent via blast email to all students and employees on campus. A PSN is written and distributed to the University community by Campus Safety or designee, and the message is reviewed and approved by the Chief Executive Officer and/or the Chief Compliance Officer and Legal Counsel.

Updates to the University community about any particular case resulting in a PSN, when deemed necessary, may be distributed via blast email, or posted on the University's website.

Access to and Security of Campus Facilities

Academic and Administrative Buildings:

The Mesa campus is open to the public when academic classes are in session. After hours, buildings are secured and only persons with authorized access permission can enter or remain in the buildings. During holiday breaks all buildings are locked and if a staff member needs access to a building to get to their office they are instructed to pre-arrange a time with the Facilities Manager who will allow entry into the building.

Residence Hall:

Access to Alhambra is restricted to residents, their approved guests, and other approved members of the University community. Residents gain entry by swiping their student ID card at the card access readers and provide a safe and secure lodging environment with visitation restrictions. Visitors must be chaperoned at all times by a resident student while in the residence hall. Security measures shall include, but are not limited to; access control measures, and security cameras in the hallways. The campus is well-lit and inspected daily by the Facilities Manager to ensure buildings and grounds are safely maintained.

Maintenance of Campus Facilities

The Mesa campus facilities are maintained in a manner that minimizes hazardous conditions. Campus Safety regularly patrols campus and reports malfunctioned lights and other unsafe physical condition to the Facilities Manager for correction. Campus community members can additionally report hazards directly to the Facilities Manager.

The campus' overall safety and security is supplemented by a variety of technological systems including:

- a campus-wide master key system for all lockable doors;
- exterior building and parking lot lighting;
- a CCTV system in various campus buildings;
- residence hall card access control;
- fire alarm system;
- intrusion detection;
- radio communications between Campus Safety, Residence Life, Athletics and Facilities Management;
- written building access and room opening protocol; and
- photo ID cards for faculty, staff, students, contractors and visitors.

All systems are controlled and audited by the Facilities Manager and Campus Safety.

A map of the campus is available on the University's website at: <http://www.ben.edu/mesa/about/location.cfm>

Unlawful Entry and Trespassing

Persons making or attempting to make unauthorized entry into property owned or controlled by the University or University events are subject to arrest. "No trespassing – official business only" signs are posted at all entrances to the campus and the University Police and/or Residence Life staff may issue "no trespass" notices verbally or in writing, delivered in-person or via postal mail. The following conduct is prohibited:

- Unauthorized possession or use of campus keys, access cards or identification cards.
- Violation of published University regulations including those relating to entry and use of University facilities, and any other regulations, which may from time to time be enacted.
- Violation of rules applicable to residence halls.
- Violation of local, state, or federal laws pertaining to unlawful entry and trespassing.

Rules and Policies Regarding Possession, Use, and Sale of Alcohol

The University seeks to encourage and sustain an academic environment that respects individual freedom and promotes the health, safety and welfare of all members of its community. In keeping with these objectives, the University has established the following policy governing the possession, sale and consumption of alcohol beverages by members of the University community, which conform to the laws of the State of Arizona. The University's alcohol policy and programs are intended to encourage its members to make responsible decisions about the use of alcoholic beverages, and promote safe, legal and healthy patterns of social interaction. The University prohibits the following on property owned or controlled by the University or as part of any on-campus or off-campus University activity.

- Possession and/or consumption of alcoholic beverages by persons less than 21 years of age;
- Selling, distributing or otherwise providing alcoholic beverages to and/or by anyone less than 21 years of age;
- Driving under the influence of alcohol;
- Consumption of alcoholic beverages by persons 21 years of age or older in any public area or outside of designated areas at authorized University events;
- Public intoxication of any person, regardless of age;
- Possession of containers that previously contained alcoholic beverages; and
- Possession of common source containers, of alcohol, whether full or empty, such as kegs, beer balls, or boxed wine.

Alcohol education programs are conducted routinely at the University. Students having trouble with alcohol or drug use are encouraged to talk with a staff member in the Office of Student Life, or other members of the University staff. External resources are also available.

Click the full version of the Alcohol and Drug Policy: <http://www.ben.edu/about/upload/Benedictine-University-Alcohol-and-Drug-Policy-2.pdf>

Drug and Alcohol Abuse Prevention Program

It is the policy of Benedictine University Mesa that the unlawful manufacture, distribution, dispensing, possession, or use of illicit drugs and alcohol is prohibited by students and employees on University property, as part of its activities or in facilities controlled

by the University. The University has a vital interest in maintaining a safe and healthy learning environment for the benefit of all students, employees and guests. This information is in accordance with the Drug-Free Workplace Act of 1988 and the Drug-Free Schools and Communities Act Amendments of 1989 and at a minimum is required to be distributed annually in writing to each employee and student. On a semiannual basis, an e-mail notification is sent by the Emergency Preparedness Manager with website links to the Annual Security and Annual Fire Safety Reports, the Alcohol and Drug Policy and the Drug and Alcohol Abuse Prevention Program. The University provides information for students and employees regarding illicit drug and alcohol abuse, including standards of conduct, health risks, state and federal penalties, and available drug or alcohol counseling and rehabilitation services. This information can be found at:

<http://www.ben.edu/about/upload/Drug-and-Alcohol-Abuse-Prevention-Program.pdf>. Printed copies of this information are available for public view with the Chief Executive Officer, located at 225 E. Main Street, Mesa, AZ 85201 on the main floor of Gillett Hall (Room 120).

