



Colorado Mesa University

Bishop Campus

Annual 2011 Clery Security/Fire Safety Report

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INTRODUCTION

It is the policy of Colorado Mesa University (CMU) to provide for the safety and security of all members of its campus community. The University believes that academic freedom can only flourish in an environment that is free of criminal or other disruptive activity and unsafe conditions. The University is committed to maintaining the campus community as a place of study, work and residence that is free from abuse, intimidation and harassment and where everyone is treated with respect and courtesy. The University will not tolerate criminal activity and will actively pursue internal discipline, criminal prosecution, or both, for all offenders.

Colorado Mesa University is a state-supported institution of higher education, located within the City of Grand Junction, Colorado. In conjunction with the Grand Valley Board of Cooperative Educational Services (GVBOCES) and Mesa County Valley School District #51 (SD#51), the University operates two career and technical education facilities in Grand Junction: the Bishop Campus, located at 2508 Blichmann Avenue, and its associated Industrial/Energy Training Center, an off-campus Lineworker training site, at 2980 D Road. The Montrose Center, an CMU satellite campus, is operated within the City of Montrose, Colorado. There are no University-recognized fraternity or sorority houses on or off campus.

The University contracts with the City of Grand Junction Police Department to provide a safe and secure environment for campus community members. Grand Junction police officers have the authority to enforce federal, state, and local laws and official University policies as Level I Peace Officers (CRS 18-1-901). The authority of police officers is limited to the boundaries of the City of Grand Junction or anywhere when in fresh pursuit of an offender, or when called to assist another agency outside the city limits.

The Grand Junction Police Department maintains close relations with all federal, state, and local law enforcement entities. Criminal cases are filed into the Mesa County Courts or alternatively into the Grand Junction Municipal Court. Colorado Mesa University amplifies its available resources through this cooperative effort in order to support a safe, secure environment on campus.

The University insists that police officers treat all subjects as individuals and use their access to both University discipline and the criminal justice system to benefit individuals and the community as a whole. Other law enforcement agencies can access the University Discipline System at their discretion.

The CMU community contains 8,844 enrolled students, 454 faculty, and numerous staff, visiting guests, and members of the public.

A paper copy of the annual security report for any campus is available upon request at the Police Station, the Office of Human Resources, and the Housing Office on the main campus and the main offices of the Bishop and Montrose Campuses.

REPORTING OF CRIMINAL ACTIVITIES OR EMERGENCIES

The Grand Junction Police Department, in partnership with the campus community, is responsible for public safety, security, campus parking enforcement, after-hours emergency maintenance, and response to law enforcement and emergency incidents. Administrative offices are located at 625 Ute Avenue, with a sub-station located on the main campus at 1060 North Avenue. The Department has officers available 24 hours a day and can be reached by calling 242-6707, or 911 for emergencies. The Police Department responds to all campus incidents, including those at the Bishop Campus and its Lineworker training site, that are reported by students, faculty, staff, and members of the general public.

Emergency response for fire, ambulance, or hazardous materials is the joint responsibility of the Grand Junction Fire Department and the Grand Junction Police Department.

TO REPORT A CRIME OR EMERGENCY

All students, staff, and visitors should promptly report criminal incidents, accidents, and other emergencies to the Grand Junction Police Department by dialing 911. Individuals may also report incidents in person at the Bishop Campus main office in Building A, the main campus office of the GJPD, located at 1060 North Avenue, or the office the GJPD maintain on the south side of the University Center. Members of the campus community are encouraged to report any activity, situation, or conduct that disrupts, adversely affects, or interferes with the function of the University and the pursuit of its educational purpose.

Campus Security Authorities

Should an individual choose not to report directly to the Grand Junction Police Department as noted above, s/he may report the incident to one of the following Campus Security Authorities:

Bishop Campus

- Administrative Staff
970-255-2600
- Vice President of Community College Affairs
970-255-2700
- Advisors of Student Clubs
970-255-2603
- Student Services Director
970-255-2660

Main Campus

- Vice President of Student Services
970-248-1366
- The Student Conduct Officer
970-248-1058
- The Residence Life Conduct Officer
970-248-1536
- Department Heads
970-248-1881
- Advisors of Student Clubs
970-248-1807
- Any Residence Life Staff (RD's, ARD's, RA's & Desk Attendants)
970-248-1536
- Administrative Personnel of Student Service Programs or Departments
- Athletic Directors and Coaches
970-248-1503
- Affirmative Action Officer
970-248-1503

Anonymously Reporting Crimes

Individuals may also report crimes anonymously through Crime Stoppers. The Crime Stoppers phone line is not recorded and has no caller ID. Information provided by callers is routed to the law enforcement agency investigating the case. If information leads to an arrest, up to \$1,000.00 may be rewarded to the caller. Individuals may provide information about a crime or suspect by calling 241-STOP (7867) or 1-800-221-STOP (7867).

For the purpose of making timely warnings and annual statistical disclosures, a voluntary confidential report of any crime can be made to the Vice President for Student Services by any person directly associated with the University.

The University employs no pastoral counselors but does have a contract with professional counselors for anyone in the University community to visit if psychological assistance is needed. These counselors are not campus security authorities but the University encourages them to refer persons that they are counseling to report crimes on a voluntary, confidential basis for inclusion in the annual crime statistics.

TIMELY WARNINGS

A condition or incident that could compromise the safety and well-being of any member of the Colorado Mesa University Community will result in an appropriate timely warning being issued. The warning will be communicated to the University community in one or more of the following ways: e-mail, emergency text and voicemail messaging system (Blackboard Connect-ED), notices on the University's website (Mav Zone portal), and posters/flyers posted around campus. The President's Office or the Vice President for Student Services, in collaboration with the Grand Junction Police Department, will issue the warning.

Since the Grand Junction Police Department is the security personnel for the campus, any situation that occurs off campus but poses a threat to the campus will be known immediately and a timely warning can be issued if warranted.

