



# **Colorado Mesa University**

## **Montrose Campus**

### **Annual 2014 Clery Security/Fire Safety Report**

Updated September 2014

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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. CMU believes that academic freedom can only flourish in an environment that is free of criminal or other disruptive activity and unsafe conditions. Colorado Mesa 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, whose main campus is located within the City of Grand Junction, Colorado. The Montrose Campus is a satellite campus of CMU and is operated within the City of Montrose, Colorado. The University works closely with the Montrose Police Department to coordinate efforts to provide for a safe and secure campus environment.

The Colorado Mesa University Montrose Campus annually serves approximately 300 students, 42 faculty and staff, visiting guests, and members of the public.

## REPORTING OF CRIMINAL ACTIVITIES OR EMERGENCIES

The Montrose Police Department, in cooperation with the campus community, is responsible for public safety, security, parking enforcement, after hours emergency maintenance, and response to law enforcement and emergency incidents. Administrative offices are located at 434 South 1st Street. The Department has officers available 24 hours a day and can be reached by calling 911 for emergencies, (970) 252-5200 for non-emergencies or (970) 252-4010 after business hours. The Dispatcher can be reached at (970) 252-4021. The Police Department responds to all campus incidents 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 Montrose Fire Department (970-249-9181, non-emergency) and the Montrose Police Department (970-252-5200, non-emergency).

### **TO REPORT A CRIME OR EMERGENCY**

All students, staff, and visitors should promptly report criminal incidents, accidents, and other emergencies to the Montrose Police Department by dialing 911.

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**

“Campus security authority” is a Clery-specific term defined as a campus police or security official or other official with significant responsibility for campus and student activities. Should an individual choose not to report directly to the Montrose Police Department as noted above, they may report the incident to a campus security authority. Listed below are CMU campus security authorities and the phone numbers of either the campus security authority or an administrative professional who can help in contacting the designated campus security authority.

Montrose Campus:

- The Director of the Colorado Mesa University Montrose Campus - 970-249-7009

Main Campus – Grand Junction:

- Vice President for Student Services - 970-248-1366
- Student Conduct Officer - 970-248-1336
- Department Heads - 970-248-1881
- Advisors of Student Clubs - 970-248-1250
- Any Residence Life Staff (Director, Assistant Directors, Area/Resident Coordinators, RAs) - 970-248-1536
- Administrative Personnel of Student Service Programs or Departments
- Affirmative Action Officer - 970-248-1266
- Athletic Directors and Coaches, Title IX Coordinator - 970-248-1503
- Sexual Assault Response Team - 970-270-5895

### **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 249-8500.

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.

## **MONTROSE POLICE DEPARTMENT AUTHORITY**

The Montrose Police Department has the authority to enforce all federal, state, and local laws, as well as official policies of Colorado Mesa University, as Level I Peace Officers (CRS 18-1-901). The authority of police officers is limited to the boundaries of the City of Montrose or anywhere when in fresh pursuit of an offender, or when called to assist another agency outside the city limits.

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

## **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 voice messaging system, notices on the college's website (MAVzone portal), and posters/flyers posted around campus. The President's Office or the Vice President for Student Services, or the Director of the CMU Montrose Campus, in collaboration with the Montrose Police Department, will issue the warning.

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, the Director of the CMU Montrose Campus, or the Montrose Police Department 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/her designee, in consultation with appropriate campus personnel. 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/her designee, unless the Montrose 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
- Voice Message
- Colorado Mesa University Email
- Reverse 911 calls placed to key land line locations on campus
- Colorado Mesa University official website (<http://coloradomesa.edu>)

## SECURITY AND ACCESS TO CAMPUS FACILITIES

The Colorado Mesa University Montrose Campus leases its facility from the Montrose Regional Library District. The CMU Montrose Campus is an open campus with facilities available to students and the public. All academic buildings are unlocked during normal academic hours. Admission to any non-residential facility after hours is limited to authorized persons with a building key. Buildings are secured by CMU faculty, staff, Montrose Library District staff, and custodial personnel; parking lots and buildings are periodically patrolled by police officers 24 hours a day, seven days a week.

