



TRANSYLVANIA UNIVERSITY  
FOUNDED 1780

# Annual Campus Safety & Security Report 2014

Transylvania University Report for Calendar Year 2013

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## **Introduction**

Transylvania University is an small, private, liberal arts college with approximately 1,100 students. Transylvania has been voted one of America's Best Colleges by U.S. News & World Report's, Princeton Review's Best 378 Colleges, Barron's Best Buys in College Education, and America's Best Value Colleges.

Transylvania prepares its students for a humane and fulfilling personal and public life by cultivating independent thinking, open-mindedness, creative expression, and commitment to lifelong learning and social responsibility in a diverse world.

### **Meet the Chief**



**[Gregg Muravchick](#), Director of Public Safety**

Chief Muravchick has 37 years of law enforcement experience starting his career in 1978 with the Frankfort Police Department for five years and then being selected to the Kentucky State Police where he served in numerous positions and retired as a Sergeant, Ast. Commander with 20 years of service. He then served six years with the Franklin County Sheriff's Office and held the rank of Captain serving as the commander of Operations prior to being appointed by Governor Steve Beshear as the Executive Director of the Office of Investigations for the Justice and Public Safety Cabinet. Chief Muravchick is a graduate from the Southern Police Institute, University of Louisville and holds a B.A., from Kentucky State University. "Throughout my career in law enforcement, my focus has been on developing good personal relationships within the community and to provide quality professional service to enhance the quality of life for those we serve." These partnerships must be continually reinforced through education and collaboration. It is because of this that we employ best practices in community oriented policing dedicating numerous hours and resources to community service and awareness programs. We welcome any feedback that will assist our agency in providing you quality service.

### **About the Department of Public Safety**

**Mission Statement:** The Transylvania Department of Public Safety's mission is to enhance the quality of life for the Transylvania community by providing dedicated professional service that ensures a safe and secure environment for students, faculty, and staff.

**Vision Statement:** The Transylvania Department of Public Safety is dedicated and committed to achieving the highest standards of professional ethics, performance and excellence. We

are dedicated to the principles of community policing and enhancing the quality of life for our entire community that we serve.

**Core Values:** The Transylvania University Department of Public Safety is committed and emphasizes integrity, accountability, respect, customer service and professionalism. As a commitment to the people we serve we shall adhere to the following core values:

- **Integrity:** The Department of Public Safety is committed to ethical and honorable behavior.
- **Accountability:** Our staff will utilize any and all resources necessary to properly serve and accommodate the community, while maintaining a commitment of responsibility and accountability for their service.
- **Respect:** Transylvania University staff will treat any and all parties regardless of their ethnicity or cultural diversities with respect and dignity.
- **Professionalism:** We will be committed to providing the best professional service while maintaining high standards of training and expertise.
- **Customer Service:** It is imperative that our community understands that we will respond immediately with a commitment to provide a high quality of professional service no matter what the circumstances are that may arise.

The success of our mission and core values relies heavily on developing partnerships utilizing a community policing philosophy. The department places a high priority on its honesty and integrity, and we value the need for open and effective communication within the community we serve.

**Training:** Transylvania University DPS officers receive 40 hours of training yearly from the Lexington Metropolitan Police Department who are accredited through the Kentucky Department of Criminal Justice Training institution. Officers are trained in first aid, CPR, and in the use of Automated External Defibrillators. In addition to this training our agency is continuously seeking other training that will enhance their professional ability to serve.

The following report provides important information including, but not limited to, campus safety and security, services and programs offered, evacuation policies and procedures, and fire safety. Additionally, crime statistics and fire-related statistics are also included in the report.

We suggest that you review this report carefully. Creating and fostering a safe campus environment is a shared responsibility within our community and we need your help. If you have any questions, please do not hesitate to call our Department of Public Safety at 859-233-8118 or email Chief Gregg Muravchik, Director of Public Safety, Chief of Police, at [gmuravchik@transy.edu](mailto:gmuravchik@transy.edu)

## **Definition of Terms**

The following definitions may be helpful when reading this report. These definitions are taken from part 668 of title 34 of the Code of Federal Regulations.

1. Awareness programs – Community-wide or audience--specific programming, initiatives, and strategies that increase audience knowledge and share information and resources to prevent violence, promote safety, and reduce perpetration.
2. Business Day – Monday through Friday, excluding any day when the institution is closed.
3. Bystander Intervention – Safe and positive options that may be carried out by an individual or individuals to prevent harm or intervene when there is a risk of dating violence, domestic violence, sexual assault, or stalking. Bystander intervention includes recognizing situations of potential harm, understanding institutional structures and cultural conditions that facilitate violence, overcoming barriers to intervening, identifying safe and effective intervention options, and taking action to intervene.
4. Campus – Transylvania University campus consists of 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 the area identified in paragraph and/or any property 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).
5. Campus security authority – (i) A campus police department of a campus security department of an institution. (ii) Any individual or individuals who have responsibility for campus security but who not constitute a campus police department or campus security department under paragraph (i) of this definition, such as an individual who is responsible for monitoring entrance into institutional property. (iii) Any individual or organization specified in an institution's statement of campus security policy as an individual or organization to which students and employees should report criminal offenses. (iv) 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. If such an official is a pastoral or professional counselor as defined below, the official is not considered a campus security authority when acting as a pastoral or professional counselor.
6. Clery Geography – (i) For the purposes of collecting statistics on crimes for submission to the Department of Education and inclusion in an institution's annual security report, Clery geography includes; Buildings and property that are part of the institution's campus; The institution's non-campus buildings and

property; and Public property within or immediately adjacent to and accessible from campus. (ii) For the purposes of maintaining the required crime log, Clery geography includes, in addition to the locations in paragraph (i) of this definition, areas within the patrol jurisdiction of the campus police or campus security department.

## **Campus Security Act Legal Requirements**

**Federal Law:** The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (referred to as the “Clery Act”) is part of the Higher Education Opportunity Act. It requires institutions of higher education that receive federal financial aid to report specified crime statistics on college campuses and to provide other safety and crime information to members of the campus community. The U.S. Department of Education holds enforcement authority for the Clery Act and there is a minimum penalty of \$35,000 for each violation of the regulations that define the reporting requirements.

