



**2014**

**Security & Fire  
Safety Report**

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## Introduction

In compliance with the Jeanne Clery Disclosure of Crime Statistics Act, we are pleased to present this year's *Annual Security & Fire Safety Report*. The Clery Act requires colleges to produce and make available statistics about selected crimes on campus and certain policy statements. This report is made available by October 1st of each year and contains data from the previous calendar year. This report contains safety and security information of interests for all current and prospective students, employees, and visitors.

Several administrative departments at UNC Asheville share responsibility for crime prevention education, reporting of criminal activity, response to criminal activity, and the safety and welfare of the campus community. These departments include University Police, Residential Education & Housing Operations, Student Activities, Involvement and Leadership, Student Health Services, Dean of Students, and Facilities Management. Since crime awareness and campus security depend largely on personal responsibility and concern for others, crime prevention and education efforts must be assumed by all members of the UNC Asheville community.

This report focuses on several important issues relating to criminal activity such as reporting an incident or offense, the proactive measures taken to respond to criminal activity, and preventative measures taken to deter criminal activity.

Many university policies are summarized in this report and collectively, these policies serve as the basis for UNC Asheville's crime prevention efforts. The texts of these policies may be found in the offices of the particular department or division authoring the policy. In addition, other significant policies of the university are included in the University Police Standard Operating Procedures Manual, Counseling Center Policy Manual, Residents' Handbook, and UNC Asheville Student Handbook.

This report is organized into specific sections as outlined in The Jeanne Clery Act, the Student Right-To-Know and Campus Security Act of 1990, and the Higher Education Amendments of 1992. Each section addresses a specific topic pertaining to the activities and responsibilities required by the Acts.

Each year, an e-mail notification is sent to all enrolled students that provides the web site to access this report. Faculty and staff receive similar notifications either by e-mail or through the Human Resources Department.

UNC Asheville University Police is responsible for preparing and distributing this report. We work with many other departments and agencies, such as the Office of the Dean of Students, Citizenship Education and the Asheville Police Department, Buncombe County Sheriff's Department, and Woodfin Police Department, to compile the information. We encourage members of the campus community to use this report as a guide for safe practices on and off campus. It is available online at <https://police.unca.edu/reports-statistics>. For a paper copy of the report, contact University Police at (828) 251-6710.

For further information regarding crime statistics, please contact the appropriate jurisdiction. Contact information is as follows:

- On Campus – University Police (828) 251-6710
- City of Asheville - Asheville Police Department (828) 252-1110
- Buncombe County - Buncombe County Sheriff's Office (828) 250-6670
- Town of Woodfin - Woodfin Police Department (828) 253-4889

## Reporting Crimes and other Emergencies

All members of the UNC Asheville community, including visitors, are encouraged to report on campus crimes, serious incidents, and other emergencies immediately by dialing (828) 251-6710 from any telephone or by activating any of the emergency blue light phones on campus. Regardless of how and where you decide to report these incidents, it is critical for the safety of the entire university community that you immediately report all incidents to the University Police to ensure effective investigation and appropriate follow-up actions, including issuing a Crime Alert or emergency notification.

### Voluntary, Confidential Reporting

If you are the victim of a crime and do not want to pursue action within the university system or the criminal justice system, you may still want to consider making a confidential report. The purpose of a confidential report is to comply with your wish to keep the matter confidential, while taking steps to ensure the future safety of yourself and others. With such information, the university can keep accurate records of the number of incidents involving students, determine where there is a pattern of crime with regard to a particular location, method, or assailant, and alert the campus community to potential danger. Reports filed in this manner are counted and disclosed in the annual crimes statistics for the institution.

All victims or witnesses can report crimes on a voluntary, confidential basis for inclusion in the annual security report. You may report anonymously through the online Anonymous Reporting form: <https://police.unca.edu/anonymous-report>.

### Reporting to University Police

The university encourages everyone to report crimes or suspected criminal activity promptly. All crimes or emergencies of any type that occur on campus should be reported to the UNC Asheville Police Department by phone at 828-251-6710, Dial 911, or by using the Emergency Blue Light phones located on campus. All emergency calls are routed to the appropriate law enforcement agency, including the UNC Asheville Police Department.

Though there are many resources available, University Police should be notified of any crime, whether or not an investigation continues, to assure the university can assess any and all security concerns and inform the community if there is a significant threat to the university community.

### Emergency Phones

The university has installed 32 emergency phones throughout the university campus. Phones are located in public areas including parking garages, elevators, residence hall complexes, administration buildings, and also numerous outdoor locations. Emergency phones provide direct voice communications to the University Police Dispatch Center. A map of blue light phone locations can be located online at:

<https://police.unca.edu/sites/default/files/PDFs/Phone%20Map2.pdf>

### Reporting to Other Campus Security Authorities

While the university prefers that community members promptly report all crimes and other emergencies directly to the University Police at (828) 251-6710 or 911, we also recognize that some may prefer to report to other individuals or university offices. The Clery Act recognizes certain university officials as Campus Security Authorities (CSA). The Act defines these individuals as “an official of an institution who has significant responsibility for student and campus activities, including, but not limited to, student housing, student discipline and campus judicial proceedings. An official is defined as any person who has the authority and the duty to take action or respond to particular issues on behalf of the institution.”

While the university has identified several hundred CSAs, we officially designate the following offices as places where campus community members should report crimes:

Official	Campus Address	Phone Number
University Police/Public Safety Chief of Police, Eric Boyce	207 Vance Hall, CPO 2500	(828) 251-6710
Dean of Students Jackie McHargue	270 Governors Hall, CPO 9000	(828) 250-2370
Residential Education Melanie Fox	270 Governors Hall, CPO 9000	(828) 251-6700

### Pastoral and Professional Counselors

UNC Asheville campus Pastoral Counselors and campus Professional Counselors, when acting as such, are not considered to be a campus security authority and are not required to report crimes for inclusion into the annual disclosure of crime statistics. They are encouraged, if and when they deem it appropriate, to inform persons being counseled of the procedures to report crimes on a voluntary basis for inclusion into the annual crime statistics.

## Preparation of the Annual Security Report and Disclosure of Crime Statistics

The University Police prepares this report to comply with the Jeanne Clery Disclosure of Campus Security and Crime Statistics Act using information maintained by the University Police, information provided by law enforcement agencies surrounding our main campus, Residential Education and Housing Operations, and the Dean of Students Office. Each of these offices provides updated policy information and crime data.

This report provides statistics for the previous three years concerning reported crimes that occurred on campus, in certain off-campus buildings or property owned, leased or controlled by UNC Asheville. This report also includes institutional policies concerning campus security, such as policies regarding sexual assault, alcohol and other drugs.

The university distributes a notice of the availability of this Annual Security and Fire Safety Report by October 1 of each year to all enrolled students, faculty, and staff. Anyone, including prospective students and employees, may obtain a paper copy of this report by contacting the University Police at (828) 251-6710 or by visiting Vance Hall. The report is also posted online at: <https://police.unca.edu/reports-statistics>.

### About the Public Safety Department

The Public Safety Department consists of four offices, University Police, Emergency Management, Environmental Health and Safety, and Parking and Transportation.

Located on University Heights at Vance Hall, University Police is open 24 hours a day, 365 days a year. The UNC Asheville Police Department is a full service agency that provides comprehensive law enforcement services. The department consists of sworn law enforcement personnel and dedicated support staff working to provide the best service possible. Uniformed Officers and security personnel patrol the campus 24 hours a day on foot, by bicycle, on an ATV and Utility vehicles, and in patrol cars. The communications center is staffed with trained dispatchers who answer calls for service, monitor alarms and dispatch officers as well as other emergency services. The department also employs students who work with the student patrol program.

The Police department is comprised of:

- 16 Sworn Officers
- 5 Sworn Reserve Officers
- 1 Security Officer
- 5 Telecommunicators
- 2 Administrative Employees

The police officers at UNC Asheville

- Complete a minimum of 24 hours of in-service training per year
- Participate in specialized training including crime scene, suicide, domestic violence, and sexual assault investigation, and active shooter or rapid response training
- University Police officers are commissioned under North Carolina General Statute and have the full range of police authorities granted to municipal law enforcement officers

## **University Police Mission Statement**

As a central part of the university community, the mission of University Police is to contribute to and promote the greater mission of UNC Asheville by facilitating a safe, secure and service-oriented environment for all students, faculty, staff, alumni, and visitors.

## **Working Relationship with Local, State, and Federal Law Enforcement Agencies**

The University Police maintains a cooperative relationship with the Federal Bureau of Investigation (FBI) and Secret Service, the North Carolina State Bureau of Investigation (SBI), Asheville Police Department, and surrounding police agencies. Federal agencies such as the FBI and Secret Service provide information and resources through the Field Liaison Officer Program (FLO). Cooperation with local agencies includes interoperative radio capability, joint training activities, special events coordination, and investigation of serious incidents.