### **Maintenance Security**

The maintenance of the facility is the responsibility of the Montrose Regional Library District. All mechanical problems that could cause physical harm to the public or members of the campus community are given a priority status. Maintenance personnel are provided by the Montrose Library District. Please direct any concerns to the Montrose Campus staff at 970-249-7009; the campus staff will notify maintenance personnel. Maintenance personnel can be contacted directly by calling the Montrose Regional Library District at 970-249-9656.

## RESPONSIBILITY FOR PREPARATION OF THIS REPORT

The Montrose 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. Montrose Police Department Records Division may be reached Monday through Thursday, 7:00 AM to 6:00 PM, at 252-5200, except for the noon hour, 12:00 PM to 1:00 PM.

Information for student discipline statistics is generated from: Student Conduct Officer records, Residence Life records, and records from the Vice President for Student Services.

The Montrose PD statistics and the student discipline statistics are compiled by the Office of Institutional Research, who updates the report. A draft of the report is 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.

## SEXUAL ASSAULT, SEXUAL HARASSMENT, DOMESTIC VIOLENCE, DATING VIOLENCE & STALKING

Colorado Mesa University is committed to providing a living environment in which students can live, work, and study free from sexual harassment, sexual intimidation, sexual exploitation, domestic violence, dating violence, and stalking.

### **Sexual Harassment**

It is the policy of Colorado Mesa University to maintain a campus environment free from sexual harassment. Unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature constitute sexual harassment when submission to or rejection of this conduct explicitly or implicitly affects or

interferes with a student's work or academic performance, or creates an intimidating, hostile or offensive academic or work environment.

Sexual harassment can occur in a variety of circumstances, including but not limited to the following:

1. The victim as well as the harasser may be a woman or a man. The victim does not have to be of the opposite sex.
2. The harasser can be another student, staff member, faculty member, or a non-employee.
3. The victim does not have to be the person harassed but could be anyone affected by the offensive conduct.
4. Unlawful sexual harassment may occur without economic injury to the victim.
5. The harasser's conduct must be unwelcome.

Reporting sexual harassment may help you in coping with the situation, as well as assist you with resources to insure that you, and others, can attend university in a safe and comfortable environment. Report any instances to the Affirmative Action Coordinator, Lowell Heiny Hall 240, or call 248-1266. If the perpetrator of the harassment is another student, please report the incident to the Office of Student Services in Lowell Heiny Hall 107, or call 248-1366, a Residence Life staff member, or the Sexual Assault Response Team at (970) 270-5895.

### **Sexual Assault**

Colorado Mesa University is committed to providing a living environment in which students can live, work, and study free from unlawful sexual contact, intrusion, or penetration.

1. "Sexual contact" means the knowing touching of the victim's intimate parts by the actor, or of the actor's intimate parts by the victim, or the knowing touching of the clothing covering the immediate area of the victim's or actor's intimate parts if that sexual contact is for the purposes of sexual arousal, gratification, or abuse.
2. "Sexual intrusion" means any intrusion, however slight, by any object or any part of a person's body, except the mouth, tongue, or penis, into the genital or anal opening of another person's body if that sexual intrusion can reasonably be construed as being for the purposes of sexual arousal, gratification, or abuse.
3. "Sexual penetration" means sexual intercourse, cunnilingus, fellatio, analingus, or anal intercourse. Any penetration, however slight, is sufficient to complete the crime.