Illegal Drugs and Drug Paraphernalia

The University prohibits the unlawful manufacture, distribution, dispensation, sale, possession or use of any illicit drug by any of its students, employees in its workplace, on its premises, or as any part of its activities. Illicit Drugs are defined as drugs that are illegal to use, possess or produce; and the unlawful possession, use and sharing of prescription drugs; as defined in Benedictine University's Drug and Alcohol Policy. Anyone violating the law may be turned over to civil authorities for prosecution and will be subject to all of the University's disciplinary procedures.

Criminal penalties include fines, imprisonment and, in certain cases, the seizure and forfeiture of the violator's property. In addition, federal and other forms of financial aid may be forfeited.

Benedictine University policy continues to prohibit students, employees and members of the general public from possessing, using or distributing marijuana in any form (by inhalation, topically, or orally) on any of the University's campuses or facilities and during any University activities (on or off campus).

As a recipient of federal funding, such as financial aid and federal grants and contracts for research, the University is required to continue to prohibit the use, possession and distribution of all federally controlled substances – including marijuana. Consequently, such activity remains prohibited by University policy.

At the federal level, the Controlled Substances Act states that the growing and use of marijuana is a crime and federal enforcement agencies can prosecute users and growers of marijuana, regardless of state law. In addition to being a federal offense, the use of medical marijuana in the workplace and on campus is restricted by additional federal laws, such as the federal Drug Free Schools and Communities Act and the Drug-Free Workplace Act. Even in the absence of federal law, the possession, use and distribution of these substances would be inconsistent with Benedictine University's dedication to assuring the safety, security and well-being of everyone in the University community.

<http://www.ben.edu/about/upload/Benedictine-University-Alcohol-and-Drug-Policy-2.pdf>

Additional information is located in the Benedictine University 2019-2020 Student Handbook at:

<http://www.ben.edu/mesa/campus-community/upload/Mesa-Student-Handbook-2019-20.docx>

Dangerous Weapons

Benedictine University prohibits the possession or storage of a dangerous weapon or destructive devices. Individuals found in possession of such will be subject to disciplinary action, including dismissal from the University and possible criminal prosecution.

Dangerous Weapon is defined as an instrument of offensive or defensive combat, something to fight with, or which can be used to cause bodily harm to another person.

Ammunition is defined as any material capable of being projected by a dangerous weapon and makes the dangerous weapon operational.

Dangerous weapons include but are not limited to:

- Guns and firearms, whether loaded or unloaded;
- Any carbon dioxide (CO₂) or spring-propelled guns;
- Pellet, flare, tranquilizer, air, stun, spear, paintball, and dart guns;
- Hand instruments designed to cut or stab another by being thrown, including but not limited to: knives and epees (fencing swords), stilettos, bowie knives, switchblades, machetes and daggers;
- Striking instruments including clubs, truncheons, baseball bats, blackjacks, metal knuckles and sap gloves;
- Martial arts weapons including nunchakus, tonfas, staffs and throwing stars;

- Bow and arrow combinations;
- Slingshots;
- Destructive devices including hand grenades, explosives, incendiary and poison gas bombs, mines, rockets, missiles or similar devices and includes the unassembled components from which such a device can be made; or
- Any improvised item.

This policy does not apply to the possession and/or use of disabling chemical sprays when used for self-defense. These include such items as mace and pepper spray. (Training in the use of defensive sprays is strongly encouraged. Vendors should be able to provide this training as well as Safety Data Sheets.)

Exceptions

The University recognizes that there may be activities related to education or research that may appear to be in violation of the policy (e.g., physical fitness activities and theatrical productions). In these cases, the department or organization coordinating the activity is then responsible for obtaining written approval (annually) from the Campus Safety in advance before following through with the activity.

Any non-resident invited to campus with an instructional purpose must obtain permission for weapon possession in writing from the University's chief of police while on camps.

Violations

Any person found in possession of dangerous weapons on campus in violation of this policy will be required to remove the weapon and/or themselves from University property. Any University student shall be subject to further disciplinary action in accordance with the University's disciplinary policies and procedures. Any possession of a dangerous weapon in direct violation of federal, state or local laws will be referred to University Police (or any other appropriate law enforcement authority) and may result in legal sanctions. Call Campus Safety for any violation or suspected violations of this policy at 602-888-5516.

Registered Sex Offender Information

A link to the Arizona Sex Offender Registry can be found on the Campus Safety page of the University web site at: <http://www.ben.edu/mesa/campus-community/public-safety.cfm>. This information can also be located through the Arizona State Police web site at http://www.azdps.gov/Services/Sex_Offender/. All registered sex offenders must register themselves with

Campus Safety if they intend on becoming a student. Campus Safety frequently search the Arizona State Police web site for registered sex offenders living off campus, in the general vicinity of the University and as a matter of preemptive intelligence gathering.

Missing Student Notification Policy

This policy contains the official notification procedures for the University concerning missing students who reside in on-campus housing, in accordance with the requirements of the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (20 USC § 1092 (f)) (or the “Clery Act”, which previously was known as the Crime Awareness and Campus Security Act of 1990). The purpose of this policy is to promote the safety and welfare of students who reside in on-campus housing. This policy is mandatory and must be adhered to by all University faculty, staff, and students.