Any member of the community who is aware of an incident or emergency should notify an employee of the University who will in turn notify either the President, Vice President for Student Services, or the Grand Junction Police Department Command Sergeant immediately so a timely warning can be issued if need be.

EMERGENCY RESPONSE AND EVACUATION PROCEDURE

Colorado Mesa University has contracted with an emergency notification provider to send alert text messages to cellular phones and distribute voice messages in the event of an emergency situation which may pose an immediate threat to the health or safety of the campus community. While the University encourages students, faculty, and staff to participate in the emergency notification system, opting to receive the emergency notifications is completely voluntary and only one of the ways the University will attempt to alert the campus community to an emergency event.

Colorado Mesa University will, without delay—taking into account the safety of the campus community—determine appropriate content of a notification and initiate the notification system unless the notification will, in the professional judgment of authorities, compromise efforts to assist victims or to contain, respond to, or otherwise mitigate the emergency.

The content and initiation of the notification system will be determined by the University President, or his designee, in consultation with appropriate campus personnel and the Grand Junction Police Department. For the purposes of this procedure, the University President, in addition to preserving this authority himself, has appointed appropriate

campus officials as safety designees. The identity of these officials is kept in the Campus Emergency Operations Plan.

The emergency notification system may be initiated only at the direction of the University President, or his designee, unless the Grand Junction Police Department has determined that an imminent threat requiring immediate action is posed to the campus community.

The contact information provided for the notification system will not be sold or released to any other party. The University intends to only use the provided contact information to alert the campus community of emergency situations or an event that directly poses a life-safety risk to the campus community. In addition, the emergency notification system will be tested once per term, not to exceed three (3) times per calendar year.

Colorado Mesa University does not warrant the successful delivery of each message to each individual recipient. The service depends on the individual cellular and mobile phone carriers to deliver Simple Messaging System or SMS/text messaging to each recipient. There may be a charge by your cell phone provider to receive text messages.

Alert Channels

In the case of an emergency, students, faculty, and staff will be notified through one or more of the following channels:

- Text Message
- Voicemail
- CMU Email
- Reverse 911 calls placed to key land line locations on campus
- Colorado Mesa University official website (<http://www.coloradomesa.edu/>)

SECURITY AND ACCESS TO CAMPUS FACILITIES

The Colorado Mesa University campuses are open campuses with facilities available to students and the public. All academic buildings are unlocked during normal academic hours. Admission to any Bishop Campus facility after hours is limited to authorized persons with a building key. Admission to any main campus non-residential facility after hours is limited to authorized persons with a building key or with an after-hours "Building Use Permit." Buildings are secured by custodial personnel, and parking lots and buildings are periodically patrolled by police officers 24 hours a day, 7 days a week.

Residence Halls

There are not any residence halls on the Bishop Campus or on its Lineworker training site.

The newer residence halls on the Colorado Mesa University campus all feature electronic controlled access. Doors are locked and staff is on duty or on call. Residents and authorized staff have unlimited access to the residence halls. All guests/visitors to the residence halls MUST be accompanied by a resident at all times. Access to individual rooms is limited to the residents and authorized University employees who must follow procedures established to protect the safety of the residents. Other elements of our residence hall security system are:

- Locked entrance doors
- Door peepholes
- Security cameras at most entrances
- Available information about steps students can take to maintain their safety
- Requirement that residents show identification to an authorized staff member at the staff members request

- Requirement that students escort their guests at all times.
- In residence halls with front desks, after 10pm all residents must enter building through entrance near front desk.

The Colorado Mesa University Facilities Services department manages the door access system and works with Residence Life and the Mav Card office to print and approve access to the residence halls. In the Walnut Ridge Apartments, all exterior doors are access by key controls. In the North Avenue Hall, Bunting Hall, and Monument Hall all access is via Mav Card access controls. Residence Life and Police Department personnel patrol all residence hall facilities.

Maintenance Security

All mechanical problems that could cause physical harm to the public or members of the campus community are given a priority status. Maintenance personnel may be contacted through 254-HELP (4357), 7 days a week, 24 hours a day.

Colorado Mesa University incorporates environmental security design practices in the planning, building and maintenance stages of all physical structures and grounds keeping on the Colorado Mesa University campus. Lighting and visual blockage surveys are conducted on an as-needed basis in conjunction with Facilities Services staff, and inadequacies are corrected as soon as practicable.

RESPONSIBILITY FOR PREPARATION OF THIS REPORT

The Grand Junction Police Department makes a report of all crimes reported to them that occur on and near the campus. Once a year their records division compiles and classifies all of the statistics pertinent to the Campus Security Act for the purpose of making this report. Grand Junction Police Department Records Division may be reached seven days a week, 7:00 A.M. to 8:00 P.M., at 244-3556.

Information for Student Discipline Statistics is generated from: Student Conduct Officer records, Housing Conduct Officer records, and the Vice President for Student Services.

The GJPD statistics and the Student Discipline Statistics are compiled by the Office of Institutional Research and Assessment staff who updates the report. A draft of the report is then sent to appropriate members of the University community to update information from their individual areas. After all updates are made, the report is posted on the University's website, and students and staff are made aware of it and its location through e-mail.

Note: The Student Conduct Officer, the Vice President for Student Services and the Campus Security Command Officer receive copies of incident reports of crimes occurring off campus involving enrolled students. These data are not included in the annual statistics. Colorado Mesa University does not have any off campus student organizations.

SEXUAL ASSAULT AND SEXUAL HARASSMENT POLICIES

University Standards of Conduct

Colorado Mesa University attempts to provide a safe, comfortable academic and social environment. However, the campus is a part of society and is subject to the same concerns and problems inherent to that reality. All incidents of sexual assault are condemned by the University and will be dealt with immediately to the fullest extent of the law and the policies of the University.