**State Law:** The Kentucky Campus Safety and Security Act (referred to as the Michael “Minger Act”) requires higher education institutions in Kentucky to report crime statistics to current and prospective students and employees, to maintain a daily crime log, to report a fire or threat of fire to the State Fire Marshal immediately, and to issue special reports when there is an ongoing threat to the safety of students and employees. An annual report of campus safety policies, programs and statistics must also be submitted to the Kentucky Council on Postsecondary Education.

**Compliance:** The Transylvania University Department of Public Safety with the assistance of the Residence Life administrative staff have been designated as the compliance office entity for ensuring that the requirements of the Clery/Minger Acts are met by the designated Campus Security Authorities (CSAs) and the University as an entity. The Department of Public Safety is also responsible for issuing the annual reports and for coordinating the release of all Campus Crime Bulletins with the designated CSAs.

**Campus Law Enforcement Policy:** The Transylvania University Department of Public Safety is responsible for the safety and security of the university including any and all faculty students, staff or members of the community that our on it’s premises.

**Enforcement Authority:** The Transylvania University Department of Public Safety officers receive their law enforcement authority through the Justice and Public Safety Cabinet through the provisions of the Kentucky Revised Statutes 61.360. This statute is specific for Special local peace officers that the Governor or his agent may appoint for such time as he deems necessary, to preserve the peace and protect the property of any person. The duties of these officers once appointed and sworn in shall be confined to the premises of the property to be protected.

## **Incident Reporting and Response**

### **Contact Transylvania University Department of Public Safety by:**

- Dial 8118 from any campus phone to report an emergency on campus.
- Dial 911 from a landline phone or cellular phone to contact the Lexington-Fayette Urban County Government Division of 911.
- Dial (859) 233-8118 to report non-emergencies.
- Dial (859) 351-7343 Text A Tip to report any incidents or requests for assistance.
- Anonymously submit a concern [here](#).
- Reporting in person may be done at DPS Headquarters, 300 N. Broadway located on the first floor of Forrer Hall coming in by the entrance from the back circle area.

The University encourages prompt reporting of all crimes and public safety related incidents to the Department of Public Safety. Crimes should be reported to DPS to ensure inclusion in the annual crime statistics and to aid in providing timely warning notices to the community, when appropriate. In regards to the university's property, DPS will respond to calls for service at any owned/leased Transylvania University property.

The DPS Telecommunications Office is staffed twenty-four (24) hours a day, seven (7) days a week by a telecommunication officer. DPS shall make record of every incident to which it responds whether a written report is created or not, in any of the following: citizen reports of crimes, citizen complaints, citizen requests for services when: (a) an officer is dispatched, (b) an employee is assigned to investigate, (c) an employee is assigned to take action at a later time, criminal and noncriminal cases initiated by law enforcement officers and incidents involving arrests, citations, or summonses.

Comprehensive reporting is necessary to ensure that alleged events are recorded accurately and to protect the rights of officers and citizens. A record will be made of actions taken by the responding officer whether the call is a request for service or self-initiated activity. In many instances the "report requirement" will be accomplished through the collection of information on audiotape and computer by Communications (i.e. case numbers, disposition codes, etc.). A record will be made of all dispatched calls. This in no way relieves officers from their responsibility to take written reports when the circumstances of a call/activity require one. When duplicate calls are received for a single incident, only one report will be required.

Any DPS criminal incident report involving a University student, where that student is listed as a suspect/offender, will be forwarded to the Associate Dean of Students Affairs Office for review and potential action by the Dean of Students. DPS will investigate a report when it is deemed appropriate to do so. Additional information obtained via the investigation will also be forwarded to the Associate Dean of Students Affairs Office.

The University campus is equipped with numerous emergency telephones. These phones are programmed to automatically dial DPS when activated. The person dispatching receiving the call knows exactly where the call is originating. Most of the phones on campus are readily available and all you have to do is pick it up and it immediately connects you to the DPS office. There are some other emergency phones in various locations that have a keypad on the phone. In order to activate those particular phones you have to press 8118 on the keypad. A campus map displaying the locations of these phones may be viewed [here](#). DPS maintains direct communications with the appropriate local police, fire and emergency medical response agencies in order to facilitate their responses in an emergency.

**Off-Campus Criminal Reporting:** If LFUCG Police is contacted about criminal activity occurring off-campus involving Transylvania students, they may notify DPS. However, there is no official LFUCG policy requiring such notification. Students in these cases may be subject to arrest by LFUCG Police and University disciplinary proceedings through the Associate Dean of Students Office. However if notified, DPS officers may assist with the investigation in cooperation with local, state, or federal law enforcement. LFUCG Police routinely work and communicate with campus officers on serious incidents occurring on-campus or in the immediate neighborhoods and/or businesses surrounding campus. If LFUCG Police are contacted in reference to incidents occurring in University controlled property, including non-campus student housing facilities and student organizations, they will notify DPS of the incident. While LFUCG Police, have primary jurisdiction in all areas off campus, DPS officers may and will respond to student related incidents that occur in close proximity to campus when notified by LFUCG Police. DPS officers only have jurisdiction on property owned/leased by Transylvania University.

**Reportable Crimes:** The following crimes shall be reported immediately to the Department of Public Safety or Residence Life:

- Arson
- Assault & Aggravated Assault
- Burglary
- Criminal Damage to Property
- Criminal Homicide (Murder, Negligent and Non-negligent Manslaughter)
- Menacing
- Motor Vehicle Theft
- Reckless Homicide
- Robbery
- Sex Offenses (Forcible and Non-forcible Sex Offenses)
- Partner and Domestic Violence
- Stalking
- Terroristic Threatening
- Theft



- Wanton Endangerment
- Weapons Possession
- Criminal Attempt of any of the above crimes
- Arrest for Liquor Law, Drug Law, and Illegal Weapons Violations

Incidents where students are referred for campus disciplinary action related to liquor law, drug law, or illegal weapons violations shall be reported at least annually.