UNC Asheville Police participates in an Intermunicipal Mutual Aid Agreements that authorizes police officers and supervisors of the participating agencies to request mutual aid for incidents based upon a reasonable belief that such aid will enhance the public's and/or officer safety and efficiency. The agencies participating in the agreements include the Buncombe County Sheriff's office, the Asheville Police Department. The UNC Asheville Police Department also participates in a mutual assistance agreement with all UNC system police departments. The agreements also allow for joint training and cooperation on other matters, such as pre-planned large-scale special events, amongst the participating agencies.

## **Crimes Involving Student Organizations at Off-Campus Locations**

The university relies on its close working relationships with local police agencies to receive information about incidents involving students off campus. The university does not own any off-campus residences of recognized fraternity or sorority organizations, however the UNC Asheville Police Department will actively investigate any crime information it receives concerning or involving a member of the campus community. If the UNC Asheville police are notified of crimes or other serious incidents involving students, the information is forwarded to the Dean of Students office for review. If the university is made aware of a student who has been a victim of a crime off campus, UNC Asheville's Care and Crisis team will review and ensure a range of appropriate resources, support, and options are provided for the student.

The university requires all recognized student organizations to abide by federal, state, and local laws, and university regulations. The university may become involved in the off-campus conduct of recognized UNC Asheville student or student organization when such conduct is determined to be a violation of the Student Code of Conduct. Information about the Code of Conduct and how it applies to student organizations can be found here: <https://studentactivities.unca.edu/code-conduct>

## **Daily Crime and Fire Log**

University Police & Public Safety maintains a combined Daily Crime and Fire Log of all crime and fire incidents reported to the department. The Daily Crime log includes the date the incident was reported, all crimes that occur on campus, in a non-campus building or property, on public property, or within the department's patrol jurisdiction.

The Daily Crime Log includes the case number, date, time, nature of the offense, location, and disposition of each crime reported to the department. The department post specific incidents in the Daily Crime Log within two business days of receiving a report, and reserves the right to exclude

reports from the log when posting the information could jeopardize an ongoing investigation or potentially violate the confidentiality of the victim. The Daily Crime Log is available 24/7 online at <http://publicsafety.unca.edu/reports-and-statistics> or by visiting Vance Hall.

## **Timely Warning Reports and Crime Alerts**

In the event that a situation arises, either on or off campus, that, in the judgment of the Chief of University Police or designee, constitutes an ongoing or continuing threat a campus wide timely warning will be issued. The warning will be issued through the university's email system to students, faculty and staff. The information will also be posted as an announcement on the University News Center website at <http://news.unca.edu/> and on the University Police website <http://publicsafety.unca.edu/police/crime-alerts>

Anyone with information regarding a timely warning incident should report the circumstances to the UNC Asheville Police immediately, by phone at (828) 251-6710 or in person at Vance Hall.

The purpose of these Crime Alerts is to notify the campus community of the incident and to provide information that may enable community members to protect themselves from similar incidents. The university will issue Crime Alerts whenever the following criteria are met: 1) a crime is committed; 2) the perpetrator has not been apprehended; and 3) there is a substantial risk to the physical safety of other members of the campus community because of this crime. Such crimes include, but are not limited to: 1) Clery Act crimes that are reported to any campus security authority or the local police; or 2) the university determines that the incident represents an on-going threat to the campus community.

The decision to issue a timely warning must be decided on a case-by-case basis in light of all the facts surrounding a crime, including factors such as the nature of the crime, the continuing danger to the campus community, patterns of crimes against persons or property, and the possible risk of compromising law enforcement efforts.

## Emergency Response and Evacuation Procedures

The office of Emergency Management is responsible for the Emergency Operations Plan (EOP). This plan is designed to be an all-hazards disaster response and emergency management plan that complies with FEMA guidelines for Higher Education that includes planning, mitigation, response, and recovery actions.

Our priorities are:

- Life safety, infrastructure integrity, and environmental protection during an emergency
- Coordination with university departments to write, maintain, test, and exercise the EOP
- Cooperation, Integration, and Mutual Aid with local, state and federal planning, response, and public safety agencies and their EOPs

A summary of the university's emergency response procedures can be located online at <http://publicsafety.unca.edu/em/emergency-operations-plan>. Included on the emergency management web page is detailed information regarding the university's emergency notification policy, including how to enroll in the emergency notification system to ensure you receive emergency messages.

### Drills, Exercises, and Training

To ensure UNC Asheville's emergency management plans remain current and actionable, the university will conduct an emergency management exercise at a minimum twice yearly. The scenarios for these exercises change from year-to-year, and include several departments from across the campus. Exercises may include tabletop drills, emergency operations center exercises, or full-scale emergency response exercises. The university conducts after-action reviews of all emergency management exercises.

In conjunction with at least one emergency management exercise each year, the university will notify the community of the exercise and remind the community of the information included in the university's publicly available information regarding emergency response procedures (<http://publicsafety.unca.edu/em/university-emergency-plans>).

### Emergency Notification

UNC Asheville is committed to ensuring the campus community receives timely, accurate, and useful information in the event of a significant emergency or dangerous situation on campus or in the local area that poses an immediate threat to the health and safety of campus community members. UNC Asheville uses the BulldogAlert Emergency notification system. BulldogAlert is an emergency notification service available to students, parents, faculty/staff, and on campus university affiliates. BulldogAlert is a multi-channel emergency notification system which includes an auto-dialer for outbound calling and text messaging, e-mail messages, external and internal speakers, Voice Over IP (VOIP) phones, websites, and digital signs.

BulldogAlert can be used to send emergency messages within minutes of the occurrence of an incident. Alerts sent by BulldogAlert are simulcast to the university community and information during an event can be found at <http://bulldogalert.unca.edu>. The University Communications and Marketing office will post updates to university websites and social media pages as information becomes available.

UNC Asheville performs a university-wide annual test of the system. The following procedures outline the process the university uses when issuing emergency notifications.

### **Procedures Used to Notify the Campus Community**

In the event of a situation that poses an immediate threat to members of the campus community, the university has various systems in place for communicating information quickly. Some or all of these methods of communication may be activated in the event of emergency notification to all or a segment of campus community. These methods of communication are incorporated into the university's mass notification system (BulldogAlert) which utilizes e-mail messages, phone calls, text messages, messages broadcast via Voice Over IP (VOIP) phones, external and internal speakers, or digital signs. The university will also post updates during a critical incident on the UNC Asheville homepage and social media sites.

### **Confirming the Existence of a Significant Emergency or Dangerous Situation and Initiating the Emergency Notification System**

The University Police Department, Public Safety and/or other campus first responders may become aware of a critical incident or other emergency situation that potentially affects the health and/or safety of the campus community. Generally, campus first responders become aware of these situations when they are reported to University Police dispatch or upon discovery during patrol or other assignments.

Once first responders confirm that there is, in fact, an emergency or dangerous situation that poses an immediate threat to the health or safety of some or all members of the campus community, first responders will notify supervisors in the Department of Police and Public Safety or other authorized university office to issue an emergency notification.

The university's authorized representatives will immediately initiate all or some portions of the university's emergency notification system. If, in the professional judgment of first responders, issuing a notification potentially compromises efforts to assist a victim or to contain, respond to, or otherwise mitigate the emergency, the university may elect to delay issuing an emergency notification. As soon as the condition that may compromise efforts is no longer present, the university will issue the emergency notification to the campus community.

### **Determining the Appropriate Segment(s) of the Campus Community to Receive an Emergency Notification**

University and/or local first responders on the scene of a critical incident or dangerous situation will assist those preparing the emergency notification with determining what segment or segments of the university community should receive the notification. If the emergency affects a significant portion of the entire campus, university officials will distribute the notification to the entire campus community. Campus community members in the immediate area of the dangerous situation (i.e. the building, adjacent buildings, or surrounding area) may receive the emergency notification first via campus VOIP phones and building speakers. The university may issue subsequent notifications to a wider group of

community members. In addition to the emergency notification that may be issued via the university mass notification system, the university will also post applicable messages about the dangerous condition on the university homepage to ensure the rest of the campus is aware of the situation and the steps they should take to maintain personal and campus safety.

### **Determining the Contents of the Emergency Notification**

The office responsible for issuing the emergency notification (usually the Campus Police Dispatch) will, in concert with university and local first responders, determine the contents of the notification. The university has developed a wide range of template messages addressing several different emergency situations. The individual authorizing the alert will select the template message most appropriate to the on-going situation and, if possible, modify it to address the specifics of the present incident. In those cases where there are no pre-determined template messages in the system, the individual initiating the alert will develop the most succinct message to convey the appropriate information to the community. The goal is to ensure individuals are aware of the situation and that they know the steps to take to safeguard their personal and community safety.