Colorado Mesa University is a community consisting of students, faculty, support staff, and administrators. The University does not attempt to define all "student conduct." It relies on students to assume the responsibility and obligation of conducting themselves in a manner compatible with the purpose of the University as an educational institution and the community as a place of residence. In addition to University rules and regulations, all students are subject to the same local, state, and federal laws as non-students and are beneficiaries of the same safeguards of rights as non-students. The academic community has a long and cherished tradition of expecting its members to conduct themselves in accordance with the highest standards of personal behavior.

Definitions

Sexual Assault -- Inflicting sexual contact or sexual intrusion upon or engaging in sexual penetration with any person without that person's consent. Such conduct is "without consent" when no clear consent is given; when inflicted through force, threat of force, or coercion; or when inflicted upon a person who is unconscious or otherwise without the physical or mental capacity to consent, e.g., when someone is under the influence of alcohol or drugs.

Sexual Harassment -- Either from a supervisor, co-worker, faculty, staff or fellow student, when:

1. Submission to such conduct is made either explicitly or implicitly a term of an individual's employment or academic status;
2. Submission to or rejection of such conduct by an employee is used as the basis for employment decisions affecting such individual;
3. Such conduct has the purpose or effect of unreasonably interfering with an employee's work performance or creating an intimidating, hostile, offensive work or academic environment;
4. Such conduct stereotypes a gender into a degrading, less than desirable status within the work place, creating an intimidating, hostile or offensive environment;
5. Any deliberate, unwanted or unwelcome behavior of a sexual nature or sexual stereotyping, whether verbal, non-verbal or physical;
6. The behavior satisfy these three (3) legal requirements:
 1. Unwanted,
 2. Unsolicited (prior behavior and dress are not indications of solicitation) and
 3. Deliberate. It is important to understand that sexual harassment need not be repeated. A one-time-only offense may constitute harassment.

Sexual Harassment may include:

1. Verbal harassment or abuse.
2. Subtle pressure for sexual activity.
3. Sexist remarks about a person's clothing, body or sexual activities.
4. Unnecessary touching, patting, or pinching.
5. Leering at a person's body.
6. Constant brushing against a person's body.
7. Demanding sexual favors accompanied by implied or overt threats concerning one's job, promotions, performance evaluation, grades, etc.
8. Physical assault.
9. That which comes from a person of either sex against a person of the same or opposite sex, from peers, supervisors, or subordinates, or which is directed toward any of these.

SEXUAL ASSAULT AND SEXUAL HARASSMENT EDUCATIONAL PROGRAMMING

Educational programs are available to promote awareness of rape and other sex offenses and to comply with the Drug-Free Schools and Campuses Act:

1. The Grand Junction Police Department provides sexual assault/date rape educational programs for preventive purposes, as well as programs on personal safety and workplace violence.
2. Campus Community -- At the request of student organizations, staff and faculty, campus-wide presentations on sexual harassment, sexual assault, sexuality and alcohol and other drugs are presented for the general public by the "AWARE Program" (Drug Abuse Prevention and Education), which is a component of the Colorado Mesa University "Student Assistance Program." Each October and March, as part of the National Collegiate Programs, campus presentations are made concerning issues of health, wellness, sexual harassment, sexual assault and alcohol, and other drug abuse. These presentations are made at the Bishop Campus, upon request.
3. Residence Life -- A variety of educational programming on the subjects of sexuality, sexual harassment, sexual assault, alcohol and other drug abuse, risk-taking, and acquaintance and date rape is presented to residential students on main campus by the Residence Life Staff throughout the academic year.

What to Do If You Are Assaulted

DO: Victims of a sexual assault are encouraged to seek medical help, report the crime, and tell someone such as a counselor, friend, authority figure, parent or a campus security authority.

DO NOT: Medical help is important for your safety after a sexual assault. Until you are examined by a medical professional do not douche, bathe, shower, or throw away or wash clothing or bedding.

Remember, it is critical to preserve medical and criminal evidence for a future judicial case.

The decision is up to you to pursue criminal and/or University disciplinary charges.

Referrals

Any person may refer a victim or a student suspected of sexual assault and/or sexual harassment to any campus security authority for assistance in filing an incident report with the appropriate authority. In cases of sexual assault/sexual harassment, which involve student-to-student misconduct, the same processes as other violations of the Student Code of Conduct will be followed. Where sexual assault and/or sexual harassment involves staff-to-student misconduct, the incident will be investigated by the Affirmative Action Officer.

MEDICAL, LEGAL, COUNSELING AND SUPPORTIVE RESOURCES FOR VICTIMS

Medical

Community Hospital and St. Mary's Hospital are located within a one-mile radius of the campus. In addition, the University has contracted with Community Hospital to provide a Student Health Center, which is adjacent to the campus within Community Hospital, in suite N. The Student Health Center is open during the fall and spring semesters. An appointment is not necessary to see the provider, but is preferred: call (970)256-6345 to make arrangements.

Law Enforcement/Legal

Legal options for victims of sexual assault include filing a criminal complaint with the Grand Junction Police Department or civil action against the accused through an attorney. Legal options for victims of sexual harassment include all criminal and civil remedies, as well as filing complaints with the University's Affirmative Action Officer (248-1266). Information about community legal services for victims can be obtained through the Latimer House (241-0324) or Mesa County Victim Services (244-3275).

Counseling and Supportive Resources

Each residence facility is staffed with a Resident Director, Assistant Resident Director and Resident Assistants, who receive training on dealing with alcohol and other drug abuse, sexual harassment and sexual assault. They are familiar with all campus/community assistance resources. The Grand Junction Police Department maintains a Victim's Advocate Program, available 24 hours a day, seven days a week. Law enforcement on the scene notifies the Victim Advocate. Also, the Latimer House has a 24-hour crisis line available for victims at 241-6704.

Student Assistance Program (SAP)

The University operates a counseling program for all students, in conjunction with Behavioral Clinical Services (BCS). BCS is located at 1005 N. 12th Street and can be reached at 241-6500. BCS is recognized by the courts and the community as providing professional counseling services to victims and perpetrators of sexual assault.