**Hate Crimes:** In addition to the above-referenced crimes, crimes of larceny-theft, simple assault, intimidation, destruction/damage/vandalism of property, or any other crime involving bodily injury that manifest evidence that the victim was intentionally selected because of the victim's actual or perceived race, gender, religion, sexual orientation, ethnicity, or disability shall be reported at least annually.

**Fire:** Every fire, fire alarm, or threat of fire (an expression of an intention to inflict something harmful in the way of destructive burning or explosions) shall immediately be reported to the Department of Public Safety, which in turn shall report the incident to the State Fire Marshal. The Department of Public Safety shall also report all threats or actual alarms to the local fire department. The Physical Plant Division shall coordinate their fire alarm reporting activities with those of the Department of Public Safety.

## **Mandatory Reporters**

Transylvania University policy defines all employees as mandatory reporters for crimes that involve Transylvania University students, faculty, and/or staff, and/or happen on campus. The following employees are exempt from some reporting requirements due to the guidelines from their profession: campus mental health counselors, health care providers and/or religious advisors.

When a mandatory reporter becomes aware of an alleged act of sexual harassment, discrimination or assault, the reporter must promptly contact the [Title IX coordinator](#). For more information on Title IX Mandatory Reporting go [here](#).

When an employee becomes aware of any campus crimes, threats of crimes, fire, or threats of fire, they must also report these threats in a prompt manner to Department of Public Safety.

### ***Notification of a Suicidal Student***

The student's safety is our top priority; therefore, if a student expresses suicidal thoughts and/or actions to an employee, the employee must immediately contact the Department of Public Safety. If the threat does not appear to be imminent individuals are encouraged to contact the Department of Health and Wellness at 859-281-3682 during regular operating hours. If possible, walk the student over to the center to be evaluated by a professional

counselor on staff. If an employee becomes aware of a matter after hours, please contact DPS at 859-233-8118 and they will make necessary contacts.

**Campus Security Authorities:** Federal and state laws require University employees that are defined as “campus security authorities” to report all campus crimes, fires, and threats of fire of which they become aware (complete list detailed below). For the purposes of this General Order, a “campus security authority” is broadly defined as an individual having responsibility for campus security and officials having significant responsibility for student and campus activities. Campus security authorities include but are not limited to:

1. Director of Public Safety and employees of the Department of Public Safety;
2. Assistant Directors of Residence Life;
3. Vice President for Student Affairs and Dean of Students;
4. Associate Dean of Student Affairs;
5. Director of Student Involvement and Leadership;
6. Director of Health and Wellness Area Coordinator;
7. Director of Athletics

**Campus Security Authority Exceptions:** Maintenance, support, and clerical staff within the units listed in Section II., E are not considered campus security authorities. Pastoral counselors and professional counselors are not required to report when functioning with the scope of their official capacity. A “pastoral counselor” is defined as a person associated with a religious order or denomination and is recognized by that religious order or denomination as someone who provides confidential counseling. A “professional counselor” is defined as a person licensed or certified pursuant to Kentucky statute whose official responsibilities include providing mental health counseling to members of the University community. Pastoral counselor includes individuals who are not yet licensed or certified as a counselor but are acting under the supervision of a licensed or certified professional counselor. Medical professionals are not required to report under these acts.

## **Voluntary & Confidential Reporting**

All reports will be investigated. The University does not have a Voluntary Confidential Reporting Policy. Transylvania University encourages anyone who is the victim or witness to any crime to promptly report the incident to the police. Because police reports are public records under state law, Transylvania cannot hold reports of crime in confidence. When a potentially dangerous threat to the University community arises, timely reports or warnings will be issued through e-mail announcements, the posting of flyers at local campuses, or other appropriate means. For purposes of inclusion in the annual disclosure of crime statistics, confidential reports are generally made to other University CSAs who meet certain requirements and only under certain situations, i.e. pastoral and professional counselors that are acting in that role when made aware of any crime.

## **Timely Warnings**

**Policy:** It shall be the policy of the Department of Public Safety to familiarize each employee with the Federal Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (Clery Act) and the State Michael Minger Act (Minger Act). The University is required by federal and state law to provide certain information to the public about campus crime.

The Department of Public Safety or Residence Life shall, within 24 hours after an incident is first reported, report the incident to the campus community if considered to represent a threat to students and employees. The report shall be made in a manner that aids in the prevention of similar crimes.

**Procedure:** The Department of Public Safety, with the assistance of Residence Life, is designated as the Clery/Minger Compliance office and is responsible for:

- A. Insuring that the University maintains compliance with all requirements of these acts; Preparing and submitting annual reports pursuant to the Clery/Minger Acts;
- B. Working with the University's Web Development Department making the daily crime log available to the public. <http://www.transy.edu/campus/safety.htm>
- C. The Executive Vice President for Finance and Business is responsible for overall coordination of campus-wide efforts to comply with the Clery/Minger Acts.
- D. Each Senior Administrator shall fully cooperate with the Department of Public Safety, Residence Life, Fire Marshal, and the Executive Vice President for Finance and Business to ensure that the employees in their respective areas comply with the requirements of this General Order.

**Crime Log:** The University shall make available to the public, in written form and on the World Wide Web, an easily understood daily crime log that records by the date the crime was reported, any crime that occurred on campus. The log is maintained through a joint effort between the Department of Public Safety and Residence Life. The log must include the nature, date, time, and general location of each crime, and the disposition of the complaint, if known. <http://www.transy.edu/campus/safety.htm>. The Department of Public Safety may withhold information required in the log only if there is clear and convincing evidence that the release of specific information may jeopardize an ongoing criminal investigation or the safety of an individual, cause a suspect to flee or evade detection, or result in the destruction of evidence. This information shall be disclosed once the adverse effect is no longer likely to occur.

**Fire Log:** The University shall make available to the public in written form and on the World Wide Web an easily understood daily fire log that records, by date the fire was reported, and fire that occurred in on-campus student housing facilities. The log shall include the nature, date, time and general location of each fire. <http://www.transy.edu/campus/safety.htm>. The

Director of Public Safety shall complete the Annual Fire Report for inclusion in the University's annual reports pursuant to the Clery/Minger Acts.