If you are the victim of unwanted sexual contact, intrusion, or penetration, you should immediately take action to preserve any possible evidence and notify the Grand Junction Police Department, the Sexual Assault Response Team (SART), or the Vice President for Student Services. The contact information for the above organizations is as follows:

- Grand Junction Police Department - 911 or 242-6707 (Non Emergency) ***YOU MAY CALL AT ANY TIME OF THE DAY OR NIGHT***
- CMU Sexual Assault Response Team - (970) 270-5895 (Confidential)
- Vice President for Student Services - Lowell Heiny Hall, 107, (970) 248-1366.
- Title IX Coordinator –Lowell Heiny Hall 240, (970) 248-1266

(You may also contact the Sexual Response Assault Team (SART) or the Vice President for Student Services and they will assist you in contacting law enforcement.)

### **Preservation of Evidence**

The preservation of any evidence is crucial to pursue criminal charges. Evidence can range from the clothing of the victim to hair samples, bedding, body fluids, bruising, bite marks, electronic communication, and/or photographs. To assist law enforcement in the collection of evidence, the following guidelines are recommended:

- Do not shower
- Do not use the bathroom

- Maintain the clothing worn during the attack separate from other clothing
- Leave bedding material, sheets, blankets, and pillows alone

If you are the victim of a sexual assault or other violent crime, a wide array of support services are available to you at no charge and with confidentiality. The Sexual Assault Response Team (SART) and the Office of the Vice President for Student Services can assist in obtaining support services as needed/requested.

### **Sexual Consent**

Any sexual contact without CONSENT (may include touching of intimate body areas, intercourse, oral sex, and/or penetration). It is...

- A violation of a person's physical and emotional wellbeing.
- A crime prosecutable under Colorado law.
- An act of power and control.
- Sexual assault is NOT an expression of love, passion, or sexual desire.
- Sexual assault is NOT your fault.

Consent is a sober decision - if you are under the influence of drugs and/or alcohol to the extent you cannot make a decision, then legally, you cannot give consent. A person must have knowledge of the situation, and awareness of what is happening. Consent is not coerced or forced; it's given freely. Submission because of fear is NOT consent. Having previous sexual relationship does not mean consent.

### **Stalking**

A person or persons engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for his or her safety or the safety of others or to suffer substantial emotional stress.

### **Domestic Violence**

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

If you are the complainant of unwanted sexual contact, intrusion, or penetration, domestic, or stalking, you should immediately take action by notifying the following:

- Grand Junction Police Department by calling 911 or 242-6707
- CMU Sexual Assault Response Team by calling (970) 270-5895 (Confidential Service).
- You may also report the incident to the Vice President for Student Services in Lowell Heiny Hall 107, or by calling (970) 248-1366 or a campus official (Confidential Service).

### **Dating Violence**

The term “dating violence” means violence committed by a person:

- Who is or has been in a social relationship of a romantic or intimate nature with the victim; and
- Where the existence of such a relationship shall be determined based on a consideration of the following factors:
  - The length of the relationship.
  - The type of relationship.
  - The frequency of interaction between the persons involved in the relationship.



Colorado Mesa University faculty and staff are required to report any instances of possible sexual assault related events to the Title IX Coordinator and/or to the Affirmative Action Coordinator, Lowell Heiny Hall 240, or call 248-1266.

## SEXUAL ASSAULT AND SEXUAL HARASSMENT EDUCATIONAL PROGRAMMING

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

1. The Montrose Police Department provides sexual assault/date rape educational programs for preventative purposes, as well as programs on personal safety and workplace violence.
2. Campus Community --- At the request of student organizations, staff or faculty, presentations on sexual harassment, sexual assault, 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.
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 are presented to residential students by the Residence Life staff throughout the academic year.
4. Sexual Assault Response Team – Provides training at the request of organizations on campus to reinforce the definition of sexual assault and give information on when and how to report sexual assaults.

### **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 police department 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 law enforcement 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**

Montrose Memorial Hospital, located at 800 South 3<sup>rd</sup> Street, is within a mile of the Montrose Campus. The non-emergency telephone for the hospital is 970-249-2211. After-hours emergency services for students are available through the Emergency Room at Montrose Memorial Hospital.