### **Procedures for Disseminating Emergency Information to the Greater Community**

Once the initial emergency notification has been issued to the campus community, if necessary, authorized offices will disseminate information to the greater community. Parents or guardians and external campus members have the option to register for phone, text message, and e-mail alerts to receive informational messages at <http://www3.unca.edu/bulldogalert>. The Office of Communication and Marketing may implement the use of local radio, television outlets, and multiple social media platforms to inform the greater community.

### **Enrolling in the University Emergency Notification System**

All faculty, staff and students are automatically enrolled in the BulldogAlert system. We encourage affiliate university staff and students on campus and parents to register for BulldogAlert at <http://www3.unca.edu/bulldogalert>. Community members, including parents, will need to update information and re-register for the service annually in June.

### **Shelter-in Place Procedures**

In some situations, it may be safer to remain inside at your current location rather than to evacuate (i.e., severe/tornadic weather or the release of chemical, biological, or radiological contaminants). In these situations, leaving may put you in greater danger. If you receive instructions to shelter in place:

- ✓ Immediately stop classes or work, wherever you are. If you are outdoors, go indoors. If there are others in the vicinity, provide for their safety by asking them to stay indoors. Do not leave.
- ✓ Select interior room(s) with the fewest windows or vents. The room(s) should have adequate space for everyone to be able to sit. Avoid overcrowding by selecting several rooms if necessary.
- ✓ Monitor the BulldogAlert products, radio or television until you are told all is safe or you are told to evacuate.
- ✓ You should always be alert to changing conditions and be prepared to take additional actions to ensure your safety.

## Security of and Access to University Facilities

At UNC Asheville, administrative buildings are open from 8:00 a.m. until 5:00 p.m., Monday through Friday, and academic buildings generally are open from 7:00 a.m. until 10:00 p.m. during the academic year. Academic buildings are scheduled to be open on weekends only as needed. Access to individual classrooms and laboratories is limited to those enrolled in the courses meeting there. Likewise, access to most programs is limited to those enrolled in the program or otherwise authorized access.

For fire and security reasons, police officers and security officers periodically walk through all university buildings. Exterior access doors to all non-residence buildings are checked and secured approximately 30 minutes after closing time. Windows are checked, and any windows found ajar are closed. Buildings are not opened after they are secured except:

- When the student has a building pass from the department chairperson.
- When items of importance are left in the building. The officer will then accompany the student.
- When the student is on an approved list for entry.
- Faculty and staff may be admitted to buildings in which they work by providing proper UNC Asheville identification.

Many cultural and athletic events held in the university facilities are open to the public. Other facilities such as the bookstore, library, and athletic center are likewise open to the public. Only those who have demonstrated a need are issued keys to a building.

### Special Considerations for Residence Hall Access

At UNC Asheville, all residence halls operate under a computerized Access Control and Security Monitoring System. Identification cards are coded so that from 7 a.m. to 8 p.m. all resident students will have full access to all card accessible doors, from 8 p.m. to 10 p.m. all resident students will have access to all main entrances at West Ridge, South Ridge, Governors Hall, Mills Hall and Founders Hall, and from 10 p.m. to 7 a.m. all resident students will have access to only the buildings where they are residents. The system denies entry to all unauthorized persons.

Residence halls are monitored by Community Directors, Resident Assistants and Night Assistants. Students entering Mills, Founders, South Ridge, West Ridge and Governors residence halls between 8 p.m. and 5 a.m. must show a UNC Asheville OneCard (official campus ID). Students living in the Governors Village residence halls must use card accessible doors at the main entrances to enter 24 hours a day. All visitors entering the residence halls after 8 p.m. must sign in at the reception desk. Visitors may enter with an approved overnight guest pass, or by checking in with a picture ID. A logbook is maintained by residence hall night assistants from 8 p.m. to 5 a.m.

During low-occupancy periods such as holidays and scheduled breaks, students are consolidated into designated buildings and gain access via the University's electronic access control system. During the summer when groups who are not regularly associated with UNC Asheville are using the University residence halls, exterior doors are locked 24 hours a day. Each guest is issued an identification card that allows him or her to gain access to their assigned building via the electronic access control system.

## **Security Considerations for the Maintenance of Campus Facilities**

UNC Asheville is committed to campus safety and security. At the university, locks and outdoor lighting are designed for safety and security. Emergency phones have been placed on campus and are checked regularly to ensure safety of traveled areas, and security cameras have been installed to allow monitoring of public areas.

Environmental Health & Safety staff, in conjunction with representatives from the Department of Police and Public Safety, conduct campus lighting surveys of university property twice each year (winter and summer) to evaluate campus lighting. Representatives from Facilities Management, UNC Asheville Student Government Association, and Campus Sustainability, and other potentially applicable or interested groups are also invited to participate.

There are 32 emergency blue-light phones available on UNC Asheville's campus that are routinely checked for functionality by Public Safety Officers. A map outlining the location of UNC Asheville Emergency Phones is available online at

<https://police.unca.edu/emergency-phones>.

We encourage community members to promptly report any security concern, including concerns about locking mechanism, lighting, or landscaping to the University Police.

## **Campus Security Policies, Crime Prevention, and Safety Awareness Programs**

In addition to the many programs offered by the University Police and other university officials, UNC Asheville has established a number of policies and procedures related to ensuring a reasonably safe campus community. These policies and procedures include:

### **Campus Care and Crisis Team**

The UNC Asheville Care and Crisis Team consists of university representatives from Academic Affairs and from Student Affairs, including the following core members: the Chair (the Dean of Students or designee), Director of Residential Education, Assistant Provost for Academic Administration, Associate Director of Counseling Services, Case Manager, Health Services Representative, Citizenship Education Representative, and University Police.

The purpose of this team is two-fold and vital to the health, safety and wellbeing of our individual students and our campus community. The Care aspect of this team is in place to help coordinate services and outreach as well as communication regarding students whom are having mental health, medical or behavioral issues at UNC Asheville which may complicate their ability to continue as part of the UNC Asheville Community. The Crisis aspect of this team is in place to provide coordinated response and communication during a critical incident/crisis which has, or has the potential to have a significant impact on an individual student, campus constituency or the campus community whole or in part.

### **Crime Prevention and Safety Awareness Programs**

In an effort to promote safety awareness, the University Police maintains a strong working relationship with the community. This relationship includes offering a variety of safety and security programs as well as prevention programming. If you or your organization would like to request a specific program, please contact Assistant Chief Danny Moss with campus Police at (828) 350-4578. Below are some of the programs and services currently available:

- Rape Aggression Defense (R.A.D.) Training
- 360 Stay Safe Training
- Shots Fired on Campus – *When Lightning Strikes* instructional video training
- Campus Safety Escorts and Motorist Assistance
- Bicycle Registration
- Property Registration and Engraving
- BARK Bystander Intervention Training
- PEPAH (Peers Educating Peers and Advancing Health)

### **Weapons Policy**

The possession, carrying and use of weapons, ammunition, or explosives is prohibited on university owned or controlled property by North Carolina statute (§14-269.2) The only exceptions to this policy are for authorized law enforcement officers or others specifically authorized by the university or for a person who has a valid concealed handgun permit to store a firearm in a closed compartment or container within the person's locked vehicle or in a locked container securely affixed to the person's vehicle (§14-269.2k).

Failure to comply with the weapons policy will result in disciplinary or criminal action against violators. Unauthorized possession of harmful or dangerous items on university premises includes but is not limited to:

- Firearms
- Other weapons (including but not limited to: bows/arrows; swords, spears; assisted or spring opening knives; pocket/folding knives with a blade greater than three inches and an overall length of six inches when open; throwing stars/knives; bb guns; airsoft guns; and nun chucks)
- Fireworks
- Explosives
- Dangerous chemicals or biological agents

## Sexual Violence Policy Statement

UNC Asheville is committed to providing a safe learning and working environment, and in compliance with federal law has adopted policies and procedures to prevent and respond to incidents of sexual violence including sexual assault, domestic violence, dating violence, and stalking. These guidelines apply to all students, faculty, staff, contractors, and visitors.

Sexual assault is an act of violence. Crimes of violence affect everyone, regardless of gender and can occur in any relationship, whether you are straight, gay, lesbian, transgender, queer, or questioning – sexual violence affects everyone.

### Definitions

The following are federal definitions of sexual assault, domestic violence, dating violence, and stalking:

**Sexual Assault** is 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, as well as incest or statutory rape.

**Dating Violence** is 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

**Domestic Violence** is a felony or misdemeanor crime 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 in which the crime of violence occurred, 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 in which the crime of violence occurred.

**Stalking** is defined as engaging in a course of conduct directed at a specific person that would cause a reasonable person to:

- Fear for the person's safety or the safety of others; or
- Suffer substantial emotional distress.