**Fire Marshal:** The Department of Public Safety is responsible for reporting fires, threats of fire and fire alarms to the State Fire Marshal's Office pursuant to the Minger Act.

Kentucky Fire Commission, 300 N. Main St., Versailles, KY, 40383. 1-800-255-2587.  
Rebecca Bliar, 859-256-3256, Rebecca.bliar@kctcs.edu

The University's Department of Public Safety and Residence Life shall make reasonable, good faith efforts to obtain the required statistics from local police agencies and the State Police concerning campus crimes reported to those agencies.

- Lexington Police Department, 859-258-3600
- Fayette County Sheriff's Office, 859-252-1771
- Lexington Fire Department, 859-254-1120



### **T-Alert (Text Message Safety Alerts)**

**Purpose:** The purpose of this Order is to establish the directives for sworn and civilian employees of the Transylvania University Department of Public Safety in using and implementing the T-ALERT Emergency Notification System.

**Definition:** The T-ALERT system is an emergency message notification system for the purpose of delivering subscription based emergency messages to the campus community. The system is designed to deliver emergency messages by text messaging cell phone subscribers, emailing all Transylvania email accounts, and displaying T-ALERT messages on digital signage through-out the campus. The fundamental goal of the T-ALERT system is to assist in promoting a safe environment for students, faculty and staff. The system is designed to be used only during emergency situations that require an immediate action by the recipient. Emergencies: Unplanned events that can cause physical injury to our students, faculty, staff, or the public; cause physical or environmental damage; or that can disrupt and/or damage research or educational operations. Examples would include but are not limited to:

- Dangerous Situation (active shooter, civil disturbance, hostage situation, explosion, etc.)
- Fire
- Hazardous Material Leak/Spill
- Inclement Weather Delays/Closures

- Tornado Warning
- Any activity in the immediate surrounding area of Campus that could potentially put students, faculty and/or staff in danger.

**T-Alert Policy:** It shall be the policy of Transylvania University's Department of Public Safety to restrict the use of the T-ALERT system only to the dissemination of information related to the health and safety of people. The T-ALERT system shall not be used for non-urgent communication, general public relations or marketing. At no time may T-ALERT be used for personal purposes. All Department of Public Safety employees are required to sign up for the T-Alert System. Employees may sign up through their TNet accounts or at <http://talert.transy.edu/>. Transylvania's Department of Public Safety and the Vice President for Information Technology are the only authorized initiators to send campus emergency messages. The Vice President for Information Technology is responsible for maintaining the T-ALERT system. All Department of Public Safety employees shall be trained in the proper use of T-ALERTS.

**T-Alert Procedure:** Upon notification of an emergency authorization to initiate a T-ALERT emergency message should be based on two key factors—threat to life/safety and response time to an immediate emergency. The decision to initiate a notification through the T-ALERT system will be based on the emergency and required immediate action. Activation of the T-ALERT emergency notification system shall be activated under the following circumstances:

1. Emergencies requiring immediate action: Department of Public Safety dispatcher will initiate notifications at the direction of the on duty supervisor or officer in charge, unless the dispatcher can confirm an immediate threat of an emergency such as shots fired, explosion, etc.
2. Dispatch shall immediately initiate a T-ALERT message if a weather alert is issued for a Tornado Warning.
3. Disruptions to normal campus operations: Department of Public Safety or the Vice President for Information Technology may initiate notification regarding campus delays or closures due to inclement weather based on approval from the University Administration.

If an emergency requires disseminating information to the larger community, contact the on duty Duty Commander with Lexington Police at (859)258-3600.

## **Building Security**

Officers patrol the campus by foot, bicycle, golf cart, and automobile 24 hours a day. Dispatchers monitor video screens connected to 120 cameras placed throughout campus. Most residence hall entrances are monitored by camera, and all are connected to a central

alarm system. Dispatchers have direct radio access to DPS officers and to local fire and police departments.

Red emergency phones are located in all administrative and classroom buildings and in 20 outdoor locations across campus. A blue light above each outdoor emergency phone makes it easily identifiable at night. Lifting the receiver connects the caller to the DPS dispatcher. Potential criminal actions and other emergencies also can be reported to DPS by dialing 8118 from any campus telephone.

Transylvania's campus is well lighted, especially in parking lots and along main pathways. As an added safety service, offices are available 24 hours a day to escort students and employees by car, golf cart, or on foot within a one-block radius of campus.

Students, faculty, and staff have access to academic, recreational, and administrative facilities. All academic buildings are closed by 11 p.m. In order for students to enter after this time, they must have the permission of the public safety director. The general public may attend cultural and recreational events, but visitors are limited to facilities in which those events are held.

Transylvania's well-trained residence life staff includes the associate director of residence life and housing, the assistant director of residence life, four area coordinators, and 22 students resident advisors. Most live in the residence halls and representatives of the staff are on call 24 hours a day. Access to residence halls is limited to students and their guests. Employees may have access when necessary, with certain restrictions. Residence halls are locked from midnight until 6 a.m., with the exception of the Rosenthal Complex. During daytime hours, the desk at the back entrance of Forrer Hall is staffed by work-study students who have direct telephone access to officers. Special security procedures are followed during low-occupancy periods, such as holidays.

## **Relationship with Law Enforcement**

The Transylvania University Department of Public Safety has established and maintains a close personal relationship with local, state and federal law enforcement agencies. We have a memorandum of agreement with the Lexington-Fayette Urban County Government Division of Police. DPS also utilizes the resources from the Kentucky State Police, Federal Bureau of Investigations, Alcohol, Tobacco and Firearms, Fayette County Sheriff's Office, University of Kentucky Police Department and the Secret Service regarding crime issues and criminal activity on and near campus. Crime related reports and statistics are routinely exchanged among these various agencies. Our department is also an active member of the International Association of Campus Law Enforcement Administrators (IACLEA) and the Association of Independent Kentucky Colleges and Universities (AIKCU).

## **Crime Prevention and Safety Programs**

**Promoting Safety and Security**--a list of crime prevention and security awareness programs and projects available to the University community.