Brochures/Handouts

Campus disciplinary policies and procedures are contained in the Student and Academic Policies Guide, available online at http://www.coloradomesa.edu/shared/documents/Academic_Policies_Guide.pdf. Housing rules and regulations are published and periodically distributed to all residents. These rules and regulations are incorporated, by reference, into the Student Housing Contract. In addition, the Student Assistance Program (SAP) makes available to all students a separate brochure for victims of sexual assault and/or sexual harassment. The Latimer House provides brochures on dealing with sexual assault and legal services.

Changing Living and Academic Situations

If a Colorado Mesa University student, who is a survivor of a sexual assault, harassment, and/or relationship violence, requests a change in his or her living arrangements or academic schedule, the Vice President of Student Services or his/her designee will assist the student. In conjunction with the Vice President for Student Services Office, the appropriate Department Head and/or the Director of Housing and Residence life will make changes to a student's academic or living arrangements, as long as those changes are reasonably available. The option to change the on-campus living arrangement of the victim and/or the accused is provided through the policies of Housing and Residence Life, as specified in the Student Housing Contract and the Maverick Housing Guide, available online at <http://www.coloradomesa.edu/reslife/HousingHandbooks.html>.

STUDENT CONDUCT AUTHORITY

Infractions of University policy governing student behavior should be handled at the first level of authority when possible. If resolution is not achieved at this level, general campus violations should be directed to the Student Conduct Officer (CHO). Violations involving the Housing and Residence Life Community Standards should be directed to the appropriate Residence Life staff member. Generally, University jurisdiction and discipline shall be limited to conduct which occurs on University premises, property owned by the University, all satellite campuses, or at University authorized functions, or which adversely affects the University community and/or the pursuit of its objectives. In those instances where a student displays a body of evidence of poor decisions and behavior both in and outside of the classroom, such as academic dishonesty coupled with other student conduct violations, the vice presidents for student services and academic affairs shall confer on appropriate action.

Student Conduct Policies

1. Any member of the University community may file charges against any student for misconduct. Charges shall be prepared in writing and directed to the Student Conduct Officer (SCO).
2. The Student Conduct Officer may conduct an investigation to determine if the charges have merit and/or can be disposed of administratively by mutual consent of the parties involved on a basis acceptable to the SCO. Such disposition shall be final and there shall be no subsequent proceedings. If the charges cannot be disposed of by mutual written consent, the SCO shall convene a hearing before the Campus Student Conduct Board. The Campus Student Conduct Board is composed of members of the campus community including students, faculty, and staff. *Student representation on the Campus Student Conduct Board will consist of Associated Student Government Justices of the Supreme Court. The Faculty Senate appoints faculty representatives while staff representatives are appointed by the Vice President for Student Services.*
3. All charges shall be presented to the accused student in written form. A time shall be set for a hearing with maximum time limits for scheduling of hearing extended at the discretion of the Campus Student Conduct Board.
4. Hearings shall be conducted by the Campus Student Conduct Board according to the following guidelines:
 - a. Hearings normally shall be conducted in private and conducted on an informal basis. Every effort will be made to arrive at the truth and to insure a fair hearing without the appearance of a court proceeding.
 - b. Admission of any person to the hearing shall be at the discretion of the Campus Student Conduct Board with permission of all involved parties.
 - c. In hearings involving more than one accused student, the Campus Student Conduct Board, by discretion, may permit the hearings concerning each student to be conducted separately.
 - d. The complainant and the accused have the right to be assisted by any advisor they choose, at their own expense. The advisor may be an attorney. However, the complainant and/or the accused is responsible for presenting his/her own case. The advisor may not speak on the student's behalf, but may advise the student.
 - e. The Campus Student Conduct Board, complainant and the accused have the privilege of presenting witnesses, who may be subjected to questioning by involved parties. Pertinent records, exhibits, and written statements may be accepted as evidence for consideration at the discretion of the Campus Student Conduct Board.
 - f. All procedural questions are subject to final decision by the Campus Student Conduct Board. Following the hearing, the Campus Student Conduct Board shall make a determination on the basis of whether there is reasonable certainty that the accused student violated the Student Code of Conduct.
 - g. Should a student disregard a notice to appear before the Campus Student Conduct Board, the hearing will continue, a determination shall be made, and sanction(s) imposed if she/he is found in violation of the Student Code of Conduct.
5. There shall be a single verbatim record - such as audio/video/written - of hearing proceedings. The record shall be the property of the University.

6. At the discretion of the Vice President for Student Services (VPSS), in extraordinary circumstances an administrative hearing may be held in lieu of a Campus Student Conduct Board (CSCB) hearing, in which case the VPSS or his/her designee shall conduct the hearing, subject to the equivalent guidelines of a CSCB hearing.

Sanctions

1. The following sanctions may be imposed upon any student found to have violated the Student Code of Conduct:

- a. Warning - A notice in writing to the student that the student is violating or has violated institutional regulations.
- b. Probation - A written reprimand for violation of specified regulations. Probation is for a designated period of time and includes the probability of more severe disciplinary sanctions if the student is found to be violating any institutional regulation(s) during the probationary period.
- c. Loss of Privileges - Denial of specified privileges for a designated period of time. This can include placing a disciplinary hold on all academic records and accounts.
- d. Restitution - Compensation for loss, damage, or injury. This may take the form of appropriate service and/or monetary or material replacement.
- e. Discretionary Sanctions - Work assignments, service to the University or other related discretionary assignments, which is approved by the SCO.
- f. University Suspension - Separation of the student from the University for a definite period of time, after which the student is eligible to return. Conditions for readmission may be specified.
- g. University Expulsion - Permanent separation of the student from the University.

2. More than one of the sanctions listed above may be imposed for any single violation.

3. Other than University expulsion, disciplinary sanctions shall not be made part of the student's permanent record, but shall become part of the student's confidential record.