## **Law Enforcement/Legal**

Legal options for victims of sexual assault include filing a criminal complaint with the Montrose 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 College's Affirmative Action Officer (970-248-1266). Information about community legal services for victims can be obtained through the Montrose Police Department (252-5200).

## **Counseling and Supportive Resources**

The Montrose 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. In addition, Victim Advocate services can be accessed through the Montrose County Sheriff's Department or by calling Victim's Advocate directly at (970) 252-5205. Additionally CMU's Sexual Assault Response Team provides a 24 hour hotline, 970-270-5895, for victims of sexual assault to call to assist with contacting appropriate resources, healthcare, and law enforcement.

## **Sexual Assault Response Team**

The Sexual Assault Response Team (SART), 970-270-5895, operates under the direction of the Vice President for Student Services. SART team members maintain a 24 hour hotline number where sexual assaults can be reported. SART advocates assist complainants of sexual assault navigating educational issues and connecting them with appropriate resources, to include health care, mental health, academic, living situation, and law enforcement, as appropriate and desired.

## **Student Assistance Program (SAP)**

The University operates a counseling program for all enrolled students, in conjunction with Behavioral Clinical Services. Initial assessment is done on the Grand Junction campus or Montrose Campus, with referral to Behavioral Clinical Services. Behavioral Clinical Services is recognized by the courts and the community as providing professional counseling services to victims and perpetrators of sexual assault. For additional information, contact the Office of Student Services at 970-248-1366.

## **Brochures/Handouts**

Campus disciplinary policies and procedures are contained in the Maverick Guide, available online at <http://www.coloradomesa.edu/student-services/documents/MaverickGuide.pdf>. In addition, the Student Assistance Program (SAP) makes a separate brochure for victims of sexual assault and/or sexual harassment available for victims, as well as for all students.

## **Changing Living and Academic Situations**

If a Colorado Mesa University student, who is a complainant of a sexual assault, harassment, stalking, and/or dating violence, requests a change in his or her living arrangements, academic schedule, work, or transportation schedule, the Offices of the Vice President's for Student Services and Academic Affairs or their designees will assist the student in the appropriate changes as long as the changes are reasonably available.

# 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 (SCO).

Violations involving the 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 that 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 President for Student Services and the Vice President of Academic Affairs shall confer on appropriate action.

## **Student Conduct Guidelines**

1. Any member of the University community may file a complaint or charges against any student for a violation or misconduct. Conduct allegations shall be prepared in writing and directed to the Student Conduct Officer (SCO).
2. The Student Conduct Officer will provide a Notice of Alleged Misconduct to the involved student(s) and conduct an investigation into the matter. If the alleged conduct violation fits within the guidelines of a petty offense or a misdemeanor offense as described by Colorado law, the allegation(s) will be addressed by the Student Conduct Officer. In the event the allegation(s) fits within the boundaries of a felony offense as described by Colorado law or is an assault related offense, other than a sexual assault, a student may elect to resolve the allegation(s) during the course of an Administrative Hearing with the SCO or his/her representative or during a hearing before a Campus Student Conduct Board.
3. In the event the allegation(s) is based on an alleged sexual harassment and/or sexual assault, an investigation into the matter will be conducted by a University designated Title IX investigator. In those cases involving allegations based on sexual harassment and/or sexual assault, a hearing with the Campus Student Conduct Board is mandatory if the investigation supports the allegation(s).
4. 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.
5. In either case of an Administrative Hearing or a Campus Student Conduct Board, all charges shall be presented to the accused student in written form ahead of time. A time shall be set for a hearing with maximum time limits for scheduling of hearing extended at the discretion of the SCO or the Campus Student Conduct Board.
6. Hearings shall be conducted by the Campus Student Conduct Board or the Student Conduct Officer (SCO) 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 Conduct Board/SCO.
  - c. In hearings involving more than one accused student, the Campus Student Conduct Board/SCO may, at their discretion, 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 or defense.
  - e. The advisor may not speak on the student's behalf, but may advise the student.
  - f. The Campus Student Conduct Board/SCO, 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/SCO.