- Yellow Cab Vouchers: Transylvania and Yellow Cab Lexington work together to provide taxi cab vouchers provided through both DPS and Health, Wellness & Counseling services. Available 24 hours a day if a student needs a ride to a location, from a location, or both. If after 4:30 please contact DPS for use of vouchers. I
- Green Dot and Violence Prevention: The Green Dot strategy is about connection. Green Dots is about us. It is us. Looking out for each other. Creating a campus where everyone feels safe. Not tolerating power-based personal violence (sexual, relationship, and stalking violence) in any form. Whatever you do, in whatever way works for you, just get out there and get dotting! Nobody has to do everything, but everyone has to do something. We offer Green Dot discussions and Bystander Intervention Training to all interested groups on campus.
- Hazing Prevention: we have a system where students may anonymously report hazing incidents. Hazing awareness and hazing prevention campaigns are also provided throughout the school year on-campus.
- Alarm Systems: 11 panic button systems and 50 security alarm panels are installed across campus.
- Emergency Telephones: 44 red phones are available for use across campus in the case of an emergency. Anyone concerned about his or her personal safety or any other potentially hazardous situation can simply lift the receiver to automatically connect to DPS.
- New Student Orientation: information is provided regarding campus community, including personal security, how DPS works, and services that are available to the campus regarding personal safety and security.
- Text a Tip: a service offered through Transylvania and DPS, allows students to text an anonymous tip to the following phone number in order to maintain the safety of the reporter and the surrounding community: (859) 351-7343
- 24 Hour escort: an officer from DPS is available for your safety needs 24 hours a day, 7 days a week.
- Internal Website: (T-Notes) has access to all information contained in crime log.
- Website: DPS maintains a website at [blablabla.transy.edu](http://blablabla.transy.edu) for quick and up-to-date information on DPS and services it provides in addition to crime stats, crime prevention info, emergency procedures. Does the site provide a linkj to KY Sex Offender Registrty (<http://kspsor.state.ky.us/>). special alerts, timely reports, and a daily crime log are also posted to this site. The university community is encouraged to take a few minutes and browse this site.

## **Counseling Services**

Transylvania provides on-campus counseling services **Monday - Friday** located in the back of the W.T. Young Campus Center, behind the pool. Services include individual and couples' counseling and referrals to other types of mental health services. Services are confidential and are not a part of a student's academic record. Sessions typically last 50 minutes and may occur weekly, bimonthly, or as arranged by you and your counselor. Scheduling an appointment ahead of time is recommended, to ensure that a counselor is available to see you (and not with another student) when you arrive. For more information about student counseling services call 859-281-3682 or email [counseling@transy.edu](mailto:counseling@transy.edu).

## **Alcohol**

Transylvania provides a variety of alcohol and drug-free social and recreational opportunities. We also provide services and resources for community members who experience difficulties related to alcohol and drug use. The University provides informative prevention programs throughout the year, including a variety of workshops and lectures on alcohol and drug-related issues, to support and encourage healthy lifestyles. For students with substance abuse problems or concerns, assistance is available at the Health, Wellness, & Counseling Center. Experienced, professional counselors at the HW&C Center offer free, confidential support and guidance. They also offer individual assessments and referrals to both on and off-campus resources.

The University's alcohol policy is consistent with Kentucky State Law prohibiting the consumption and serving of alcohol by and to individuals less than 21 years old. Individuals who are of legal drinking age and choose to consume alcohol must do so in a responsible manner. Additionally, members of the university community are responsible for behaving in a manner that is not disruptive or endangering to the university community. Being under the influence of alcohol shall not be considered a mitigating factor for an individual's behavior.

The following descriptions of alcohol violations are taken from the Standards of Conduct and serve as the basis for university response. Each violation of the Standards of Conduct regarding alcohol will be reviewed, as well as, past violations in the student's record, to determine appropriate sanctions. The sanctions provided below are guidelines and may include educational measures, fines, community restitution, and suspension from the university as a student's behavior is evaluated over the time they are enrolled at Transylvania.

### **Alcohol Policy, Standard of Conduct 1.9**

"Violation of the directives of the university alcohol policy including possession, transportation, procurement, distribution, public use or use by an individual less than 21 years of age."



Examples of violations:

1. Underage consumption of alcohol.
2. Possession of alcohol in a public place (parking lot, porch, or back circle, etc.) regardless of age.
3. Providing alcohol to those under 21 years of age.
4. Providing large quantities of alcohol to others.

### **Sanctions for violations of Standard of Conduct 1.9**

- First Offense: The student will meet with a representative from the Student Affairs Staff, will receive a follow-up warning, and may pay a minimum fine of \$75 and complete an alcohol class. The Dean of students may choose to notify parents depending on the severity of the offense.
- Second Offense: A hearing will be conducted by the Student Judicial Board or a representative of the Dean of Students Office. Sanctions may include a minimum fine of \$150, 10 to 20 hours of service work, referral to student counseling for an alcohol assessment, disciplinary probation status, and parent/guardian notification.
- Third Offense (is also a Standard of Conduct 2.1 violation): A hearing will be conducted by the University Judicial Council or a representative of the Dean of Students Office. Sanctions may include a minimum fine of \$300, 20 to 30 hours of service work, referral to student counseling for an alcohol assessment, social probation status (may include loss of university privileges), residence hall dismissal or reassignment, parent/guardian notification, and university suspension.

### **Intoxication, Standard of Conduct 1.10**

"Intoxication. Appearing intoxicated to the degree that the individual may endanger themselves or another person, or creating a nuisance." Other related conduct violations include disorderly conduct (1.3), vandalism (1.8 and 2.13), verbal harassment (1.5), and mass distribution of alcohol (2.19).

Examples of violations:

1. Intoxication in public places including parking lots, porches or back circle.
2. Under the influence of alcohol causing damage to property (exit signs, doors, electronic entrance devices, vehicles, etc.).
3. Under the influence of alcohol to the extent that assistance of others is needed so that one is not harming oneself or others.

4. Under the influence of alcohol and causing a disruption (verbally harassing others, fighting with others, misconduct at university events, or generally disturbing the peace).