4. The following sanction may be imposed upon groups or organizations:

- a. Those sanctions listed above, a through g.
- b. Deactivation - loss of privileges, including University recognition for a specified period of time.

5. Following the hearing, the Student Conduct Officer (SCO) shall advise the accused in writing, within five working days, of determination and the sanction(s) imposed.

Interim Suspension

Any University Administrative Officer reserves the right to temporarily suspend a student without prejudice pending the outcome of a Campus Student Conduct Board Hearing under the following circumstances:

1. Interim suspension may be imposed only:

- a. To ensure the safety and well being of members of the University community or preservation of University property;

- b. To ensure the student's own physical or emotional safety and well being;
 - c. If the student poses a definite threat of disruption of, or interference with, the normal operation of the University.
2. During the interim suspension, students shall be denied access to the campus, including classes and/or all other University activities or privileges for which the student might otherwise be eligible, as determined by the Office of the Vice President for Student Services.

Appeals

1. A decision reached and/or sanction imposed by the Student Conduct Office may be appealed by an accused student within (5) working days of said decision. Such appeals shall be in writing and shall be delivered to the Campus Conduct officer or his/her designee. An accused student has the right to have said appeal heard by the Campus Student Conduct Committee.
2. A decision reached and/or a sanction imposed by Campus Student Conduct Committee hearing may be appealed by an accused student within five (5) working days of the decision. Such appeals shall be made in writing and shall be delivered to the Vice President for Student Services or his/her designee.
3. Except as required to explain the basis of new evidence, an appeal shall be limited to review of the verbatim record of the initial hearing and supporting documents for one or more of the following purposes:
 - a. To determine whether the original hearing was conducted fairly in light of the charges and evidence presented, and in conformity with prescribed procedures giving the complaining party a reasonable opportunity to prepare and to present a rebuttal of those allegations;
 - b. To determine whether the decision reached regarding the accused student was based on substantial evidence, that is, whether the facts in the case were sufficient to establish with reasonable certainty that violation of the Student Code of Conduct occurred;
 - c. To determine if the sanction(s) imposed were appropriate given the violation of the Student Code of Conduct which the student was found to have committed;
 - d. To consider new evidence, sufficient to alter a decision, or other relevant facts not brought out in the original hearing, because such evidence and/or facts were not known to the person appealing at the time of the original hearing;
 - e. All sanctions will be considered in full effect during the appeal process; that is, students will be expected to abide by all sanctions and in spite of the appeal process.
4. As a final matter of recourse after all other avenues have been exhausted, a student may appeal to the President of the University. Such an appeal is chiefly an opportunity for the student to seek clemency by explaining special circumstances that might be taken into account with respect to the penalties imposed. The purpose of an appeal to the President is not to initiate a rehearing of substantive issues of fact or a new determination of whether a violation of rules has occurred.

The deadline for filing either such appeal is one week from the date of decision by the Committee on Discipline.

Interpretation and Revision

1. Any question of interpretation regarding the Student Code of Conduct shall be referred to the Vice President for Student Services or his/her designee for final determination.

2. It is reasonable to expect that some students will not agree with established policies; and means to implement change are available to students via student government representation and/or formal proposals for policy change to the University Administration. However, until a particular policy is administratively altered, students are responsible to abide by published policies or risk being held accountable student conduct for misconduct.

SEX OFFENDER REGISTRATION

The Campus Sex Crimes Prevention Act (CSCPA) of 2000 is a federal law that provides for the tracking of convicted sex offenders enrolled at, volunteering at, or employed by institutions of higher education. The CSCPA is an amendment to the Jacob Wetterling Crimes against Children and Sexually Violent Offender Act. The federal law requires state law enforcement agencies (in Colorado, it is the Colorado Bureau of Investigation through the Grand Junction Police Department) to provide Colorado Mesa University with a list of registered sex offenders who have indicated they are either enrolled at, volunteering at, or employed by CMU.

Colorado Mesa University is required to inform the campus community that a list of registered sex offenders residing within the city limits of Grand Junction will be maintained and available at the Grand Junction Police Department, 625 Ute Avenue, Grand Junction, Colorado 81501. A list of sex offenders residing within Mesa County and the city can be located at <http://www.mesacountyunifiedsexoffenderregistry.org/>.

Information about registered sex offenders enrolled at, volunteering at, or employed by Colorado Mesa University can be obtained by contacting the Investigations Section of the Grand Junction Police Department at (970) 244-3605.

The CSCPA further amends the Family Educational Rights and Privacy Act of 1974 (FERPA) to clarify that nothing in the Act can prohibit an educational institution from disclosing information provided to the institution concerning registered sex offenders.

The sex offender registry includes only those persons who have been convicted of certain acts of unlawful sexual behavior since July 1, 1991, and who are in compliance with the sex offender registration laws. Persons should not rely solely on the sex offender registry as a safeguard against perpetrators of sexual assault in their communities. The crime for which a person is convicted may not accurately reflect the level of risk.

This information should not be used to inflict retribution or additional punishment on any person convicted of an offense involving unlawful sexual behavior. Any reports of harassment will be investigated and prosecuted.

Offenders who are not in compliance may be listed on the State of Colorado website. This site can be accessed by logging on to <http://sor.state.co.us/> or through links from the State of Colorado government page.

CRIME PREVENTION PROGRAMS

Security and Safety Awareness Campaign

This program is designed to make the campus community aware of campus crime and provide information on reporting and implementing self-security to reduce overall campus crime. Self-help tips and reporting information is provided through posters, brochures and media advertising. This campaign is provided in the fall and the spring semester.

Operation ID

This program is provided to help reduce theft on campus and aid in the recovery of stolen property. Forms are available from the Grand Junction Police Department to register the make, model, and serial numbers of valuable items such as digital cameras, laptop computers, iPods, etc. Without this information it is extremely difficult to recover stolen property or prosecute the offender(s). This is a free program available to all students, faculty, and staff.