1. In the event that a member of the University community has reason to believe that a student who resides in on-campus housing is missing, he or she shall **immediately** notify the Campus Safety at **602-888-5516**. Campus Safety will generate a missing person report and initiate an investigation. In addition, Campus Safety will report the missing person to appropriate Student Life staff on campus.
2. Any missing student report must be referred immediately to Campus Safety and to the local law enforcement agency that has jurisdiction in the area. The local law enforcement agency for Benedictine University Mesa is the Mesa Police Department. The Mesa Police Department is located at 130 N. Robson, Mesa, Arizona 85201 and can be reached at 480-644-2211.
3. In addition to registering emergency contacts, students residing in on-campus housing have the option to identify confidentially an individual to be contacted by the University in the event the student is determined to be missing for more than 24 hours. Students who wish to identify a confidential contact can do so by completing [the Missing Student Contact Information](#) form found on the Residence Life webpage under the Resources section.
4. The contact information will be confidential, accessible only by authorized Student Life staff and Campus Safety, and may not be disclosed outside a missing person investigation.
5. If the missing student is under the age of 18 and is not an emancipated individual, staff will notify the student’s parent or legal guardian **immediately** after Campus Safety determine that the student has been missing for more than 24 hours.
6. After investigating the missing person report, should Campus Safety determine that the student is missing and has been missing for more than 24 hours (regardless of whether the student has

identified a contact person, is above the age of 18, or is an emancipated minor). Campus Safety or a representative from Student Life will notify the Mesa Police Department. In addition, the student’s emergency contact will be notified no later than 24 hours after the student is determined to be missing, unless the Mesa Police Department was the entity that made the determination that the student was missing.

7. If a student has been determined missing for more than 24 hours, in addition to the above notifications, specific procedures to follow include:
 1. If the student has designated a confidential contact, notifying that person within 24 hours that the student is determined to be missing.
 2. If the student is under 18 years of age and is not emancipated, notifying the student’s custodial parent or guardian and any other designated contact person within 24 hours that the student is determined to be missing.
8. Regardless of whether the student has identified a contact person, is above the age of 18, or is an emancipated minor, informing the Mesa Police Department within 24 hours that the student is determined to be missing.

Crime Prevention, Fire Safety, and Safety Awareness Programming

The University offers many programs designed to inform students and employees about campus security procedures and practices and the prevention of crimes. A common theme of all awareness and crime prevention programs is to encourage students and employees to be responsible for their own safety and for the safety of others on campus. Various campus organizations and departments throughout the year sponsor crime prevention programs on personal safety and security. These programs include general crime prevention and security awareness programs, such as safety education programs and discussions about topics such as alcohol abuse, sexual assault awareness and prevention, relationship violence awareness and prevention, bystander intervention, fire safety emergency response and evacuation procedures, and theft prevention. Residence Life staff hold programs in residence halls to explain campus security and safety, campus policies, and expectations related to student conduct, behavior, fire safety measures, and procedures. During new student orientation, crime prevention and security awareness procedures are discussed. New employee orientation includes the distribution of crime prevention and fire safety materials to all new employees during scheduled orientation sessions throughout the year. Crime Prevention and security awareness presentations

are conducted when requested by various groups, including students and employees of the University.

Several crime prevention, fire safety, and safety awareness events occur each year. In the fall semester, fire evacuation drills are conducted in each academic, administrative and resident hall building. These are live drills where students, faculty, staff and visitors all evacuate the buildings tested to assemble and get further instruction from the Campus Safety. In the spring semester, shelter in place drills are conducted. Emergency team members walk through each building checking to see if all students, faculty and staff are practicing the proper procedures, which are emailed prior to the drill. Any students, faculty, staff or visitors in open areas during the drill are gathered and get an explanation of what to expect and what they should do to protect themselves.

Additional safety awareness and crime prevention training/programming occurs throughout the year during October, January and April specifically for Domestic Violence Awareness month (October), Stalking Awareness Month (January) and Sexual Assault Awareness Month (April).

Collection of Crime Statistics/Crime Log

The Chief of the Benedictine University Police is responsible for the gathering of crime statistics annually from the Lisle and Mesa campuses. In addition, the Chief is responsible for contacting the area municipalities where off-site class instruction takes place to retrieve any crime information, which would be part of our Annual Security Report.

Campus Safety, in accordance with the Clery Act, maintains a daily Crime Log, and prepares and distributes statistics annually on all reported occurrences. The Clery Act requires the annual publication of crime statistics for the previous three calendar years.

Pursuant to the Clery Act, the crime statistics include reports of arrests for, and disciplinary actions arising from selected crimes. Crime that occur on campus (including in residence halls), areas contiguous to University property (including on the public way), and hate crimes are included. Alcohol and drug incidents, and sexual assaults, also can be located in the report.

Campus Security Authorities (CSA)

A CSA is a Clery-specific term that encompasses four groups of individuals and organizations associated with the institution.

1. A campus police department or a campus security department;
2. Any individual or individuals who have responsibility for campus security but who do not constitute a campus police department or a campus security department;
3. 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; and
4. 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.

Below is a list of current Campus Security Authorities:

Kevin Broeckling, kbroeckling@ben.edu, Chief Executive Officer, Gillett Hall, room 132, 602-888-5507

Paul Oakes, paokes@ben.edu, Campus Safety, Gillett Hall, 602-888-5516

Steve Schafer, sschafer@ben.edu, Associate Athletic Director, MCHE, room 114, 602-888-5511

Geography Definitions

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 our 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 supports institutional purposes.

On-Campus Student Housing Facility – Any student housing facility that is owned or controlled by the institution, or is located on property that is owned or

controlled by the institution, and is within the reasonably contiguous geographic area that makes up the campus is considered an on-campus student housing facility.