- g. All procedural questions are subject to final decision by the assigned Chairperson of the Campus Student Conduct Board or the Student Conduct Officer. 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.
7. Should a student disregard a notice to appear before the Campus Student Conduct Board/SCO, the hearing will continue, a determination shall be made, and sanction(s) imposed *in absentia* if she/he is found in violation of the Student Code of Conduct.
8. There shall be a single verbatim record - such as audio/video/written - of hearing proceedings. The record shall be the property of the University.
9. 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.

Note: In the event a student decides to leave the University prior to their Administrative Hearing or Campus Student Conduct Board Hearing, the student will be required to attend their respective hearing prior to re-admittance to the University.

### **Sanctions**

The following sanctions may be imposed upon any student found to have violated the Student Code of Conduct during a hearing with the Student Conduct Officer or during a Campus Student Conduct Board Hearing:

1. Warning - A notice in writing to the student that the student is violating or has violated institutional regulations.
2. 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.
3. 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.
4. Restitution - Compensation for loss, damage, or injury. This may take the form of appropriate service and/or monetary or material replacement.
5. Discretionary Sanctions - Work assignments, service to the University or other related discretionary assignments, reflection papers, educational group attendance, etc.
6. Restrictions:
  - a. Of Entry: Removal of the privilege of entering or visiting some or all areas of the campus.
  - b. Of Participation: Limitations on participation in specific co-curricular activities, use of certain facilities or services, or other social restrictions.
  - c. Of Contact: Prohibition of unnecessary and avoidable contact.
7. Behavior Contract – A Behavior Contract is a directive from the SCO or Campus Student Conduct Board that details specific sanctions/conditions that the student must adhere to as a result of a finding of responsible during the course of a conduct hearing. A Behavior Contract is established for a defined period of time. A behavior contract can also be used as a support tool for students that are allowed admissions to the University as a result of previous criminal involvement, behavior issues in and out of the classroom that have not risen to the level to be addressed during a conduct hearing.
8. Eviction - Termination of the right of a Student, Group or Organization to space on campus. Student may forfeit tuition and fees (i.e., residence hall eviction).
9. 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. Student may forfeit possible refund of tuition and fees (i.e., residence hall eviction) if found responsible and suspended.
10. University Expulsion - Permanent separation of the student from the University. University Expulsion is limited to the Campus Student Conduct Board's discretion. Student may forfeit tuition and fees (i.e., residence hall eviction) if found responsible and expelled.

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

The following sanction may be imposed upon groups or organizations:

1. Those sanctions listed above, 1 through 7.
2. Deactivation - loss of privileges, including University recognition for a specified period of time.

Following either an Administrative Hearing or a Campus Student Conduct Board Hearing, the Student Conduct Officer (SCO) or the Campus Student Conduct Board Chair shall advise the accused in writing, within five working days, of determination and the sanction(s) imposed if found responsible for the allegation(s).

### **Interim Suspension**

The Vice President for Student Services / Student Conduct Officer reserves the right to temporarily suspend a student without prejudice pending the outcome of an Administrative Hearing or a Campus Student Conduct Board Hearing under the following circumstances:

1. Interim suspension may be imposed only:
  - a. To ensure the safety and wellbeing of members of the University community or preservation of University property;
  - b. To ensure the student's own physical or emotional safety and wellbeing;
  - 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.

### **Administrative Withdrawal**

A student may be administratively withdrawn from CMU if the University determines that the student:

1. Demonstrates behavior that is unreasonably disruptive to the normal education processes and orderly operation of the University and/or
2. Demonstrates behavior that endangers him/herself and/or-
3. Demonstrates behavior that endangers others or that creates a direct threat that may endanger others.

In the event there is evidence that the student poses an immediate threat to themselves or others, the Student Conduct Officer or appropriate University official may impose an immediate interim suspension of the student until such time that the student issue can be handled in an appropriate manner in accordance with university policy.