While these definitions are clear, victims often have difficulty reporting a sexual assault for numerous reasons such as knowing the perpetrator, fear of retaliation, fear of parents knowing about the incident, or fear of getting in trouble with law enforcement. Despite these concerns, it is vital to report such incidents in order to get help.

## Reporting an Incident

If a student, employee, or visitor has been the victim of an incident of sexual violence they should immediately report it to the UNC Asheville Campus Police at 828-251-6710. In the case of an emergency or ongoing threat if possible get to a safe location and report the incident by calling 911.

Students may also speak with a responsible employee who will in turn make a report to the Title IX administrator, or report directly to the following responsible non-law enforcement offices:

Title IX Administrator, Jill Moffitt [jmoffitt@unca.edu](mailto:jmoffitt@unca.edu) or 828-232-5658\*

Dean of Students, Jackie McHargue – [jmchargu@unca.edu](mailto:jmchargu@unca.edu) or 828-250-2370

\*Employees may also report to the Title IX administrator, Jill Moffitt

Employees, students, or visitors can file anonymous reports online at:

<https://police.unca.edu/anonymous-report>.

UNC Asheville officials will assist any victim in notifying law enforcement, including local police, if they elect to do so. Victims are also entitled not to report to law enforcement. Any student or employee who reports an incident of sexual violence, whether the offense occurred on or off campus, shall receive a written explanation of their rights and options.

## Confidentiality, Privacy, and Reporting

UNC Asheville recognizes the sensitive nature of sexual violence and is committed to protecting the privacy of an individual who reports an incident of sexual violence. Different officials on campus are, however, able to offer varying levels of privacy protection to victims. Reports made to law enforcement, including if criminal prosecution is pursued, may be made public (NC §132-1.4) and shared with the accused.

If you desire that the details of the incident be kept confidential you should speak with an on-campus mental health counselor, campus health service providers, or off-campus rape crisis (OurVoice: 828-255-7576) or domestic violence (Helpmate: 828-254-0516) resources who can maintain confidentiality except in cases of imminent danger to the victim or a third party. Campus counselors are available to help free of charge, and can be seen on an emergency basis. In addition, you may speak to on and off-campus members of the clergy and chaplains who will also keep reports made to them confidential.

## Procedures Victims Should Follow

### Immediately After an Assault

*Get to a safe place as soon as possible.*

Your safety should be your first priority.

*Ask for help, make a call*

There are multiple resources you can reach out to for help. Call any of the following:

- 911
- Campus Police (828) 251-6710
- Friends or family
- The local rape crisis hotline: (828) 255-7576
- The Title IX Administrator (828) 232-5658

- Dean of Students (828) 250-2370

#### *Get medical attention*

Seeking medical attention allows you to receive help for any physical injuries, as well as be screened for STDs or pregnancy. If possible, do not shower, use the toilet, or clean up. Do not change clothes (if you must place the clothes you were wearing in a paper bag). Specially trained hospital staff can collect evidence using a rape kit. If you choose to file a police report, you can do so from the emergency room or urgent care clinic. If you do not want to report to the police, you have the option of requesting an anonymous rape kit without revealing any personally identifying information. It is recommended you contact the local rape crisis center for help with the process (828-255-7576).

#### **Days Following Assault**

##### *Take care of your physical and emotional well-being*

Try to eat well, get enough sleep, and exercise. Remember that it was not your fault and you are not alone.

##### *Learn about common reactions to trauma*

Everyone is different, but it is good to understand what you might expect and know that others have experienced similar reactions. There are a wide range of symptoms. Common reactions may include, but are not limited to: having work or school problems, feelings of hopelessness, trouble sleeping and feeling very tired, stomach upset and trouble eating, or pounding heart, rapid breathing, and feeling edgy.

##### *Let others help*

- *Friends and family* can offer support by listening to you, keeping you company, walking to class with you, or going with you to appointments.
- *The campus health center* offers free health and counseling services for students and can connect you with additional resources if needed. If you are concerned about confidentiality, ask the person you want to talk to first about his/her obligation to disclose information you share.
- *The local rape crisis center* has over 40 years of experience helping victims of sexual assault. They can help you make choices about reporting, joining a support group, or finding a counselor. Contact OurVOICE 27/7 at (828) 255-7576.

#### **Months after an Assault**

Recovery is an ongoing gradual process. Some symptoms and reactions to trauma may appear months after an assault. Reach out to your personal support network or find a support group. You may also want to speak with a counselor or psychologist. They are experienced in helping individuals who have been sexually assaulted. They are familiar with the physiological and psychological effects that traumatic events cause, and can help you work through your emotions and teach you coping skills. You can connect with a counselor by contacting Campus Health Services at (828) 251-6520.

## On and Off Campus Resources

Both UNC Asheville and the Asheville community also offer other important resources to the victims of sexual violence including medical treatment, counseling, and advocacy they may wish to utilize. UNC Asheville Counseling Services (828-251-6517) is available to assist any student or employee free of charge and will help consider their options and navigate through resources or recourse they elect to pursue. A victim need not make a formal report to law enforcement or UNC Asheville to access these resources that include the following:

Sexual Assault Victim Advocates: Our Voice - 828-255-7576 (available 24/7) [www.ourvoicenc.org](http://www.ourvoicenc.org)

Domestic Violence Support: Helpmate - 828-254-0516 (available 24/7) <http://helpmateonline.org>

## Accommodations

Whether or not a student or employee reports to law enforcement and/or pursues any formal action, if they report an incident of sexual violence, UNC Asheville is committed to providing them as safe a learning or working environment as possible. Upon request UNC Asheville will make any reasonably available change to a victim's academic, living, transportation, and or working situation. Students may contact the Dean of Students, Jackie McHargue at [jmchargu@unca.edu](mailto:jmchargu@unca.edu) or 828-250-2370. Employees may contact the Title IX administrator, Jill Moffitt at [jmoffitt@unca.edu](mailto:jmoffitt@unca.edu) or 828-232-5658 or University Human Resources Department.

If a victim reports to law enforcement, they may assist them in obtaining a 50-B (restraining order) or 50-C (no contact order) from a criminal or civil court. UNC Asheville is committed to ensuring that any such order is fully upheld on all institutionally owned and controlled property. UNC Asheville is also committed to protecting victims from any further harm and the Title IX Administrator or Dean of Students may issue a temporary no-contact order pending the outcome of any conduct proceeding.

## Educational Programs

UNC Asheville provides education programming on sexual assault, sexual misconduct, sexual harassment, dating and domestic violence prevention, stalking, and personal safety through a variety of avenues. Incoming students and new employees are provided with programming and strategies intended to prevent rape, acquaintance rape, sexual assault, domestic violence, dating violence, and staling before it occurs. Ongoing prevention and awareness campaigns are also offered through the year. These programs include:

- Alcholedu and Haven (online alcohol, consent, and sexual respect program for students)
- Non-violent Sexuality Training
- Rape Aggression Defense Training
- Peer Education Advocacy and Training
- Bulldog Model (Residence Hall Programming)
- Annual Title IX and Campus Security Authority Training
- Annual Responsible Employee Training for eligible student employees
- New Employee Orientation for Faculty and Staff, including Sexual Harassment Training
- Educational and Prevention sessions tailored to Athletic Coaches, Student Athletes, Fraternities, and Sororities

## Conduct Proceedings

UNC Asheville strictly prohibits all acts of sexual assault, domestic violence, dating violence, and stalking. In addition to facing criminal action, students, employees, and other affiliates may also face disciplinary action by UNC Asheville. Primary sanctions for sexual harassment, non-consensual sexual contact, and sexual exploitation range from education programs, prevention strategies, probation, and permanent dismissal. Sanctions for sexual assaults consist of loss of various campus privileges and other sanctions as determined, including consideration of suspension and the possibility permanent dismissal.

Incidents involving accused students will be handled by the Citizenship Education office and Title IX Administrator via the Citizenship Education Process specific to sexual misconduct violations and procedures, incidents involving accused employees will be handled by Human Resources in consultation with the Title IX Administrator where applicable. Visitors and guests of the University involved in sexual misconduct reports will be handled by Campus Police.

All conduct proceedings, whether the conduct is reported to have occurred on or off campus, shall provide a prompt, fair and impartial investigation and resolution by officials who have received annual training on the nature of the types of cases they are handling, on how to conduct an investigation, and conduct a hearing in a manner that protects the safety of victims and promotes accountability. Determination of responsibility shall be made by the appropriate procedural policy as outlined by the Citizenship Education Office, Sexual Misconduct Hearing Board or Director of Employee Relations based on the nature of the incident and those alleged to be involved. The standard of proof used in sexual misconduct cases is the preponderance of the evidence (which means that it is more likely than not that the alleged misconduct occurred).