Public Safety Education Service

Informative classes and mini-programs are presented by the Grand Junction Police Department throughout the year. Subjects ranging from personal safety to property security are available for campus residents through the Housing Department and for the campus community at large by contacting the Grand Junction Police Department. Educational programs aimed at alcohol and drug abuse prevention are provided by the Grand Junction Police Department upon request. Fire safety and emergency procedures are available through the Housing Department for residents and through the Grand Junction Fire Department for the campus community.

Whistle Stop Program

The program was implemented in 2001 to provide students, faculty and staff with a means to bring immediate attention should they find themselves in a situation they perceive as threatening. Whistles are provided free of charge as well as training as to when usage would be appropriate. Training is also provided that instructs anyone hearing a whistle to immediately activate the emergency response system by dialing 911 to provide responders with a location, as well as other pertinent information which may assist in identification and subsequent prosecution should the situation warrant it.

Bicycle Registration Program

Members of the campus community are encouraged to register their bicycles with the Grand Junction Police Department. Registration is only \$1 and greatly aids in the recovery of stolen bicycles and prosecution of the offender(s). It is recommended that good quality locks always be used to secure bicycles. If possible, storing bicycles inside a residence hall or apartment helps prevent them from being stolen.

Crime Stoppers

This program allows members of the campus community to call a special phone line (which is not recorded and does not have caller ID) and provide information about a crime or suspect. The caller remains anonymous, but if the information received leads to an arrest, the caller may be entitled to an award of up to \$1,000. If you have information about a crime or suspect, call 241-STOP (7867) or 1-800-221-STOP (7867).

Video Surveillance

Video cameras are located in various areas throughout the campus. Besides serving as a deterrent to crime, these cameras have assisted law enforcement in identifying suspects in several cases.

Weapon Storage

A safe is maintained at the Grand Junction Police Department Substation on the main campus to store firearms, ammunition, archery equipment, knives, etc. Students who reside on campus are welcome to store these items in the safe that are used for hunting, sporting, or competitive purposes.

Faculty and Staff Safety Presentations

The Grand Junction Police Department offers presentations to faculty and staff about safety on campus and reporting suspicious activity. Groups that have participated in this training include the library staff, bookstore staff, custodians, and business faculty. These presentations can be scheduled at a time convenient for the group.

Crisis Intervention Training

Several Officers with the Grand Junction Police Department have undergone specialized training to assist individuals who are in a crisis situation. All of the officers currently assigned to Colorado Mesa University have attended this training. Crisis situations can include mental illness, depression, and suicidal thoughts.

EMERGENCY CONTACT SERVICE

The Office of the Vice President for Student Services will serve as the primary referral point for students who need to be contacted due to an emergency. Although any campus personnel are free to deliver emergency messages to students when expedient, the Vice President for Student Services Office would like to be informed in order to assure appropriate follow up and documentation.

Determining messaging for "emergencies" while students are in class will be handled on a case by case basis. It is important to note that we cannot guarantee contact with any student due to their highly mobile behavior, but a good faith effort will be made. Keep in mind that we will not become a messaging service for non-emergent situations.

Depending on the type of emergency, a message will be delivered to the faculty member or work supervisor asking for the student to be dismissed and to:

1. Immediately contact the source of the message or;
2. Immediately proceed to the Vice President for Student Services office for pertinent information.

ALCOHOL AND DRUG POLICY

In the State of Colorado, it is illegal for any person under the age of twenty-one years to possess, consume, or purchase any alcoholic beverage. Any person under twenty-one years of age who possesses or consumes an alcoholic beverage anywhere in the state commits a crime. A person over the age of twenty-one commits a crime if s/he provides an alcoholic beverage to an underage person. Colorado Mesa University prohibits the possession of alcoholic beverages on any campus-controlled property without valid-use permits or permission of the University.

The State of Colorado prohibits the unlawful manufacture, distribution, sale, possession or use of drugs or controlled substances. The University is committed to maintaining a drug-free campus in compliance with federal and state law. As a public institution and state agency, Colorado Mesa University expects all members of the University community to be responsible for their own behavior within the context of federal and state law and University regulations.

Colorado Mesa University is dedicated to instilling positive change in students' lives. The University believes the abuse of alcohol and drugs is counterproductive to this goal and has established campus policies and programs that support the following:

1. Reduced consumption by those who heavily use alcohol.
2. Responsible consumption for those who occasionally drink alcohol.
3. Controlled usage of legal over-the-counter or prescription medications for medical benefit only.

For additional information on CMU's drug and alcohol policy, refer to the DRUG-FREE SCHOOLS, CAMPUSES AND WORKPLACES policy publication, available in the Bishop Campus main office in Building A, as well as online at <http://www.coloradomesa.edu/hr/documents/DrugFreeSchools-2007-08-cmu.pdf>.

Alcohol and Drug Abuse Prevention Educational Programming

Educating the campus about the risks of using drugs and alcohol is one goal of a recent initiative to promote “Student Wellness.” Monthly e-mails are sent to students along with a link to the current edition of “Student Health 101,” an online magazine directed at college students.

MISSING STUDENT POLICY

The purpose of this policy is to establish procedures for the University’s response to reports of missing students, as required by the Higher Education Opportunity Act of 2008.

This policy applies to students who reside in on-campus housing. This includes properties rented by the University for the current academic year.

For purposes of this policy, a student may be considered to be a “*missing student*” if the person’s absence is contrary to his/her usual pattern of behavior, have been missing for 24 hours, or unusual circumstances may have caused the absence. Such circumstances could include a reasonable/reliable report or suspicion that the missing student may be endangered. Examples include, but are not limited to, possible victim of foul play, expression of suicidal thoughts, alcohol or other drug abuse, a life-threatening situation, or recent contact with persons who may endanger the student’s welfare.