Non-Campus Building or Property – (1) Any building or property owned or controlled by a student organization that is officially recognized by the institution (i.e. privately-owned fraternity); or (2) Any building or property owned or controlled by an institution that is used in direct support of or in relations to the institution's educational purposes, is frequently used by students, and is not within the same reasonably contiguous geographic areas of the institution.

Non-Campus Property – Includes buildings or properties under temporary control during institutionally sponsored short-stay-away domestic or international trips for students of more than one night or buildings or properties under temporary control during institutionally sponsored domestic or international trips for students to repeated locations:

- For example, students in the debate club take a trip to Washington D.C. and stay at the same hotel every year. In this example, the institution must include in their Clery Act crime statistics any Clery Act crimes that occur in the rooms used by the students and any common areas used to access those rooms; including the lobby, elevator and staircases.

Public Property – All public property, including thoroughfares, streets, sidewalks, and parking facilities, this is within the campus or immediately adjacent to and accessible from the campus or on-campus property/facilities. The University crime statistics do not include crimes that occur in privately-owned homes or businesses within or adjacent to the campus boundaries.

Reasonably Contiguous – In the 2016 Handbook for Campus Safety and Security Report refers to a building or property an institution owns or controls that is in a location that students consider to be, and treat as, part of the "campus." Generally speaking, it is reasonable to consider locations within one mile from the core or main campus border to be reasonably contiguous with the campus.

Federal Crime Definitions

Primary Crimes Definitions

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.

Sexual Assault - Rape: as defined by the Federal Bureau of Investigations (FBI) Uniform Crime Reporting Summary Reporting System: penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without consent of the victim.

Sexual Assault - Forcible Fondling: is the touching of the private body parts of another person for the purpose of sexual gratification, forcibly and/or against that person's will; or, not forcibly or against the person's will where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental incapacity.

Sexual Assault - Incest: is non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.

Sexual Assault - Statutory Rape: is non-forcible sexual intercourse with a person who is under the statutory age of consent.

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

Aggravated Assault: an unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury. This type of assault is usually accompanied by the use of a weapon or by means likely to produce death or great bodily harm. It is not necessary for an injury to result when a gun, knife or other weapon is used in the commission of the crime.

Burglary: the unlawful entry of a structure to commit a felony or a theft. For reporting purposes this definition includes: unlawful entry with intent to commit a larceny or felony; breaking and entering with intent to commit a larceny; housebreaking; 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 joyriding.)

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

Hate Crimes Definitions

Hate Crime: is a criminal offense that manifests evidence that the victim was intentionally selected because of the perpetrator's bias against the victim.

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

Bias Definitions

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

Gender: a preformed negative opinion or attitude toward a person or group of persons based on their actual or perceived gender, e.g., male or female.

Gender identity: one's innermost concept of self as male, female, a blend of both or neither – how individuals perceive themselves and what they call themselves. One's gender identity can be the same or different from their sex assigned at birth.

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

Sexual orientation: a preformed negative opinion or attitude toward a group of persons based on their sexual attraction toward, and responsiveness to, members of their own sex or members of the opposite sex (e.g., gays, lesbians, heterosexuals).

Ethnicity: the fact or state of belonging to a social group that has a common national or cultural tradition.

National origin: broadly as including, but not limited to, the denial of equal employment opportunity because of an individual, or his or her ancestor's, place of origin, or because an individual has the physical, cultural or linguistic characteristics of a national origin group.

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

Hate Crime Offenses Definitions

Larceny-Theft: is the unlawful taking, carrying, leading, or riding away of property from the possession or

constructive possession of another. (Larceny and theft mean the same thing in the UCR.) **Constructive possession** is the condition in which a person does not have physical custody or possession, but is in a position to exercise dominion or control over a thing.

Simple Assault: assaults and attempted assaults where no weapon was used and which did not result in a serious or aggravated injury to the victim. (Currently, this crime category only applies to hate crimes.)

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

Destruction/Damage/Vandalism of Property: is to willfully or maliciously destroy, damage, deface, or otherwise injure real or personal property without the consent of the owner or the person having custody or control of it.

Arrests and Referrals for Disciplinary Action

Weapon Law Violation: The violation of laws or ordinances regulating weapons.

Drug Law Violation: violations of State and local laws related to the possession, sale, use, growing, manufacturing, and making of narcotic drugs. The relevant substances include; opium or cocaine and their derivatives (morphine, heroin, codeine); marijuana; synthetic narcotics (Demerol, methadone(s); and dangerous non-narcotic drugs (barbiturates, Benzedrine).

Liquor Law Violation: the violation of laws or ordinances 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; or any attempts to commit any of the foregoing violations. **Note: this list does not include public drunkenness and driving under the influence.**

Disciplinary Referrals: incidents in which a student was not arrested but was referred for campus disciplinary action for liquor law violations, drug law violations, and illegal weapons possession.

VAWA Act Crimes

Dating Violence: dating violence means violence committed by a person:

1. Who is or has been in a social relationship of a romantic or intimate nature with the victim;

2. Where the existence of such a relationship shall be determined on a consideration of the following factors:
 - a. The length of the relationship,
 - b. The type of relationship,
 - c. The frequency of the interaction between the persons involved in the relationship.