In all proceedings, including any related meetings, both the accused and accuser are entitled to the same opportunities to have others present including the right to be accompanied by an advisor of their choice. Both the accused and accuser shall simultaneously be informed in writing of the outcome made by the Citizenship Education Office, of procedures for appealing the results of the outcome, of any change to the results that occurs prior to the time that they become final, and when such results become final.

For additional information about student conduct proceedings please consult the student handbook available at <http://housing.unca.edu/student-handbook>. For additional information about employee conduct proceedings please consult the University Sexual Harassment Policy #49 available at <https://administration.unca.edu/policies/3157>.

### **Sex Offender Registration – Local Area Information**

In accordance to the *Campus Sex Crimes Prevention Act* of 2000, which amends the Jeanne Clery Act, this report includes information on locating Registered Sex Offender information in the area. The act requires institutions of higher education to issue a statement advising the campus community where law enforcement information provided by the state concerning registered sex offenders may be obtained.

To locate sex offender information in North Carolina you can access the North Carolina Sex Offenders and Public Protection Registry at <http://sexoffender.ncdoj.gov/>

## Missing Student Notification Policy

The Clery Act requires institutions that maintain on campus housing facilities to establish a missing student notification policy and related procedures (20 USC 1092 (j) Section 488 of the Higher Education Opportunity Act of 2008).

When it is determined that a residential student is missing from the university, staff at UNC Asheville, in collaboration with local law enforcement, will be guided by this Missing Student Notification Policy and related procedures.

A student may be considered to be “missing” if the student’s absence is contrary to his or her usual pattern of behavior and unusual circumstances may have caused the absence. Such circumstances could include, but are not limited to:

- Absence from multiple classes
- Indicators that the student may be the victim of foul play
- Expressed suicidal thoughts
- Indicators of drug dependency
- Indicators that the student may be in a life-threatening situation or has been with a person who may endanger his or her welfare

In accordance with general institutional emergency notification procedures, when a UNC Asheville student is thought to be missing from the campus, consult with University Police as soon as possible. Any employee who receives information indicating that any student may be missing must report this info to Campus Police immediately whether the student is a resident or non-resident student.

University Police will investigate the situation and attempt to locate all resident students (those who live in on-campus facilities). In situations where the student is a non-resident (resides off-campus), University Police will help notify the proper law enforcement agency in the jurisdiction where the student resides or was last seen and assist with the investigation. This notification will be done within 24 hours of receiving a credible report. Nothing in the policy requires University Police to wait 24 hours before reporting to the law enforcement agency with jurisdiction.

Upon receiving a report of a missing student, and conducting a preliminary check of the student’s room and other areas on campus the student may frequent, University Police will notify the Director of Residential Education and/or the Dean of Students. Those officials will notify the Vice Chancellor for Student Affairs.

## **Emergency Contact Information**

The Office of Student Affairs will establish procedures to assure that, at the beginning of each academic year, all students residing in on-campus housing will be notified:

1. That the student will have the opportunity to identify a contact person or persons whom UNC Asheville will notify within 24 hours of the determination that the student has been determined to be missing by law enforcement;
2. That this contact information will be confidential and will be accessible only to authorized UNC Asheville officials, and it will not be disclosed except to law enforcement personnel involved in a missing persons investigation;
3. For students who are 18 years of age or older, this notification to the designated emergency contact person will be done within but no later than 24 hours after the student is determined to be missing; for students under 18 years of age and not emancipated, UNC Asheville must notify the student's custodial parent or guardian within 24 hours of the determination that the student is missing and will also notify the student's designated emergency contact person;
4. That UNC Asheville will also notify the appropriate law enforcement agency within 24 hours of the determination that the student is missing whether or not the student identifies an emergency contact person.

The Office of Student Affairs will develop methods for collection of the emergency contact information and for storage of the information in such a manner that confidentiality can be maintained, but assure that the information will be readily available to law enforcement investigators when needed.

## **Policies Governing Alcohol and Drugs**

### **UNC Asheville Alcohol Policies**

The possession, sale or the furnishing of alcohol on the university campus is governed by the UNC Asheville Alcohol Policy and North Carolina state law. The university prohibits the unlawful possession, use, manufacture or distribution of alcohol or controlled substances by students, faculty, staff, and guests in buildings, facilities, grounds or property controlled by the university or used as part of university activities. Such laws and policies are strictly enforced by the UNC Asheville Police Department. Violators are subject to penalties including university disciplinary action, criminal prosecution, fines, and imprisonment.

### **Campus Alcohol Policy**

The use of alcohol at social events on the campus of the University of North Carolina at Asheville must conform to the laws of North Carolina and the City of Asheville. North Carolina statutes on the purchase, possession and use of alcohol can be found at Chapter 18B of the N.C. General Statutes, and they include the following general principles:

- Only persons who are 21 years old or older may purchase alcoholic beverages and may possess and consume alcoholic beverages. At UNC Asheville, only students who are 21 years of age or older may possess or consume alcoholic beverages at their homes or temporary residences, including campus residence hall rooms where they reside.
- It is unlawful and a violation of this policy for any person under the age of 21 to purchase, possess, or consume alcoholic beverages.
- It is unlawful for any person to sell or give Alcoholic Beverages to anyone less 21 years of age or to aid or abet a person under the age of twenty-one to purchase, to attempt to purchase, or to possess, any alcoholic beverage.
- State law prohibits the sale of any alcoholic beverage on the university campus by any person, organization, or corporation on property of the university except for an alumni organization that is conducting the sale for fund raising purposes, and except in an area designated as a “performing arts center”.
- It is unlawful for any person to display any alcoholic beverage at any athletic contest.
- It is unlawful for any person to consume or offer to another person fortified wine, spirituous liquor, or mixed beverages on any public road, street, highway, or sidewalk.
- Prepackaged caffeinated alcoholic beverages are prohibited on campus

On campus there are three types of authorized university events at which alcohol may be served: BYOB events, Service Events, and Tailgating. The complete UNC Asheville alcohol policy can be viewed at <https://administration.unca.edu/policies/26>.

## **Residence Life Alcohol Policy**

The following guidelines for alcohol in on-campus housing facilities are set forth in the UNC Asheville Student Handbook:

- Students of legal drinking age (21 years of age or older) will be permitted to drink alcoholic beverages in their rooms or if they are an invited guest in another resident's room if that resident is 21 years of age or older.
- Possession or use of caffeinated alcohol beverages or prepackaged alcoholic beverages designed for rapid consumption of high alcohol volume content will not be permitted in the residence halls.
- Transportation of open alcoholic beverage containers, as well as alcoholic beverages in open containers, will not be permitted in the residence halls.
- Consumption of alcoholic beverages in residence hall common areas (TV rooms, study rooms, lounge areas, etc.) will not be permitted.
- Kegs are not permitted in any residence hall area.
- Students who are not of legal drinking age are not allowed to drink, transport or possess alcoholic beverages at any time.
- If you are of legal drinking age and choose to drink, you may not drink in any public area or in public view.
- If you are drinking in your room, you should have the door closed so that your use of alcohol is not visible to the public or from a public area.

The university discourages drunkenness and other abuses of alcoholic beverages by any person. Being under the influence of alcohol and disorderly is considered a serious breach of conduct, and students who violate these standards are subject to appropriate disciplinary action as outlined in the Student Handbook.

## **UNC Asheville Drug Policies**

Use of illegal drugs (or misuse of any other lawfully available chemical substance, compound or combination when used for the purpose of achieving intoxication and experiencing the psychoactive effects) by any member of the campus community adversely affects the educational environment and interferes with the personal, social and educational goals of an individual.

Students, faculty, staff, administrators and other employees are responsible as citizens, for knowing about and complying with the provisions of North Carolina law that make it a crime to possess, sell, deliver, or manufacture those drugs designated collectively as "controlled substances" in Article 5 of Chapter 90 of the North Carolina General Statutes. Such laws are strictly enforced by the UNC Asheville Police Department, and any member of the university community who violates that law is subject both to prosecution and punishment by civil authorities and to disciplinary proceedings by the university. The complete University Illegal Drugs Policy can be viewed at <https://administration.unca.edu/policies/5201>. A summary can also be found in the Student Handbook.

## **Alcohol & Drug Education, Prevention, Counseling, and Rehabilitation**

UNC Asheville is committed to helping students succeed and recognizes the importance of not just education and prevention, but counseling and rehabilitation services. The University Health and Counseling Center provides a range of free services for students who have concerns for themselves or others regarding the use of alcohol, marijuana, and other drugs. The Health and Counseling Office employs a substance abuse specialist who can offer initial confidential assessments and assist in rehab treatment and referrals to community resources.