### **Sanctions for violations of Standard of Conduct 1.10**

- First Offense: Depending on the severity of the incident, a hearing will be conducted by the Student Judicial Board, the University Judicial Council, or a representative of the Dean of Students Office. Sanctions may include a fine of \$150-\$250, 20 to 30 hours of service work, social probation (may include loss of university privileges), completion of an alcohol class, referral to student counseling and parent/guardian notification.
- Second Offense (is also a violation of Standard of Conduct 2.1): A hearing will be conducted by the University Judicial Council or representative of the Dean of Students Office. Sanctions for repeat violations of 1.10 without any other violations will result in the maximum sanctions as described in the first offense. A repeat violation of Standard 1.10 along with additional violations such as vandalism or verbal harassment may result in suspension or expulsion from the university.

### **Medical Amnesty Policy**

When a student's health and safety are in jeopardy due to alcohol consumption or drug use, immediate medical attention should be sought by calling the Department of Public Safety (233-8118) or 911 for assistance. Formal disciplinary action for a violation of the alcohol or drug policy will not be taken against those who seek or receive medical assistance for themselves or others, though violation of other student conduct codes such as vandalism, disorderly conduct, and sexual misconduct may still apply. A student who receives medical assistance from the Department of Public Safety or medical service providers will be required to meet with the Dean of Students (or designee) and counseling services, and parents/guardians may be notified. The university is in compliance with the state law supporting amnesty which is provided here.

### **Transport and Possession of Unopened Alcohol**

Anyone transporting alcohol by individuals age 21 or older through a public area may be required to present identification if the items are not transported discretely. If an ID cannot be produced, the alcohol may be disposed of as a result.

## **Quantities**

Alcohol quantities are limited to a 6-pack of 12 oz. individual servings of beer, a 750ml bottle of wine, or a one-half pint of hard liquor. Any container larger than the above stated is strictly prohibited (i.e., kegs, alcoholic punch, cases of beer, handles of liquor, etc).

### Protocol for Interactions between Faculty/Staff and Students when Alcohol is Present

Because the Drug-Free Schools and Communities Act (1989) applies equally to all members of the campus community, unlawful possession, use, and distribution of alcohol and controlled substances is prohibited on campus and at officially sponsored events for faculty and staff as well as for students. For private, off-campus entertaining, the University encourages all employees to be exemplary role models in their own behavior and to follow all guidelines for hosting social events.

## **Drugs**

Illicit drugs are prohibited and will be responded to in a manner consistent with and in cooperation with the local community and its officials, enforcing Federal and State laws.

In order to enforce our policy, Area Coordinators, the Department of Public Safety, and the Dean of Student's staff may enter a student's residential room if there is sufficient reason to suspect illicit drugs. Staff will announce to the student that unless immediate entry to the room is provided by the occupant, staff will unlock the door and enter to continue the investigation. University judicial decisions are based on a preponderance of evidence, not proof beyond a reasonable doubt; therefore, testimony of educated witnesses is sufficient to indicate a preponderance of evidence for referral and processing. That same standard may be used to determine an individual responsible in a judicial hearing. Parents or legal guardians may be notified of the offense and sanctions. Repeat offenders may be suspended or expelled.

Because Transylvania University is a private institution, we reserve the right to enforce rules and impose sanctions more strictly than the public judicial system. In the greater community, drug use may not appear to affect the general population; in a close, tight-knit community such as a residence hall or house, it has the potential to affect all residents. We believe our residents have the right to a safe, law-observing community.

## **Associated Risks**

- *Physical* - Use/abuse of alcohol and other drugs often is accompanied by accidents and personal injury including but not limited to cuts, sprains, bruises, and broken bones. Personal injury may be caused by self or others. Sexually transmitted diseases

(STDs), physical violence (fights), date rape, and rape/assaults all have a high correlation to the misuse/abuse of alcohol and other drugs. Poisoning can and often does occur because of these substances, and can result in death.

- Continued and long-term use/abuse of alcohol and controlled substances have been demonstrated to have a negative effect on almost every major body organ and systems. Persons who regularly use or abuse these substances have the decreased ability to fight off normal germs, and therefore have a higher incidence of illnesses requiring personal and medical treatment. The ingestion of alcohol also leads to impaired sleep. The use of alcohol or controlled substances has further been related to weight gain and poor nutrition. The ability to tolerate alcohol is identified as both a physical risk and a psychological risk, which may be one of the first indicators of developing alcoholism.
- *Psychological* - The use/abuse of alcohol or controlled substances very often leads to forgetfulness, the inability to concentrate, impaired decision making skills, the inability to recall previously known information or events (blackouts), anxiety, paranoia, and hallucinations.
- *Interpersonal/Social* - Problems with personal identity, failure to meet personal goals, loss of student status, loss of job (work study or other), loss of scholarships, and ineffective communication skills with both friends and family are some of these risks. Accountability for actions is an adult characteristic. Persons who are under the influence of alcohol or other controlled substances continue to be held accountable for their actions regardless of the level of drug-induced impairment.
- *Other* - Unplanned pregnancy and unplanned parent status frequently are the result of the misuse of alcohol or controlled substances. Destruction of personal property or community property is a risk to all who misuse these substances. Responsibility for another person's actions secondary to enabling maladapted behavior may result in a financial obligation to all persons present.

## **Reporting**

The community is encouraged to report any student concerns either directly to the Associate Dean of Students and/or by using the confidential [students of concern form](#). For additional information on reporting see Voluntary and Confidential Reporting.

## **Resources**

Transylvania provides special assistance for substance abuse and chemical dependency through its counseling services. In addition, several Student Affairs staff have been trained to use BASICS (Brief Alcohol Screening Intervention for College Students). If someone is

concerned about their alcohol or other drug use they can. Trained counselors are available by appointment or through a 24-hour community crisis line that is provided. On-campus educational programs and special classes for offenders are scheduled periodically for students and employees. Additional educational benefits are coordinated through Student Health Services and by our campus nurse. Benefit eligible employees and their families may obtain counseling from the Woodland Group through our Employee Assistance Program. In addition, faculty and staff may be able to obtain partial reimbursement for private counseling and rehabilitation through their insurance. This is a directed provider plan so the employee should consult the literature of Humana health care plans for details. This coverage is available whether or not a faculty or staff member is found to be in violation of these policies. Other resources exist within the community:

1. Ridge Behavioral Health Services-in-patient and out-patient services are offered to anyone with alcohol and/or substance abuse problems. They are available 24 hours a day (call 269-2325). Costs are assumed by the patient.
2. Self-help groups (ACA, Alanon, Alateen, AA, etc.) are active in the community and are open to anyone. Contact numbers are available in the Community Services Guide of the telephone directory.