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

Stalking: engaging in a course of conduct directed at a specific person but is not limited to following, lying in wait, or harassment, when such conduct:

1. Would cause a reasonable person to feel fear for his or her physical safety or health or that of others, including fear of sexual conduct, unlawful restraint, bodily injury, or death, or would cause a reasonable person to suffer emotional distress; and
2. Serves no legitimate purpose.

Primary Crimes	2016				2017*				2018			
	On Campus Property	On Campus Student Housing Facilities	Non-Campus Property	Public Property	On Campus Property	On Campus Student Housing Facilities	Non-Campus Property	Public Property	On Campus Property	On Campus Student Housing Facilities	Non-Campus Property	Public Property
Murder/Non-Negligent Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0	0	0	0	0	0	0
Sexual Assault – Rape	0	0	0	0	0	0	0	0	0	0	0	0
Sexual Assault – Forcible Fondling	0	0	0	0	0	0	0	0	0	0	0	0
Sexual Assault – Incest	0	0	0	0	0	0	0	0	0	0	0	0
Sexual Assault – Statutory Rape	0	0	0	0	0	0	0	0	0	0	0	0
Robbery	0	0	0	0	0	0	0	0	0	0	0	0
Aggravated Assault/Battery	0	0	0	0	0	0	0	0	0	0	0	0
Burglary	0	0	0	0	0	0	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	2	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0	0	0	0	0
Arrests												
Illegal Weapons Possession	0	0	0	0	1	1	0	0	0	0	0	0
Drug Law Violations	0	0	0	9	2	0	0	0	0	0	1	0
Liquor Law Violations	0	0	0	0	1	0	0	0	0	0	0	0
Disciplinary Referrals												
Illegal Weapons Possession	0	0	0	0	0	0	0	0	0	0	0	0
Drug Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
Liquor Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
VAWA Offenses												
Domestic Violence	0	0	0	0	0	0	0	0	0	0	0	0
Dating Violence	0	0	0	0	0	0	0	0	0	0	0	0
Stalking	0	0	0	0	0	0	0	0	0	0	0	0

*Not all law enforcement agencies reported accurate times and dates of crimes that occurred for non-campus property location and were therefore removed from the statistics per the Office of Postsecondary Education on the Campus Safety and Security Statistics.

Hate Crimes

2018	Zero (0) hate crimes or bias incidents reported in calendar year 2018.
2017	Zero (0) hate crimes or bias incidents reported in calendar year 2017.
2016	Zero (0) hate crimes or bias incidents reported in calendar year 2016.

Unfounded Crimes

2018	Zero (0) unfounded crimes in calendar year 2018.
2017	Zero (0) unfounded crimes in calendar year 2017.
2016	Zero (0) unfounded crimes in calendar year 2016.

Annual Fire Safety Report

The Annual Fire Safety Report is required by (HEOA of 2008) for any Title IV institution that maintains an on-campus student housing facility. Per HEOA, an institution that maintains an on-campus student housing facility must collect fire statistics, publish an Annual Fire Safety Report, and keep a fire log.

Procedures for Preparing and Distributing the Annual Fire Safety Report

BUPD in Lisle collects fire statistics, composes the Annual Fire Safety Report for the Mesa campus. The Chief Executive Officer maintains a log of fire statistics. The Annual Fire Safety Report is published annually by October 1 and contains three years of fire statistics in accordance with (HEOA). This is the 2019 Annual Fire Safety Report, which contains the statistics for calendar years 2016-2018.

Distribution and Notification of Annual Fire Safety Report

Annually by October 1, an e-mail notification is sent to all current students, faculty, and staff providing the website <http://www.ben.edu/mesa/campus-community/public-safety.cfm> to access to this report.

Upon request:

- A written paper copy of the report is also available for public view with the Chief Executive Officer, located on the main floor of Gillette Hall (Room 120); or
- By calling the Chief Executive Officer, at 602-888-5507.

Newly enrolled students receive written notification providing the website <http://www.ben.edu/mesa/campus-community/public-safety.cfm> to access this report.

- Notification will be provided to newly enrolled students in their Admitted Students Packet during their initial advising.
- A link to the report is also available at Office of Admissions webpage at <http://www.ben.edu/mesa/admissions/> for students enrolled in the traditional undergraduate programs (for both freshmen and transfer), Mesa Graduate programs, Mesa

Scholl of Graduate, Adult and Professional Education.

Upon request, prospective students and employees:

- May obtain a written paper copy of the Annual Fire Safety Report from the Chief Executive Officer, Benedictine University Mesa, 225 E. Main Street, Mesa, AZ 85201; or
- By calling the Chief Executive Officer, at 602-888-5507; or
- By visiting Benedictine University's, web site at: <http://www.ben.edu/mesa/campus-community/public-safety.cfm> or <http://www.ben.edu/about/consumerinfo.cfm>.

Prospective employees are notified about this report via Benedictine University's Human Resources jobs website at: <http://www.ben.edu/human-resources/> or <http://www.ben.edu/human-resources/employment-opportunities.cfm>

New employees are provided a document containing a link to <http://www.ben.edu/police/upload/Mesa-Annual-Security-and-Fire-Safety-Report-2018-2.pdf> in their new hire training materials during new hire orientation. Each new employee certifies that they have knowledge as to where the Annual Fire Safety Report is located.

Prospective students and parents of students can also read about and reference Clery Act information on the Office of Admissions webpage at <http://www.ben.edu/mesa/admissions/>; or the office of the Chief Executive Officer, Gillette Hall (Room 120) <http://www.ben.edu/mesa/campus-community/public-safety.cfm> and <http://www.ben.edu/about/consumerinfo.cfm>.