Programs and activities on campus include, but are not limited to:

- Commuter student outreach to address impaired driving
- ‘Brick on the Wall’ (students write stories on paper bricks about experiences with alcohol)
- R.A.D. (Responsible Alcohol Decisions) Pledges
- Rolling Rocky Cart Mobile outreach giveaways
- Non-Drinking Alternative Activities
- “Beer Gut Trivia” presented by the Campus Recreation Department at fitness classes
- PEPAH (Peers Education Peers and Advancing Health) – Peer Education Program
- “Think Before You Drink” Campaign / Alcohol Prevention Week Activities

Part of UNC Asheville’s commitment to helping recognize and prevent substance abuse includes providing resources to students who may be at risk. Upon receiving a university conduct citation for alcohol or drug violations students are required to attend an effective decision making class to provide tools for future responsible decisions. If a student receives a second student conduct citation for alcohol or drug violations, they are then required to meet with a UNC Asheville counselor who provides a substance abuse assessment and counseling services.

UNC Asheville also regularly hosts an on-campus Alcoholics Anonymous meeting that students are free to attend. For information on other support group meetings, community resources, and campus resources for counseling and rehabilitation contact Barbara Galloway, UNC Asheville Counselor and Substance Abuse Prevention Educator, at 828-251-6870 or [bgallowa@unca.edu](mailto:bgallowa@unca.edu).

### **Parental Notification Policy**

Under the Family Educational Rights and Privacy Act of 1974 (FERPA) it is permissible for institutions of higher education to notify parents of underage students (under 21) when those students are found responsible for alcohol and other drug-related incidents. For students who are 21 or over, parents will not be routinely notified of alcohol or drug violations. However, parents/guardians will be contacted if a student is determined to be, or to have been at the time of the incident, a danger to themselves, others or property. Parents/Guardians of these students may also be contacted if any incident requires the student to receive emergency assistance or to be transported to the hospital. Any changes to this policy or individual exceptions to this policy may be made by the Vice Chancellor for Student Affairs or their designee.

## Annual Disclosure of Crime Statistics

Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (20 USC § 1092(f)) requires colleges and universities across the United States to disclose information about crime on and around their campuses.

The University Police collects the crime statistics disclosed in the charts through a number of methods. Police dispatchers and officers enter all reports of crime incidents made directly to the department through an integrated computer aided-dispatch systems/records management system. After an officer enters the report in the system, a department administrator reviews the report to ensure it is appropriately classified in the correct crime category. The department periodically examines the data to ensure that all reported crimes are recorded in accordance with the crime definitions outlined in the FBI Uniform Crime Reporting Handbook and the FBI National Incident-Based Reporting System Handbook (sex offenses only). In addition to the crime data that the University Police maintains, the statistics below also include crimes that are reported to various campus security authorizes, as defined in this report. The statistics reported here generally reflect the number of criminal incidents reported to the various authorities. The statistics reported for the sub categories on liquor laws, drug laws and weapons offenses represented the number of people arrested or referred to campus judicial authorities for respective violations, not the number of offenses documented.

### Annual Crime Statistics Tables

Due to recent federal legislation changing the way sexual assault statistics are recorded, the following table shows Clery Crimes for the years 2011-2012. For clarity, 2013 statistics can be found on the following page in a table compliant with new guidelines for Clery reporting of forcible and non-forcible sex offenses as well as statistics on domestic violence, dating violence, and stalking.

**2011-2012 Primary Offenses**

<b>Offense</b>	<b>Year</b>	<b>On-Campus</b>	<b>Residence Halls</b>	<b>Non-Campus</b>	<b>Public Property</b>
<b>Murder / Non-Negligent Manslaughter</b>	2011	0	0	0	0
	2012	0	0	0	0
<b>Negligent Manslaughter</b>	2011	0	0	0	0
	2012	0	0	0	0
<b>Sex Offenses, Forcible</b>	2011	3	3	0	0
	2012	3	3	0	1
<b>Sex Offenses, Non-Forcible</b>	2011	0	0	0	0
	2012	0	0	0	0
<b>Robbery</b>	2011	0	0	0	0
	2012	0	0	0	0
<b>Aggravated Assault</b>	2011	0	0	0	0
	2012	0	0	0	0
<b>Burglary</b>	2011	9	9	0	0
	2012	2	2	0	0
<b>Motor Vehicle Theft</b>	2011	0	0	0	0
	2012	0	0	0	0
<b>Arson</b>	2011	0	0	0	0
	2012	1	1	0	0

**2013 Primary Offenses**

<b>Offense</b>	<b>Year</b>	<b>On-Campus</b>	<b>Residence Halls</b>	<b>Non-Campus</b>	<b>Public Property</b>
<b>Criminal Homicide</b>					
Murder / Non-Negligent Manslaughter	2013	0	0	0	0
Negligent Manslaughter	2013	0	0	0	0
<b>Sex Offenses</b>					
Rape	2013	3	2	0	0
Fondling	2013	0	0	0	0
Incest	2013	0	0	0	0
Statutory Rape	2013	0	0	0	0
<b>Robbery</b>	2013	1	0	0	0
<b>Aggravated Assault</b>	2013	1	0	0	0
<b>Burglary</b>	2013	4	3	0	0
<b>Motor Vehicle Theft</b>	2013	2	0	0	1
<b>Arson</b>	2013	0	0	0	0
<b>Dating Violence</b>	2013	0	0	0	0
<b>Domestic Violence</b>	2013	0	0	0	0
<b>Stalking</b>	2013	5	0	0	0

**Arrests and Disciplinary Referrals 2011-2013**

Offense	Year	On-Campus	On-Campus: Residence Halls	Non-Campus	Public Property
<b>Arrests</b>					
Weapons: Carrying, Possessing, Etc.,	2011	0	0	0	0
	2012	1	1	0	0
	2013	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
Drug Abuse Violations	2011	3	0	0	0
	2012	12	7	0	1
	2013	<b>9</b>	<b>5</b>	<b>0</b>	<b>2</b>
Liquor Law Violations	2011	6	3	0	0
	2012	9	6	0	1
	2013	<b>22</b>	<b>11</b>	<b>0</b>	<b>0</b>
<b>Disciplinary Referrals</b>					
Weapons: Carrying, Possessing, Etc.,	2011	0	0	0	0
	2012	2	2	0	0
	2013	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
Drug Abuse Violations	2011	32	28	0	0
	2012	73	51	0	3
	2013	<b>52</b>	<b>40</b>	<b>0</b>	<b>0</b>
Liquor Law Violations	2011	70	62	0	0
	2012	127	92	0	0
	2013	<b>82</b>	<b>62</b>	<b>0</b>	<b>2</b>

\*\*There were no hate crimes reported on Campus in 2011-2013.

## Definitions of Reportable Crimes

The following are definitions as defined the by Federal Bureau of Investigation's Uniform Crime Reporting Program.

### Primary Offenses

**Murder/Manslaughter** is defined as the willful killing of one human being by another.

**Negligent Manslaughter** is defined as the killing of another person through gross negligence.

**Robbery** is defined as taking or attempting to take anything of value from the car, 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** is defined as 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.

**Burglary** is the unlawful entry of a structure to commit a felony or a theft.

**Motor Vehicle Theft** is the theft or attempted theft of a motor vehicle.

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

### Sex Offenses

**Rape** is penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.

- The ability to give consent is determined in accordance with state statute. In North Carolina a sexual offense is defined as occurring if a person engages in a sexual act with another person by force or against the will of the other person, or with a victim who is mentally defective, mentally incapacitated, or physically helpless, and the person performing the act know or should reasonably know that the other person is mentally defective, mentally incapacitated, or physically helpless. (NC § 14-27.5)

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

**Incest** is non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law. In North Carolina this is defined as between grandparent or grandchild, parent, stepchild or legally adopted child, brother or sister (half or whole), or uncle, aunt, nephew, or niece (§ 14-178).

**Statutory Rape** is non-forcible sexual intercourse with a person who is under the statutory age of consent. In North Carolina, the age of consent is 16. Sexual intercourse with someone who is under the age of consent is only illegal if the defendant is: (1) at least 4 years older than the victim and (2) at least 12 years of age (§ 14-27.7A).

## **Dating Violence, Domestic Violence, and Stalking**

In 2013 President Obama signed a bill that strengthened and reauthorized the Violence Against Women Act. Included in the bill was the Campus Sexual Violence Elimination Act (Campus SaVE), which amends the Jeanne Clery Act and affords additional right to campus victims of sexual violence, dating violence, domestic violence, and stalking. One of the components requires the addition of statistics for incidents involving sexual assault, domestic violence, dating violence, and stalking that occur within Clery geography and are reported to Campus Security Authorities. These offenses are defined as follows:

**Dating Violence** is 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

**Domestic Violence** is a felony or misdemeanor crime 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 in which the crime of violence occurred, 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 in which the crime of violence occurred.

**Stalking** is defined as engaging in a course of conduct directed at a specific person that would cause a reasonable person to:

- Fear for the person's safety or the safety of others; or
- Suffer substantial emotional distress.