## **Sexual Misconduct**

The procedures provided here are offered to the University community to assist in resolving the personal affront to human dignity that results from an incident of sexual assault, harassment or misconduct. These procedures, however, are not intended to replace or substitute for the Rule of Law. The criminality of an act is not altered due to a choice to follow one of the grievance procedures outlined in this policy statement.

Transylvania University is not an arm or agent of the government, nor is it in any way a law enforcement agency; the laws of the Commonwealth treat crimes against the person in very specific terms. The grievance procedures neither imply nor offer immunity or waiver of prosecution for one whose activity is defined as criminal in nature.

The Standard of Conduct that addresses sexual misconduct by students is Standard 2.11: Sexual harassment, sexual misconduct, or sexual assault of another individual. Faculty cases of sexual harassment should be reported to the Dean of the College, and staff incidents should be reported to the Director of Human Resources.

**Policy Statement:** It is the policy of Transylvania University to ensure that the institution is free of harassment for any discriminatory reason, such as race, sex, gender identity, sexual

orientation, national origin, disability, age or religion prohibited by state and federal law. The University prohibits not only unlawful harassment, but also other unprofessional and discourteous actions which affect the professional and congenial work environment among each other and students. For this reason, derogatory racial, ethnic, religious, ageist, sexual, or other inappropriate remarks, slurs, or jokes will not be tolerated.

The purpose of this policy is to reaffirm the University's commitment to respect the individual and to enhance the University's community level of consciousness regarding gender issues. This policy is not intended to limit claims of academic freedom. In particular, the policy does not limit classroom teaching concerning sexual topics legitimately related to the content or purposes of a course, even though such topics may elicit discomfort in some class members. This policy is NOT intended to limit scholarly research, publication, or public speaking on gender-related topics.

This policy applies to all University-related activities and university students within the university's jurisdiction. Reported off campus incidents will be handled in alignment with the Standards of Conduct regardless if the alleged perpetrator and/or victim is affiliated with the school. It applies regardless of the status of the parties involved, who may be members of non-members of the campus community, students, student organizations, faculty, administrators, and/or staff. This policy applies regardless of the gender, sex, gender identity, sexual orientation, race, national origin, disability, age, or religion of the individuals involved.

In an effort to reduce the risk of sexually violent acts occurring amongst its students and employees, the University provides annual awareness and prevention programming. We encourage all students to report immediately sexual harassment, sexual misconduct, sexual assault, a hostile environment, or discrimination based on gender or sexual orientation.

Students can talk to residence advisors or any student life staff member; contact Transylvania's Title IX Coordinator (Ashley Hinton-Moncer, Director of Health and Wellness Services); file a Title IX grievance; or file a crime report with Transylvania's Department of Public Safety. For the complete policy go [here](#).

### **Title IX Reporting**

A victim of sexual assault may wish to respond in a variety of ways. As such, there are several options available to students affected by sexual violence. For more information, go to [Title IX Grievance Procedures](#).

### **Resources**

The University provides a variety of resources, both within the campus community and surrounding the campus community, to assist individuals who have experienced discrimination, harassment, or sexual misconduct to address the effects of the incident and to help them determine whether and how to make a formal complaint about the incident.

## How to be an active bystander

Bystanders play a critical role in the prevention of sexual relationship violence. They are “individuals who observe violence or witness the conditions that perpetuate violence. They are not directly involved but have the choice to intervene, speak up, or do something about it”. We want to promote a culture of community accountability where bystanders are actively engaged in the prevention of violence without causing further harm. We may not always know what to do even if we want to help. Below is a list of some ways to be an active bystander. Further information regarding bystander information may be found. If you or someone else is in immediate danger, dial 911. This could be when a person is yelling at or being physically abusive towards another and it is not safe for you to interrupt.

1. Watch out for your friends and fellow students/employees. If you see someone who looks like they could be in trouble or need help, ask if they are ok.
2. Confront people who seclude, hit on, try to make out with, or have sex with people who are incapacitated,
3. Speak up when someone discusses plans to take sexual advantage of another person.
4. Believe someone who discloses sexual assault, abusive behavior, or experience with stalking.
5. Refer people to on or off campus resources listed in this document for support in health, counseling, or with legal assistance.

## Risk Reduction

With no intent to victim blame and recognizing that only rapists are responsible for rape, click [here](#) for some strategies to reduce one’s risk of sexual assault or harassment.

## Title IX Resources

- on-campus
  - Counseling Services 859-281-3682
- off-campus
  - Ridge Behavioral Health 800-753-4673
  - Comprehensive Care 859-381-1136
  - Comp Care Hotline 859-231-0444
  - Bluegrass Rape Crisis Center 24/7 – (800) 656-4673 or 859-253-2511
  - Bluegrass Domestic Violence Program 24/7 800-544-2022
  - Children’s Advocacy Center 859-225-5437
  - GLSO 859-253-3233
  - Hospice 859-276-5344
  - The Nest 859-259-1974
  - Brenda Cowan Coalition 859-276-4457
  - Planned Parenthood 859-252-8494
  - Health Department 859-252-2371