Current Employees can find the Annual Security Report and Annual Fire Safety Report by clicking the link to University Police: <http://www.ben.edu/mesa/campus-community/public-safety.cfm>.

Annual Security Report

Benedictine University - Mesa Campus has a separate Annual Security Report for Year 2019, which may be viewed at: <http://www.ben.edu/mesa/campus-community/public-safety.cfm>.

Fire Log

- A fire log is maintained for public view with the Chief Executive Officer, located on the main floor of Gillett Hall (Room 120); or
- A request can be made by calling the Chief Executive Officer, at 602-888-5507; or
- A written request can be sent to the Chief Executive Officer, Benedictine University Mesa, 225 E. Main Street, Mesa, AZ 85201.

Residence Life - Safety Brochure

The Mesa Campus provides its students with a brochure entitled [Resident Fire Safety Brochure](#) detailing fire safety tips, which also are addressed in this Report.

On-campus Student Housing Fire Safety Systems

The on-campus student housing facility is the Alhambra Hall. The facility is equipped with modern, interior fire alarm systems with horns and strobe lights, which are monitored 24 hours per day, 7 days per week. The building is equipped with automatic full sprinkler and smoke detection systems, fire extinguishers, and evacuation placards. These systems are tested at least once per year.

Policy on Portable Electrical Appliances and Open Flames

Portable Electrical Appliances - The following items are not allowed: space heaters, cooking appliances with heating elements, toaster ovens, outside antennas, halogen lamps, open-coil devices or satellite dishes.

Open Flames – The following items are not allowed: incense and candles.

Benedictine University Smoking/Tobacco Policy

The Benedictine University Smoking/Tobacco Policy is in consideration of the health risks to community members, environmental impact and community member feedback with the prohibition of tobacco products, smoking and vaping use.

The University prohibits the use of all tobacco products, including cigarettes, cigars, pipes, smokeless tobacco and electronic cigarettes on all our campuses. In addition to all buildings, it applies to all outside property and grounds. In a kind and courteous manner, each community member will be responsible to remind individuals of the University policy. This policy will be enforced like any other student conduct/employee violation. Individuals desiring to smoke may do so in their car.

This policy change reinforces our commitment to preserving and improving the health of our students, faculty, staff and guests. The commitment to a tobacco-free campus is a responsibility we all share together, whether you are a tobacco user or not. In making this decision, we reflected on our Benedictine roots of addressing the common good of the community and also listening to the community.

General Residence Hall Fire Safety

All of the University's on-campus residential student housing facilities are completely covered by integrated automatic sprinkler and hard-wired addressable fire alarm systems.

In addition, on-campus residential facilities have the following life safety systems: portable fire extinguishers, emergency lighting, emergency exit signs and doors, and emergency phones. A quality control program ensures that each building is inspected by trained building inspectors on a regular basis to ensure that these systems are in working condition, and includes a yearly fire alarm system test and inspection.

Each resident is given a copy of the Resident Fire Safety Brochure, which includes information on fire safety and what appropriate action to take during a fire alarm or fire emergency. The Emergency Response and Recovery Team, Campus Safety, Mesa Fire Department and Facility Operations conduct fire drills in the fall semester.

If a fire occurs in a University building, community members should immediately notify the local fire department by dialing 9-1-1. Campus Safety should be contacted at 602-888-5516. During business hours, Campus Safety along with Mesa Fire Department will initiate a response to all fire alarms or reports it receives. After hours, Mesa Fire Department will respond to all fire alarm calls.

Fires should immediately be reported to the Campus Safety. If a member of the University community finds evidence of a fire that has been extinguished, and the

person is not sure whether Campus Safety has already responded, the community member should immediately notify Campus Safety to investigate and document the incident. Fire alarms alert community members of potential hazards, and community members are required to heed their warning and evacuate buildings immediately upon hearing a fire alarm in a facility. Use the nearest stairwell and/or exit to leave the building. Do not use the elevator. Community members should familiarize themselves with at least two ways out of each building.

Evacuation Procedure for Students and Employees in the Case of a Fire

Should you discover a fire, remember **RACE**:

- **R**emove anyone from immediate danger.
- **A**ctivate the fire alarm system by pulling the nearest fire alarm pull station, call 9-1-1 and then the Campus Safety at 602-888-5516.
- **C**ontain the fire by closing doors.
- **E**vacuate the building.

All buildings are equipped with fire alarm systems, which activate at certain temperature levels or smoke conditions. However, many small fires will require a fire alarm pull station to be manually activated.

Should you be in a building when an alarm is activated, take the following actions:

- Evacuate **IMMEDIATELY** in a calm, orderly manner closing doors.
- Assist those with disabilities in exiting the building and ensure, to the extent possible, that other occupants know to evacuate.
- After evacuating the building, proceed to the evacuation assembly area for that particular building. Supervisors, faculty and resident assistants will take a head count at the evacuation area and notify the Mesa Fire Department if anyone is unaccounted for. Be prepared to move to another location if the evacuation assembly area is deemed to be too close to the building. Help keep roads, fire lanes, hydrants and walkways clear for emergency vehicles and crews.
- If you become trapped in a building during a fire, stay near the floor where the air will be less toxic. Shout for help at regular intervals to alert emergency rescue crews of your location. Remain calm and do not panic.
- Do not use the elevators;

- Exit by nearest safe stairway;
- Try to exit the room, feel the doorknob
 - If it is hot, do not open the door
 - If the doorknob is not hot, brace yourself against the door and crack it open
 - If there is heat or heavy smoke, close the door and stay in your room;
- Don't panic;
- Close all doors;
- If trapped in a room or office, keep the door closed and be prepared to signal your presence from a window;
- If you are on fire, stop, drop and roll, wherever you are. Rolling smothers fire;
- Cool burns. Use cool tap water on burns immediately. Do not use ointments. If skin is blistered or charred, call for an ambulance; and
- Be aware of obstacles that may be in corridors or blocking exits. Storage of any items in these locations is strictly prohibited. Blocked exits and obstacles impede evacuation, especially during dark and smoky conditions.