I. Procedures for designation of confidential emergency contact information

- At the beginning of each semester students who live in on-campus housing will have the opportunity to designate an individual or individuals to be contacted by the University if the student is determined to be missing. This information will be maintained confidentially and will be available only to the Vice President for Student Services, Grand Junction Police Department, the Director of Residence Life or their designee.
- In the event a student who is under the age of 18 and is not emancipated is determined to be missing pursuant to the procedures set forth in the missing student policy, the University is required to notify a custodial parent or guardian, in addition to the student’s designated contact.

II. Official notification procedures for missing students

- Any individual who has information that a residential student may be missing must notify the Vice President for Student Services office or Residence Life as soon as possible.
- The Vice President for Student Services Office or Residence Life will work with campus offices, the reporting person(s) and the student’s acquaintances to gather all essential information about the student (description, clothes last worn, where student might be, who student might be with, vehicle description, information about the student’s physical and mental well being, an up-to-date photograph, class schedule, etc.). Appropriate campus staff will be notified to aid in the search for the student.
- If the above actions are unsuccessful in locating the student or it is immediately apparent that the student is a missing person (e.g. witnessed abduction), the Vice President for Student Services Office or Residence Life will immediately:
 - Contact the appropriate local law enforcement agency to report the student as a missing person and the local law enforcement agency will take charge of the investigation.
 - Notify the emergency contact (for students 18 and over) or the emergency contact and the parent/guardian (for students under age of 18 and not emancipated) that the student is believed to be missing.

Note: When a student who does not reside on-campus is reported missing, local law enforcement authorities will be notified.

ANNUAL FIRE SAFETY REPORT

The following portion of the Annual Safety Report contains information regarding fire safety systems for each residence hall, fire drills, safety policies and fire safety educational training. This portion of the report was created to comply with the 2008 Higher Education Opportunity Act.

On-Campus Residence Hall Fire Safety Systems

The following chart shows all on-campus student housing facilities of Colorado Mesa University, the address at which they are located and the current fire safety system(s) installed in each of them. The University currently has plans to install sprinkler systems in the dorms without them. The University also has plans to increase the amount of fire safety training for residents of the housing facilities. All on-campus residence facilities are located on the main campus.

Albers Hall	1172 Elm Ave.	Building is sprinkled & fire alarm system
Bunting Hall	1280 Cannell	Building is sprinkled & fire alarm system
Elm Hall	1460 N. 12 th St.	Building is sprinkled & fire alarm system
Four Point	1222 Elm Avenue	Smoke detectors
Grand Mesa Hall	1200 Houston Ave.	Building is sprinkled & fire alarm system
Monument Hall	1102 Elm Ave	Building is sprinkled & fire alarm system
North Avenue Hall	936 North Ave.	Building is sprinkled & fire alarm system
Pinon Hall	1159 Mesa Ave.	Fire alarm system
Rait Hall	1115 Texas Ave.	Building is sprinkled & fire alarm system
Tolman Hall	1140 Texas Ave.	Fire alarm system
Walnut Ridge A	1120 Texas Ave.	Fire alarm system
Walnut Ridge B	1120 Texas Ave.	Fire alarm system
Walnut Ridge C	1120 Texas Ave.	Fire alarm system

FIRE SAFETY POLICIES

Electrical Equipment:(refrigerators, microwaves, etc.)

Residence Life allows specific size and approved electrical appliances to be used in rooms or apartments. At this time only one Microwave and Mini Refrigerator are allowed per bedroom:

- Microwaves cannot exceed **850 watts** and must be UL approved for both the unit and the power cord.
- Refrigerators will have a rated capacity of **5.2 cubic feet or less**, UL approved for both the refrigerator and the power cord, operate on **10 amps or less** and not be self-defrosting.

A Resident Assistant or Area/Resident Hall Coordinator will inspect and approve or disapprove any questionable appliances.

Smoking

The State of Colorado has a smoke free building policy and Colorado Mesa Housing is also smoke free. **You cannot smoke within any residence hall or apartment.** Smokeless tobacco (i.e. chewing tobacco) is not allowed in campus residence halls or apartments. Further, understand that if you want to smoke you can only do so in designated areas outside the halls and/or apartments and more than forty (40) feet away from the residence halls and apartments. We ask that you and your guests comply with our regulations for the health and safety of all residents and guests.

Candle, Incense, or other flammable Materials

Do not attempt to store or burn any; in and/or around the residence hall rooms, apartments and balconies. This can create a potential fire hazard and in some cases can cause an allergic reaction for individuals within the community. This includes, but is not limited to candles (with or without burned wicks), incense, hot plates, burners, space heaters, flammable items (lighter fluid, etc.), and barbecue grills (includes “George Forman Grills”).

Fire Protection

For your protection, we ask that you practice effective fire safety procedures at all times. Please do your best to prevent a fire by exercising prudent judgment and following the procedures in the housing handbook. If you are unsure of the policies or guidelines about fire safety, please contact your Resident Assistant.

Evacuation Procedures

Please evacuate the residence hall immediately through proper emergency doors or the main entrance doors when a building alarm sounds. At all times, follow established procedures, including compliance with all instructions from Residence Life staff, University and/or emergency personnel.

Albers Hall - meet between Residence and Admissions complex

Bunting Hall – meet at the west entrance of Grand Mesa Hall

Elm Hall - meet south of the Foundation Building in the parking lot

Four Point – meet south of the building across Elm Street

Grand Mesa Hall - meet east of the building next to the Library

Monument Hall - meet south of building next to University Center

North Ave Hall - meet north in the parking lot

Pinon Hall - meet north in parking garage

Rait Hall - meet south of building near University Center

Tolman Hall - meet south of the building between Rait and Residence Life

Walnut Ridge - meet east between Tolman and Pinon Halls

To help students and staff familiarize themselves with evacuation plans and where to meet in case of an emergency, fire drills are held once every fall and spring semester for a total of two in every calendar year.