### **Student Suspension/Administrative Withdrawal Appeals**

A decision reached and/or sanction imposed by the Student Conduct Officer or Campus Student Conduct Board may be appealed by an accused student within (5) working days of said decision to the Vice President for Student Services. Such appeals shall be in writing and shall be delivered to the Vice President for Student Services. The written appeal should be specific as to what the accused student can detail as to discrepancies within the process, sanctions that were too harsh, or new information/evidence.

An Administrative Withdrawal by a University Official may be appealed by the student within five (5) working days of the withdrawal. Such appeals shall be made in writing and shall be delivered to the Vice President for Student Services or his/her designee.

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:

1. 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;
2. 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 a violation of the Student Code of Conduct occurred;
3. 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;
4. 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;
5. 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.

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 five working days from the date of decision by the Vice President for Student Services or his/her designee.

### **Standard of Proof**

The University views violations of the Student Code of Conduct as a civil process and separate from the Rule of Law, which govern civil and criminal behavior. As such, determinations of responsibility shall be made on the basis of the preponderance of the evidence. Preponderance of the Evidence is defined as whether it is more likely than not that a student committed the alleged violation(s). Overall, it is the responsibility of the SCO and the Campus Student Conduct Board to evaluate all evidence, statements, and witnesses to ensure every effort is made to arrive at the truth.

## **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 Montrose 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 Montrose will be maintained and available at the Montrose Police Department, 434 South 1st Street, Montrose, Colorado 81401.

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 Montrose Police Department at (970) 252-5200.

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 posted on this site include only those having committed specific crimes, and does not include a complete listing of individuals registered with the Montrose Police Department. For a complete listing of individuals who are in compliance with sex offender registration laws, and who are registered with the Montrose Police – contact the Records Section located at 434 South 1st Street, Montrose. Records staff are on duty Monday through Thursday, 7:00 AM to 6:00 PM, at 252-5200, except for the noon hour, 12:00 PM to 1:00 PM.

Offenders who are not in compliance may be listed on the State of Colorado website. You can access this website 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 are provided through posters, brochures and media advertising. This campaign is provided in the fall and the spring semester.

### **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 Montrose Police Department. Registrants receive a bicycle license from the City of Montrose with an identifying number and the bicycle serial number is filed with the department.

### **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.

## EMERGENCY CONTACT SERVICE

The Office of the Director of the Colorado Mesa University Montrose Campus, or the Office of the Vice President for Student Services will serve as the primary referral points 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 Office of the Director of the Colorado Mesa University Montrose Campus, and 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 a 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 Colorado Mesa Montrose campus office for pertinent information.

## ALCOHOL AND DRUG POLICY

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 state and federal 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, which support the following:

1. Reduce consumption by those who use alcohol heavily;
2. Responsible consumption for those who occasionally drink alcohol.

### **The Campus Policy Regarding Alcohol/Marijuana Use:**

1. Alcoholic beverages and marijuana in any form are not allowed on campus. The President's Office may approve alcohol for events on a "pre-approved" basis. Otherwise, the possession and consumption of alcoholic beverages/marijuana on the campus grounds and in all campus buildings, including the residence halls and apartments, is not permitted by students, faculty, staff, or guests regardless of whether those individuals are of legal age or not.
2. Illegal use, possession, or distribution of drugs on campus will result in disciplinary action and probable arrest.
3. All controlled substances on campus in violation of state and federal laws, or local ordinances, will be confiscated or destroyed and may be subject to criminal action.
4. Visible intoxication/impairment and any disruptive behavior conducted on campus or at campus sponsored events off campus resulting from the use of alcohol or other drugs may result in disciplinary actions.
5. Furnishing alcoholic beverages/marijuana to persons under the legal age or possession and consumption of alcoholic beverages by those under the legal age will result in disciplinary action and probable arrest.
6. Use of University funds to purchase alcoholic beverages is not allowed.
7. The disciplinary actions for violations of the campus alcohol/drug policy are intended to accomplish the following objectives: To deter students from further violations of campus policy; to educate students concerning the health effects of alcohol/drug abuse.