A person's first action should be to evacuate the building. If a fire is small and appears controllable, use a nearby fire extinguisher to combat the fire.

Remember **PASS**:

- **P**ull the pin from the fire extinguisher.
- **A**im the fire extinguisher at the base of the fire.
- **S**queeze the handles together.
- **S**weep the spray from side to side across the base of the flames

If the first fire extinguisher used does not put out the fire, **EVACUATE** the building. **DO NOT** attempt to use a second fire extinguisher.

It is the policy of Benedictine University Mesa to have defined procedures to protect the life and safety of students, staff and guests should there be a hazard that causes the University to decide to evacuate.

If you hear the direction to "EVACUATE" over the classroom telephones, or an administrator announces the evacuation in person, or by any other means of communication, you are to follow the procedures provided by the evacuation announcement.

What to do if outside during a building evacuation:

1. Do not enter any building being evacuated.
2. Get to the Evacuation Assembly Area for the building being evacuated (if you are near a building).
3. Listen for specific directions.
4. An authorized person will announce via campus communication system or bullhorn when the building is safe to reenter.

- Specific threat - Bomb, fire, storm, earthquake, explosion, hazardous materials incident
- Context - Time of day, likelihood
- Recommendations of the first responder officials

In all cases when the decision has been made to evacuate the following basic procedures will be used.

1. The campus will be evacuated in stages, beginning with the areas that are in the immediate vicinity of the threat.
2. Other areas may then be evacuated, depending on the nature of the threat.
3. A gradual evacuation is preferable to a total, immediate evacuation, if possible, as it triages the populations most in danger, minimizes the likelihood of gridlock and congestion, and provides for ingress of emergency vehicles and personnel.
4. In all cases, evacuees would be directed away from the vicinity of the threat.

Evacuation of the Mobility Restricted and Mobility Impaired

Mobility Restricted Individuals

Mobility restricted individuals are those with disabilities which might impede rapid building evacuation. Examples include those who are blind or deaf, or whose mobility is restricted by use of walkers or crutches. Assistance can be provided by guiding them to a stairwell, waiting until a clear passage is established and helping them down or up the stairs to a designated meeting area.

Mobility Impaired Individuals

Mobility impaired individuals are those with disabilities which require the use of wheelchairs or other mobility devices. To assist those individuals, proceed as follows:

1. Call Campus Safety at 602-888-5516. Provide as much information as possible. Most importantly, provide the individual's location.
2. Move the impaired individual near the stairwell and await assistance if there is no immediate danger within the vicinity of the stairs.
3. If the hazard becomes life threatening, move the individual into a room and close the door. If evacuation is deemed necessary, attempt to gain volunteer assistance and proceed to evacuate by way of the established route. Inform Campus Safety of the individual's new location.

Campus Evacuation

Should it become necessary to evacuate the entire campus, the decision to implement these procedures rests with the Chief Executive Officer. In situations requiring immediate action, the Mesa Police or Fire Department also can order a local area evacuation. When evaluating possible evacuation, consideration will be given to the following:

Policy on Fire Safety Education and Training Programs for Students and Employees

Fire safety education programs for all students in on-campus housing and all employees that have an association with on-campus housing are held at the beginning of each academic year and throughout the calendar year. The Emergency Preparedness Manager provides a Residence Life Safety brochure, which is distributed, to student residents. Campus Safety evaluates the effectiveness of the fire evacuation drills, and makes recommendations for improvement to University employees including the Residence Life Staff. If it is determined additional training of employees is needed, Campus Safety will coordinate the training.

The Mesa Fire Department is present during all evacuation drills. The Chief Executive Officer, working with Campus Safety, conducts training sessions, which include fire extinguisher training, evacuation planning and execution, educational materials, informational displays/booths, new employee orientation, publishing and posting of the University's Emergency Response and Recovery Plan annually, investigations, and referrals regarding fire safety issues. Training of Student Life Staff is conducted each semester for new members. The Mesa Fire Department also may provide awareness and educational programming. If a fire occurs, students are instructed to leave hazardous areas via the evacuation routes and get to a predetermined location before calling 9-1-1 for help. They are to remain in that

location so First Responders can determine whether all students have left the building. This information also is provided in the University's Emergency Response and Recovery Plan, which is updated and published annually.

Who should students and employees notify in the event of a fire?

- Dial 9-1-1 Mesa Fire Department
- Activate fire pull-station
- Dial 602-888-5516, Campus Safety
- Chief Executive Officer 602-888-5507

Future Improvements in Fire Safety

The University has adopted the National Incident Management System (NIMS) and continues to train students, employees and campus first responders in fire/disaster response and recovery. The University plans to continue student and employee training provided by the Federal Emergency Management Agency (FEMA), and emergency/disaster response and recovery. Fire evacuation drills in the residence facility will be enhanced by utilizing trained Resident Assistants.