## Hate Crimes

Hate Crimes include all of the crimes listed above that manifest evidence that the victim was chosen based on one of the categories of bias listed below, plus the following crimes.

**Larceny/Theft** includes, pocket picking, purse snatching, shoplifting, theft from building, theft from motor vehicle, theft of motor vehicle parts or accessories, and all other larceny.

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

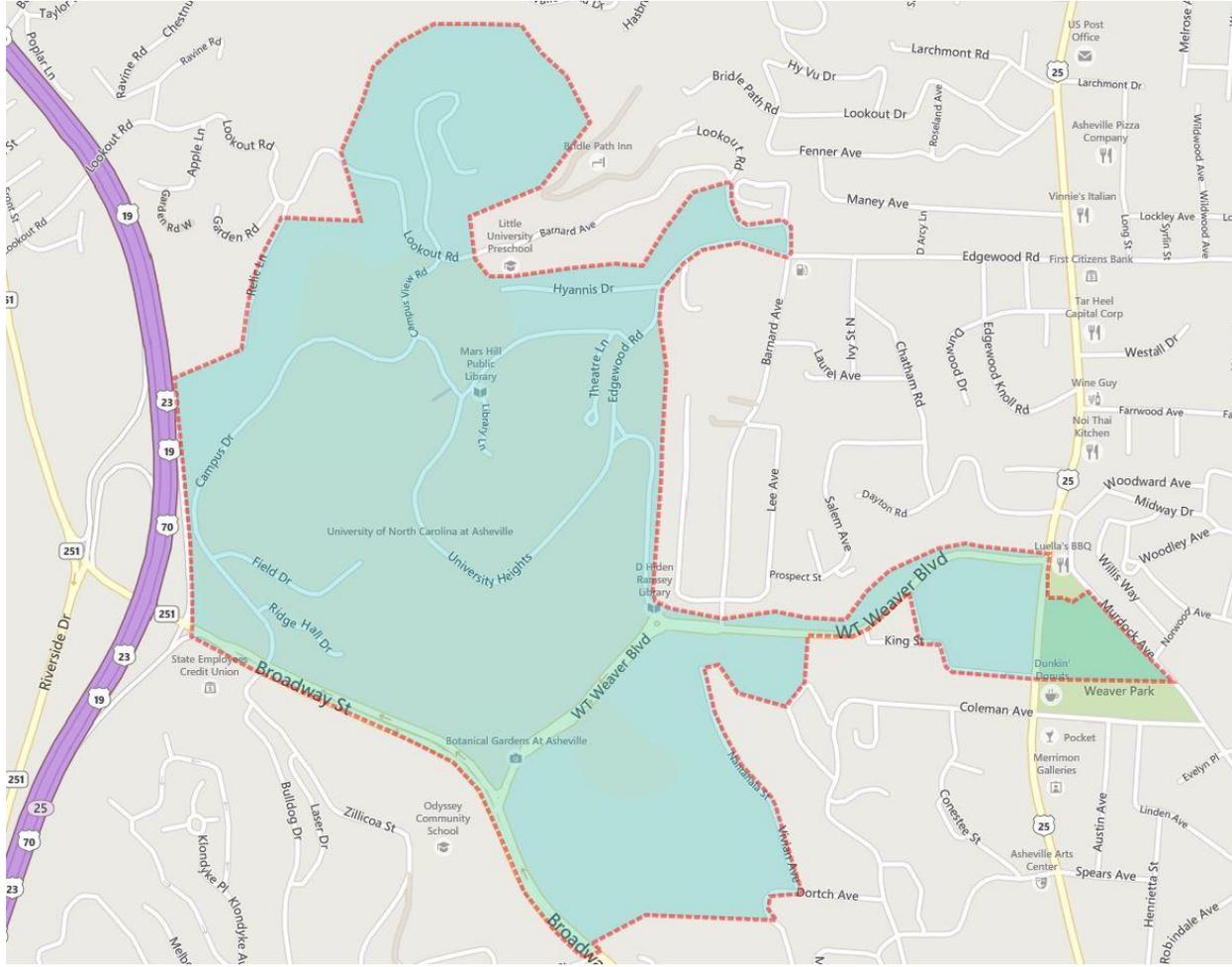
**Intimidation** means to unlawfully place another person in reasonable fear of bodily harm through the use of threatening words and/or other conduct but without displaying a weapon or subjecting the victim to actual physical attack.

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

Categories of Prejudice:

- **Race**: A preformed negative attitude toward a group of persons who possess common physical characteristics genetically transmitted by descent and heredity which distinguish them as a distinct division of humankind.
- **Gender**: A preformed negative opinion or attitude toward a group of persons because those persons are male or female.
- **Religion**: A preformed negative opinion or attitude toward a group of persons who share the same religious beliefs regarding the origin and purpose of the universe and the existence or nonexistence of a supreme being.
- **Sexual Orientation**: A preformed negative opinion or attitude toward a group of persons based on their sexual attraction toward, and responsiveness to, members of their own sex or members of the opposite sex.
- **National origin**: A preformed negative opinion or attitude toward a group of persons of the same race or national origin who share common or similar traits, languages, customs and traditions.
- **Gender Identity**: A performed negative opinion or attitude toward another person or group of persons based on their actual or perceived gender identity, e.g., bias against transgender or gender non-conforming individuals.
- **Disability**: A preformed negative opinion or attitude toward a group of persons based on their physical or mental impairments/ challenges, whether such disability is temporary or permanent, congenital or acquired by heredity, accident, injury, advanced age or illness.

## Clery Geography Map



\*There is an off-campus property, the Kellogg Center located at 11 Broyles Road in Hendersonville, N.C. It was utilized for classes on Tuesdays 2-4:30pm from February 12 through April 30, 2013 and is considered non-campus reportable geography for UNC Asheville. The Henderson County Sheriff's Office did not respond to a request for crime statistics for the public property surrounding this area.

## Annual Fire Safety Report

The Higher Education Opportunity Act enacted on August 14, 2008, requires institutions that maintain on-campus student housing facilities to publish an annual fire safety report that contains information about campus fire safety practices and standards of the institution. The following report details all information required by this act for UNC Asheville.

All university residence halls have emergency evacuation plans and conduct fire drills each semester during the school year to allow occupants to become familiar with and practice their evacuation skills.

In on-campus housing, automatic sprinkler systems and fire alarm systems are recognized engineered building features that help to provide for a fire safe living environment. All UNC Asheville operated residence halls and apartments are provided with automatic sprinkler systems, smoke detectors and building fire alarm systems to provide early detection and warning of a possible fire emergency.

UNC Asheville maintains and tests all fire alarms and automatic fire suppression systems in accordance with the appropriate National Fire Protection Association Standard to insure system readiness and proper operation in the event of a fire emergency.

UNC Asheville has adopted and developed numerous Safety Policies and Guidelines to help promote a safe living and work environment at all University locations. These policies, guidelines and other fire safety information can be accessed on line at <http://ehs.unca.edu/>.

### **On-Campus Housing Fires 2011-2013**

#### **Statistics and Related Information Regarding Fires in Residential Facilities - 2012**

<b>Residence Hall</b>	<b>Number of Fires</b>	<b>Cause of Fire</b>	<b>Number of Injuries<sup>1</sup></b>	<b>Number of Deaths</b>	<b>Value of Property Damage</b>
Ashe Hall, 1300 University Hgts	0	N/A			
Founders Hall, 900 Founders Dr	1	Intentional/Burnt wall poster	0	0	\$1
Gardner Hall, 1700 University Hgts	0	N/A			
Governors Hall, 2175 University Hgts	0	N/A			
Hoey Hall, 1100 University Hgts	0	N/A			
Mills Hall, 2225 University Hgts	0	N/A			
Moore Hall, 1500 University Hgts	0	N/A			
Overlook Hall, 300 Field Dr	0	N/A			
Scott Hall, 1900 University Hgts	0	N/A			
South Ridge Hall, 300 Ridge Hall Dr	0	N/A			
West Ridge Hall, 400 Ridge Hall Dr	0	N/A			

\* Number of injuries is determined by the number of individuals requiring treatment at a medical facility \*\*On 09/22/2016, all charts related to the Annual Fire Report were updated to include Gardner Hall.

In 2011 and 2013, there were no reported fires in any of the on-campus student housing facilities at UNC Asheville.