Fire Detection/Prevention/Protection Equipment

Tampering with or causing damage to any fire safety device or prevention equipment can cause injury or death. Failure to comply with this policy could lead to the termination of your Residence Hall and Dining Contract. This includes but is not limited to:

- Sprinkler heads
- Smoke detectors
- Pull stations
- Pull station covers
- Hoses
- Extinguishers (both damaging and discharging),
- Fire doors
- Exit Signs
- Emergency Doors

False Fire Alarms

Your Residence Life and Dining Contract will be terminated and you may face criminal, civil and financial penalties from the University for:

- Activating false fire alarms
- Activating pull station alarms
- Making false reports
- Activating a smoke detection device that may cause a building to be evacuated
- Removing a smoke detector battery within your room or apartment. *A smoke detector battery may only be replaced by University personnel.*

Fire safety education and training programs

Residence Life staff (Area/Resident Hall Coordinators and Resident Assistants) are trained by the Grand Junction Fire Department about fire safety and instructed on the proper way to use a fire extinguisher. During the initial residence hall/apartment floor meetings Residence Life staff talk with students about fire safety, the alarm system and where to evacuate to in the event of a fire alarm. If a fire does occur it should be reported to an Area/Residence Hall Coordinator, the Assistant Director of Residence Life, Director of Residence Life, Vice President of Student Services, or the Grand Junction Police.

Fire Statistics

In 2009 there was one undetermined fire in Grand Mesa Hall. No one was injured in the incident and no property was damaged. The extent of the fire was one small piece of paper being burned.

In 2008 there was a fire in Pinon Hall. A washer and dryer burned in a laundry room. The fire was determined to be arson.

CRIME LOCATION DEFINITIONS

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

Any building or property that is within or reasonably contiguous to paragraph (1) of this definition, that is owned by the institution but controlled by another person, is frequently used by students, and supports institutional purposes (such as a food or other retail vendor).

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.

Noncampus Building or Property - Any building or property owned or controlled by a student organization that is officially recognized by the institution; or Any building or property owned or controlled by an institution that is used in direct support of, or in relation to, the institution's educational purposes, is frequently used by students, and is not within the same reasonably contiguous geographic area on the institution.

Public Property – All public property, including thoroughfares, streets, sidewalks, and parking facilities, that is within the campus, or immediately adjacent to and accessible from the campus. Note: Include sidewalks and streets surrounding the campus as well as the side walk across the street from campus, but do not include public property beyond the sidewalk.

CRIME DEFINITIONS

Murder/Non-Negligent Manslaughter: The willful (non-negligent) killing of one human being by another. NOTE: Deaths caused by negligence, attempts to kill, assaults to kill, suicides, accidental deaths, and justifiable homicides are excluded.

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

Sex Offenses – Forcible: Any sexual act directed against another person, forcibly and/or against that person's will; or not forcibly or against the person's will where the victim is incapable of giving consent.

Sex Offenses – Non-forcible: Unlawful, non-forcible sexual intercourse. This includes incest and statutory rape.

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

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

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 joy riding)

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

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

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

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

Definitions taken from the Uniform Crime Reporting Handbook

HATE CRIMES

In addition to reporting the crimes listed above, the University must also disclose statistics on hate crimes. As defined in The Handbook for Campus Safety and Security Reporting a hate crime is a criminal offense committed against a person or property which is motivated, in whole or in part, by the offender's bias. Bias is a preformed negative opinion or attitude toward a group of persons based on their race, gender, religion, disability, sexual orientation or ethnicity/national origin. The scope of reporting hate crimes goes beyond the crimes listed above. While hate crimes are reported in the annual statistics for all of the criminal offenses listed above, the crimes of larceny-theft, simple assault, intimidation, and destruction/damage/vandalism of property must also be included if they are hate crimes.

RECENT CRIME STATISTICS

The following statistics, provided in compliance with the Crime Awareness and Campus Security Act of 1990, as amended, represent the reported crimes and offenses on and near the Bishop Campus of Colorado Mesa University, including the Lineworker training center for calendar years 2008, 2009 and 2010.

Arrests & Campus Disciplinary Referrals -Bishop Campus

	Calendar Year Reported	On Campus Property	Non-campus Building or Property	Public Property
Arrests				
Liquor Law Violations	2008	0	0	0
	2009	1	0	0
	2010	0	0	0
Drug Violations	2008	0	0	0
	2009	0	0	0
	2010	0	0	0
Illegal Weapons	2008	0	0	0
	2009	0	0	0
	2010	0	0	0
Disciplinary Referrals				
Liquor Law Violations	2008	0	0	0
	2009	0	0	0
	2010	0	0	0
Drug Violations	2008	0	0	0
	2009	0	0	0
	2010	0	0	0
Illegal Weapons	2008	0	0	0
	2009	0	0	0
	2010	0	0	0

Criminal Offenses - Bishop Campus

	Calendar Year Reported	On Campus Property	Non-campus Building or Property	Public Property
Criminal Homicide				
Murder & Non-Negligent Manslaughter	2008	0	0	0
	2009	0	0	0
	2010	0	0	0
Negligent Manslaughter				
	2008	0	0	0
	2009	0	0	0
	2010	0	0	0
Sex Offenses				
Forcible Sex Offenses	2008	0	0	0
	2009	0	0	0
	2010	0	0	0
Non-forcible Sex Offenses	2008	0	0	0
	2009	0	0	0
	2010	0	0	0
Robbery				
	2008	0	0	0
	2009	0	0	0
	2010	0	0	0
Aggravated Assault				
	2008	0	0	0
	2009	0	1	0
	2010	0	0	0
Burglary				
	2008	0	0	0
	2009	0	0	0
	2010	0	0	0
Motor Vehicle Theft				
	2008	0	0	0
	2009	0	0	0
	2010	0	0	0
Arson				
	2008	0	0	0
	2009	0	0	0
	2010	0	0	0

Note: No hate crimes were reported in 2008, 2009, or 2010.