Students are responsible for observing University policy, state and federal regulations pertaining to alcohol and controlled substances. Students who are in violation of the University policy will be subject to the following disciplinary review:

1. Incidents, which occur within the residence halls or apartments, will be reviewed by Residence Life and handled by the appropriate Coordinator or Residence Life Student Conduct Board. For more severe incidents, the student may be required to report to the Student Conduct Officer.
2. The Student Conduct Officer will handle incidents that occur on, and off, campus but not within the residence halls or apartments.



3. In addition to review of infractions of campus policies by the University, violations of local, state prosecution.
4. A student that is convicted in a criminal court for possession of illegal drugs or substances can lose all financial aid assistance.

For additional information on CMU's drug and alcohol policy, refer to the DRUG-FREE SCHOOLS, CAMPUSES AND WORKPLACES policy publication, available upon request at the Office of Human Resources and online at <http://www.coloradomesa.edu/hr/documents/DrugFreeSchools-2007-08-cmu.pdf> or the [Maverick Guide](#).

## MEDICAL MARIJUANA POLICY

If the Colorado Department of Public Health and Environment (CDPHE) issues a Medical Marijuana Registry identification card to a student, Colorado law allows that student to possess a limited amount of marijuana for medicinal purposes. However, possession of a Medical Marijuana Registry identification card does not authorize a student to possess, use, or distribute marijuana in any form, in any university residence hall/apartment, dining facility, classroom building, or in any other public area or facility within university premises. If you are living on campus please refer to the [Maverick Guide](#) or [Residence Life Community Guidelines](#) for further information regarding this matter.

### **Alcohol and Drug Abuse Prevention Educational Programming**

Colorado Mesa University strives to promote healthy lifestyles and provide resources for students and staff who want to pursue healthy choices. Marijuana 101 and AlcoholEdu classes are available to educate students about the risks of using drugs and alcohol. The newest initiative to promote healthy choices is the addition of addictions/substance abuse counseling services provided by a licensed addiction counselor who is available for individual or group counseling sessions. Participation in addictions counseling sessions may be voluntary or sanctioned as a part of the conduct process.

## WEAPONS POLICY

Campus safety is of the utmost priority at Colorado Mesa University. Weapons are not appropriate to the university experience. Weapons of any kind, functional or not, may not be carried or brandished on Colorado Mesa University property except for those covered under C.R.S. 18-12-105(2). WHEN IN DOUBT, CONTACT THE MONTROSE POLICE DEPARTMENT FOR CLARIFICATION.

On-campus residents under housing contract may store sporting rifles, shotguns and bow and arrows along with the ammunition for the same in the weapons safe located at the Police Department substation. **No weapons of any kind may be kept in the residence halls.**

Students who seek accommodations for special circumstances may seek permission by contacting the Grand Junction Police Department or the Vice President for Student Services.

## 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
  1. 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.
  2. 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
  1. 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.
  2. 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.
  3. 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:
    - a. 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.
    - b. 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. While the Montrose Campus does not have any residence halls, the annual fire safety report is being included for those students living on the main campus and taking courses at the Montrose Campus.

### **On-Campus Residence Hall Fire Safety Systems**

The following chart shows all current on-campus residence halls of Colorado Mesa University, the address at which they are located and the current fire safety system(s) installed in each of them. All residence halls which require a fire suppression system have such systems in place. 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.

Bunting Hall	1280 Cannell Ave.	Building is sprinkled & fire alarm system
Garfield Hall	1600 Cannell Ave.	Building is sprinkled & fire alarm system
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
Orchard Avenue Apartments	1062 Orchard Avenue	Building is sprinkled & fire alarm system
Pinon Hall	1159 Mesa Ave.	Building is sprinkled & fire alarm system
Rait Hall	1115 Texas Ave.	Fire alarm system
Tolman Hall	1140 Texas Ave.	Building is sprinkled & 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. Note that items intended for use in a kitchen (George Forman Grills, toasters, etc) may be used in a community or apartment kitchen.