## On-Campus Student Housing Fire Safety Systems

Residence Hall	Type of System	Annual Fire Drills	Monitored by Simplex Grinnell?	Monitored by Camps Police?	Type of System <sup>1</sup>	Sprinkler System?
Ashe Hall, 1300 University Heights	Simplex 4010	2	Yes	Yes	Wet	Yes
Founders Hall, 900 Founders Drive	Simplex 4100	2	Yes	Yes	Wet	Yes
Gardner Hall, 1700 University Hgts	Simplex 4010	2	Yes	Yes	Wet	Yes
Governors Hall, 2175 University Heights	Simplex 4100	2	Yes	Yes	Wet/ Dry	Yes
Hoey Hall, 1100 University Heights	Simplex 4010	2	Yes	Yes	Wet	Yes
Mills Hall, 2225 University Heights	Simplex 4120	2	Yes	Yes	Wet	Yes
Moore Hall, 1500 University Heights	Simplex 4010	2	Yes	Yes	Wet	Yes
Overlook Hall, 300 Field Drive	Simplex 4100 ES	2	Yes	Yes	Wet/ Dry	Yes
Scott Hall, 1900 University Heights	Simplex 4010	2	Yes	Yes	Wet	Yes
South Ridge Hall, 300 Ridge Hall Drive	Simplex 4020	2	Yes	Yes	Wet/ Dry	Yes
West Ridge Hall, 400 Ridge Hall Drive	Simplex 4100	2	Yes	Yes	Wet/ Dry	Yes

\*A *dry system* does not have water in the sprinkler head piping until the system operates, and is filled with pressurized air below the water supply. A dry system is typically used in spaces where ambient temperature may be cold enough to freeze the water (e.g. breezeways); in a *wet system* the pipes leading to sprinkler heads are filled with water. \*\*On 09/22/2016, all charts related to the Annual Fire Report were updated to include Gardner Hall.

### Policies on Portable Electronic Appliances, Smoking, and Open Flames in Residence Halls

Residence halls and resident rooms are arranged for compliance with fire regulations as well as individual comfort. Because of an increase in the number of fires associated with cooking in residence hall facilities across the state, and concern on the part of the North Carolina Insurance Commissioner's Office, the following standards have been set for the residence halls at UNC Asheville:

**Approved** appliances for these facilities:

Hot air popper, slow cooker/crock pot, blender, can opener, coffee maker or coffee pot, enclosed and low-heat hot pot, toaster oven, refrigerator, hair dryer, electric razor, radio or stereo, VCR, DVD player, television and microwave oven.

**Prohibited** appliances include:

Toasters, open-coil burner or hot plate, deep fat fryer, hot-oil popper, electric skillet or electric wok, electric griddle or grill, regular toaster, electric hamburger cooker, indoor grill or open broiler, and any high-heat appliance or other appliance capable of heating grease to a burning point.

Students are not allowed to have personal air conditioners in the residence halls, and refrigerators must be limited to 220 watts of power and must not exceed 10 cubic feet in size (the university supplies MicroFridges to each room). Microwave ovens must also be limited to 600 watts of power.

The use and/or presence of candles, incense, hookah, or any flame-associated product is strictly prohibited. Other highly flammable materials, such as hay, straw, Spanish moss, and cloth-ceiling coverings are also prohibited. A full list of regulations for residence halls can be found online at <http://housing.unca.edu/resident-student-handbook>.

The U.S. Consumer Product Safety Commission has documented over 120 fires and multiple deaths due to the use of halogen lamps. Because of this serious concern about safety in the residence halls, UNC Asheville bans the use of halogen bulbs or lamps in the residence halls.

Residence halls are smoke-free. In accordance with the North Carolina General Administration and the University Smoking Policy, no smoking is allowed in any part of the residence halls or within a designated distance from any structure. There are marked designated smoking areas outside of residence hall buildings.

### **Fire Safety Education Training Programs for Students, Faculty, and Staff**

Environmental Health and Safety (EHS) staff, in coordination with Residence Life and Housing, provides annual training to Resident Assistants (RA) and Community Directors. All new employees receive fire extinguisher training as part of the orientation process, and classes are available regularly for campus departments as needed.

Announced fire and evacuation drills are conducted in all Residence Halls once a semester. These drills are conducted to allow occupants and responsible Residence Life Staff to become familiar with and practice their evacuation skills. The drills are conducted by the department of Housing and Residence Life in cooperation with Environmental Health and Safety. The drills include both an instructional (classroom) component, and a practical component during which Residence Life Staff operate a training extinguisher on a simulated fire.

Other general fire and safety information and training information is available to students, faculty, and staff on the Environmental Health and Safety website at <http://ehs.unca.edu/>.

### **What to do in the Event of a Fire in a Residence Hall**

In the event of a fire or hazardous materials emergency within a building, occupants must evacuate. When the fire alarm sounds:

- ✓ Ensure your safety and leave immediately. Evacuate the building via the nearest exit. Do not waste critical time in leaving.
- ✓ Render assistance to others – those who have functional needs.
- ✓ Go to the pre-selected meeting area for your building.

The fire alarm should be pulled and University Police (828-251-6710) called from a safe location for assistance if there is visible smoke, odor of smoke, or evidence of fire. Do not pull the fire alarm in the event of a gas leak.

***During a building fire:***

- Feel the doors before opening. If the door is hot, do not open the door. If it is cool, open it slightly, and if heat or heavy smoke are present, close the door and stay in the room.
- Go to the nearest exit. Crawl if there is smoke.
- If the nearest exit is blocked by fire, heat, or smoke, try another exit. You may have to step in a room to escape fire, heat, or smoke. Follow instructions for if you get trapped.
- Do not use an elevator during a fire emergency
- Do not re-enter the building until officials say it is safe

***If you get trapped:***

- Keep the doors closed and place a cloth around and under the door to prevent smoke from entering.
- Signal for help by hanging an object at the window (jacket/shirt/blanket) to attract the attention of others
- Call University Police at (828) 251-6710 and give them your room number and location if possible.
- If you are on fire: Stop, drop, and roll to smother the flames.

**Fire Incident Reporting**

Students, faculty and staff are instructed to call 911 to report a fire emergency. Non-emergency notifications (e.g. evidence that something burned) should be made to one of the following offices:

- Environmental Health & Safety: 828-251-6038
- Emergency Management: 828-258-7676
- Campus Police: 828-251-6710 (available 24/7)

**Plans for Future Improvements in Fire Safety**

UNC Asheville continues to monitor trends related to residence hall fire incidents and alarms to provide a fire safe living environment for all students. New programs and policies are developed as needed to help insure the safety of all students, faculty and staff.

## Important Phone Numbers and Other Contact Information

### Campus Resources

UNC Asheville Police (24/7).....	(828) 251-6710 or <a href="mailto:vh@unca.edu">vh@unca.edu</a>
UNC Asheville Health & Counseling Center.....	(828) 251-6520
UNC Asheville Facilities Management.....	(828) 251-6564
Jill Moffitt, Title IX Administrator.....	(828) 232-5658 or <a href="mailto:jmoffitt@unca.edu">jmoffitt@unca.edu</a>
Jackie McHargue, Dean of Students.....	(828) 250-2370 or <a href="mailto:jmchargu@unca.edu">jmchargu@unca.edu</a>
Melanie Fox, Associate Dean of Students.....	(828) 251-6700 or <a href="mailto:mrfox@unca.edu">mrfox@unca.edu</a>
David Weldon, Emergency Management Director.....	(828) 258-7676 or <a href="mailto:dweldon@unca.edu">dweldon@unca.edu</a>
Tim Heim, Environmental Health and Safety Officer.....	(828) 251-6038 or <a href="mailto:theim@unca.edu">theim@unca.edu</a>

### Off Campus Law Enforcement in Buncombe County

Asheville Police Department.....	(828) 252-1110
Asheville Police Investigations Unit.....	(828) 259-5910
Asheville Police Victim Services.....	(828) 259-5912
Biltmore Forest Police Department.....	(828) 274-0822
Black Mountain Police Department.....	(828) 419-9300 Ext 350
Buncombe County Sherriff's Office.....	(828) 250-4503
Buncombe County Investigations Unit.....	(828) 250-4436
Buncombe County Victim Assistance.....	(828) 250-4442
Montreat Police Department.....	(828) 669-8002 Ext 306
Woodfin Police Department.....	(828) 253-4889
Weaverville Police Department.....	(828) 645-5700
Buncombe County District Attorney's Office.....	(828) 259-3400
Victim Witness Superior Court.....	(828) 232-2501
Victim Witness District Court 1.....	(828) 232-2502
Victim Witness District Court 2.....	(828) 232-2503

### Community Resources

#### Domestic Violence

Helpmate, Inc.....	(828) 254-0516
National Domestic Violence Hotline.....	1 (800) 799-7233
Buncombe County Clerk of Court.....	(828) 259-3400

#### Sexual Assault

OurVOICE Rape Crisis Line.....	(828) 255-7576
NC Victims Assistance Network.....	1 (800) 348-5068

#### Mental Health

Mobile Crisis Team.....	1(888) 573-1006
United Way Health & Human Services Line.....	.211 or (828) 252-4357