Definitions

Cause of Fire – The factor or factors that give rise to a fire. The causal factor may be, but is not limited to, the result of an intentional or unintentional action, mechanical failure or act of nature.

Evacuate - Is a temporary and controlled rapid removal of people from a building, disaster area or campus as a rescue or precautionary measure. If the removal extends to more than a few months or becomes permanent, it is called "relocation."

Fire - Any instance of open flame or other burning in a place not intended to contain the burning or in an uncontrolled manner.

Fire-related Death – Any instance in which a person:

2. Is killed as a result of a fire, including death resulting from a natural or accidental cause while involved in fire control, attempting rescue, or escaping from the dangers of a fire; or
3. Dies within 1 year of injuries sustained as a result of the fire.

Examples of fire-related deaths:

- Lung damage due to smoke inhalation

- Heart problems due to stress or exertion
- Getting struck by a falling object
- Getting burned by fallen wires
- Being killed by jumping out a window

Fire-related Injury – Any instance in which a person is injured as a result of a fire, including an injury sustained from a natural or accidental cause while involved in fire control, attempting rescue, or escaping from the dangers of the fire. Include as a fire-related injury if treated at a medical facility, including Student Health Services, individuals who are transported to a medical facility (even if they refuse treatment at the facility), individuals who are treated at a temporary medical facility that is set up at the fire site and individuals who are treated in an ambulance. Do not include as a fire-related injury if individuals who appear to be injured but refuse to be transferred to a medical facility and individuals more than one time for a single fire. If an individual is treated at a medical facility, and is later transferred to a different medical facility, count this as one person with fire-related injuries.

Fire Log - Contains the date the fire was reported; the nature of the fire; the date and time of the fire; and the general location of the fire.

Intentional Fire – A fire that is ignited, or that results from the deliberate action, in circumstances where the person knows there should not be a fire. Example – fire in a dorm restroom has been investigated by fire authorizes and determines to be arson. Perpetrator used matches to ignite paper towels.

Official - An official is any person who has the authority and the duty to take action or respond to particular issues on behalf of the institution.

Overhaul – Is the practice of searching a fire scene to detect hidden fires or sparks which may rekindle, and to note the possible point of origin and cause of ignition.

Public - Any university student, employee or, any person not associated with the institution.

Undetermined Fire – A fire in which the cause cannot be determined.

Unintentional Fire – A fire that does not involve an intentional human act to ignite or spread into an area where the fire should not be.

Value of Property Damage – The estimated value of the loss of the structure and contents, in terms of the cost of replacement in like kind and quantity (replacement value, not market value). This estimate should include contents damaged by fire, and related

damages caused by smoke, water, and overhaul; however, it does not include indirect loss, such as business interruption.

Emergency Building Evacuation Drills

Fire/emergency building evacuation drills are conducted annually in the fall semester in our residence halls, academic and administrative facilities. The drills are conducted to familiarize occupants with emergency egress from a building and to establish conduct of the drill to a matter of routine. Drills will include suitable procedures, such as potential room-to-room checks, to ensure that all persons subject to the drill participate. Any person who fails to participate in a drill may be subject to disciplinary action by the appropriate authority. In the conduct of drills, emphasis shall be placed on orderly evacuation rather than speed.

Drill shall be held at expected and unexpected times, and under varying conditions to simulate the unusual conditions that can occur in an actual emergency. Participants shall relocate to the evacuation assembly area located outside the building and remain in that location until the all-clear signal. Campus Safety, Mesa Fire or University authority, give further instruction.

Fire Investigations

Trained University personnel or the fire investigation officer within the Lisle-Woodridge Fire District investigates every fire that is not known to be accidental (such as a cooking fire). Fires determined through investigation to be willfully or maliciously set are classified as arsons for Clery reporting purposes.

Evacuation Assembly Areas for Campus Buildings

- **Alhambra Hall** – Parking lot on north side of building
- **Gillette Hall** – Southside parking lot or parking garage

Residential Facilities	2016						2017						2018					
	Total Fires in Each Building	Fire Number	Cause of Fire	# of Injuries Requiring Treatment	# of Deaths Related to a Fire	Value of Property Damage Caused by Fire	Total Fires in Each Building	Fire Number	Cause of Fire	# of Injuries Requiring Treatment	# of Deaths Related to a Fire	Value of Property Damage Caused by	Total Fires in Each Building	Fire Number	Cause of Fire	# of Injuries Requiring Treatment	# of Deaths Related to a Fire	Value of Property Damage Caused by
Marriott Hotel * 200 E. Centennial Way	0	0	N/A	0	0	N/A	-	-	-	-	-	-	-	-	-	-	-	-
Alhambra Hall** 43 S. MacDonald Street	-	-	-	-	-	-	0	0	N/A	0	0	N/A	0	0	N/A	0	0	N/A

Residential Facilities Fire Safety Systems							
Facility	Clery Classification	Fire Alarm Monitoring Done On-Site (by BUPD)	Full Sprinkler System	Smoke Detection	Fire Extinguisher Devices	Evacuation Plans & Placards	Number of Evacuation (Fire) Drills in Calendar Year 2018
Marriott Hotel* 200 E. Centennial Way	On-Campus	X	X	X	X	X	NA
Alhambra Hall** 43 S. MacDonald Street	On-Campus	X	X	X	X	X	1

*Marriott Hotel no longer used as of December 2016.

**Moving to Alhambra in January 2017.