### **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 policies found online at <http://www.coloradomesa.edu/reslife/conduct.html>. 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.

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

**Garfield Hall – meet north of the building next to softball field fence**

**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**  
**Orchard Avenue Apartments – 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**

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 for Student Services, or the Grand Junction Police.

### **Fire Statistics**

There were no reported fires in any residence halls in 2011 or 2012. In 2013 one fire was reported in Grand Mesa Hall. One small piece of paper was burned/singed during the incident. The property damaged was valued at \$5.00.

## 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 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 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.

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

***Dating Violence:*** The term “dating violence” means violence committed by a person: who is or has been in a social relationship of a romantic or intimate nature with the victim and where the existence of such a relationship shall be determined based on a consideration of the following factors: the length of the relationship, the type of relationship and the frequency of interaction between the persons involved in the relationship.

***Stalking:*** A person or persons engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for his or her safety or the safety of others or to suffer substantial emotional stress.

***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.)

## 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).

***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.

### **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, gender identity, religion, disability, sexual orientation, ethnicity or 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.

***Larceny-Theft*** - 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** - An unlawful physical attack by one person upon another where neither the offender displays a weapon, nor the victim suffers obvious severe or aggravated bodily injury involving apparent broken bones, loss of teeth, possible internal injury, severe laceration, or loss of consciousness. (Include all assaults which do not involve the use of a firearm, knife, cutting instrument or other dangerous weapon and in which the victim did not sustain serious or aggravated injuries.)

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

**Destruction/Damage/Vandalism of Property** - 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.

## 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 Montrose Campus of Colorado Mesa University for calendar years 2011, 2012, and 2013.

Arrests and Campus Disciplinary Referrals - Montrose Campus			
	Calendar Year Reported	On Campus Property	Public Property
<b>Arrests</b>			
Liquor Law Violations	2011	0	0
	2012	0	0
	2013	0	1
Drug Violations	2011	0	1
	2012	0	2
	2013	0	1
Illegal Weapons	2011	0	0
	2012	0	0
	2013	0	0
<b>Disciplinary Referrals</b>			
Liquor Law Violations	2011	0	0
	2012	0	0
	2013	0	0
Drug Violations	2011	0	0
	2012	0	0
	2013	0	0
Illegal Weapons	2011	0	0
	2012	0	0
	2013	0	0

Criminal Offenses - Montrose Campus			
Offense	Calendar Year Reported	On Campus Property	Public Property
Murder & Non-Negligent Manslaughter	2011	0	0
	2012	0	0
	2013	0	0
Negligent Manslaughter	2011	0	0
	2012	0	0
	2013	0	0
Forcible Sex Offenses	2011	0	0
	2012	0	0
	2013	0	1
Non-forcible Sex Offenses	2011	0	0
	2012	0	0
	2013	0	0
Robbery	2011	0	0
	2012	0	0
	2013	0	0
Aggravated Assault	2011	0	0
	2012	0	0
	2013	0	0
Burglary	2011	0	0
	2012	0	0
	2013	1	0
Motor Vehicle Theft	2011	0	0
	2012	0	0
	2013	0	0
Arson	2011	0	0
	2012	0	0
	2013	0	0
Domestic Violence*	2011	-	-
	2012	-	-
	2013	0	1
Dating Violence*	2011	-	-
	2012	-	-
	2013	0	0
Stalking*	2011	-	-
	2012	-	-
	2013	0	0

**Note: No hate crimes were reported in 2011, 2012, or 2013.**

**\*Domestic violence, dating violence and stalking are new crime categories for the 2013 reporting period based on the passage of the 2013 Violence Against Women Act Amendments to the Clery Act.**