- SANE Program 859-258-3600
- The Refuge Clinic 859-225-4325
- Alcohol Anonymous 859-225-1212  
or <http://lexaa.wordpress.com/>
- PRIDE Program 859-425-1210
- Chrysalis House 859-225-9912
- Hope Center Recovery Program for Women 859-252-2002
- Lexington Division of Police 859-258-3600
- Fayette County Sheriff's Office 859-252-1771
- Kentucky State Police 800-222-5555  
or <http://kspsor.state.ky.us/>
- Fayette County Attorney 859-254-4941
- Fayette Commonwealth Attorney 859-246-2060
- Legal Aid of the Bluegrass 859-233-3057
- Office of the Attorney General 800-372-2551
- VINE Registration 800-511-1670  
or <https://www.vinelink.com>
- Other resources
  - Other resources available to persons who report being the victim of sexual assault, domestic violence,
    - dating violence, or stalking, include:
    - <http://www.rainn.org> – Rape, Abuse and Incest National Network
    - <http://www.ovw.usdoj.gov/sexassault.htm> - Department of Justice
    - <http://www2.ed.gov/about/offices/list/ocr/index.html> Department of Education, Office of Civil Rights
    - [https://www.notalone.gov/?](https://www.notalone.gov/) - Not Alone

## **Kentucky State Sex Offender Registry**

In accordance to the "Campus Sex Crimes Prevention Act" of 2000, which amends the Jacob Wetterling Crimes Against Children and Sexually Violent Offender Registration Act, the Jeanne Clery Act and the Family Educational Rights and Privacy Act of 1974, the Department of Public Safety is providing a link to the Kentucky State Police Sex Offender Registry. This act requires institutions of higher education to issue a statement advising the campus community where law enforcement information provided by a State concerning registered sex offenders may be obtained. It also requires sex offenders already required to register in a State to provide notice of each institution of higher education in that State at which the person is employed, carries a vocation, or is a student. Pursuant to KRS 17.580, the Kentucky State Police provides sex offender registration information to the public through this website. The link to the Kentucky State Police sex offender registry is <http://www.kentuckystatepolice.org/sor.htm>.



## **Missing Student Policy & Procedures**

Where it is determined that the reported student is a resident of an on campus housing complex, the Dean of Students shall be notified immediately and given the exact time the student was determined missing. The Dean of Students/Residence Life is responsible for notifying individuals on the Missing Student Request card.

### **Procedures:**

1. Officers responding to a call reference an abducted victim shall ensure that the following criteria are met before initiating an Amber Alert:
  - a. Confirmation that the victim seventeen (17) years of age or less.
  - b. Confirmation that the abduction has occurred and the officer and his/her supervisor believes that the circumstances surrounding the abduction are true.
  - c. There is reason to believe that the victim is in immediate danger of serious physical injury or death.
  - d. There is sufficient descriptive information available to disseminate to the general public that could assist in the safe recovery of the victim and/or apprehension of the suspect.
3. Officers shall notify their supervisor and the Chief of Police that the criteria has been met, and must receive his/her approval in order to initiate an Amber Alert.
4. Officers shall notify the on call Detective .
5. After obtaining complete information and command approval, officers shall then deliver the victim's information and photograph directly to the Dispatch , who will submit the information and victim photograph directly to the Kentucky State Police. The Kentucky State Police will verify that alert criteria have been met and initiate the Amber Alert state-wide and notify the National Center for Missing and Exploited Children. Intra-agency alerts will be made by Dispatch.
6. If the victim is located, an alert cancellation shall be immediately Issued to local media and the Kentucky State Police.
7. The Transylvania University Department of Public Safety will utilize every resource available to investigate and facilitate the safe return of all abducted people/children.

## **Whistleblower Protection & Anti-Retaliation**

Transylvania University is committed to protecting the safety, and, when appropriate, the identity of the person or persons reporting the crimes included in this report. Transylvania University is committed to providing all members of the University community, including students, faculty, staff, alumni, vendors, and guests, with a safe and productive environment. If any member of the University community has a reason to believe or reasonably suspects that the University or any of its agents is acting contrary to any applicable federal, state or local laws or regulations, or contrary to any established University policy, he or she should

feel welcome and encouraged to report such action or activity without fear of reprisal or retaliation. It is in the best interest of the University and the whole University community for this information to be brought forward immediately and dealt with promptly.

**Employees:** Any employee with reasonable suspicion of such illegal or improper activity should notify his/her immediate supervisor. If the complaint involves the immediate supervisor, the employee should contact his or her next higher level of supervisor and/or the Director of Human Resources. In addition to notification of supervisory personnel, any University employee with such a complaint may notify the President's office. For purposes of this policy, all faculty and staff are referred to as "employees."

**Students:** Any student with reasonable suspicion of such illegal or improper activity should notify the Dean of Students. In addition to notification of the Dean of Students, any student with such a complaint may notify the President.

**Visitors:** Alumni, vendors and guests may notify the President's office.

Any University employee receiving such a report of suspected illegal or improper activity will report it to the President's office. The President's office will then conduct an appropriate investigation. All such allegations shall be logged and kept under seal.

Retaliation against anyone bringing forward a report of suspected illegal or improper activity will not be tolerated and is, itself, against the law. Should retaliation actually occur, such act shall be considered a serious violation of University policy and will be subject to disciplinary and/or legal action. Encouraging others to retaliate is also a violation of this policy. At the same time, those who file fraudulent or bad faith complaints pursuant to this policy will be subject to disciplinary and/or legal action as well.

## **Definition of Crimes**

The following are definitions of crimes under The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (Clery Act) and are included in this report. These definitions come from the Federal Bureau of Investigation's "Uniform Crime Reporting" (UCR).

**Murder & Non-Negligent Manslaughter:** The willful killing of one human being by another.

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

**Robbery:** The taking or attempting to take anything of value from the care, custody, or control of a person or persons by force or threat of force 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, and probably would, result in serious personal 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 joyriding.)

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

**Arrests for 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; and all attempts to commit any of the aforementioned.

**Arrests for 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 and dangerous nonnarcotic drugs.

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

**Hate Crimes:** Any criminal offense committed against a person or property which is motivated, in whole or part, by the offender's bias. Bias is a preformed negative opinion or attitude toward a group of persons based on their race, gender, religion, disability, sexual orientation or ethnicity/national origin.

**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.

1. **Incest:** Non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
2. **Statutory Rape:** Non-forcible sexual intercourse with a person who is under the statutory age of consent.

**Domestic Violence:** Felony or misdemeanor crimes of violence committed—

1. By a current or former spouse or intimate partner of the victim;
2. By a person whom the victim shares a child in common;
3. By a person who is cohabitating with or has cohabitated with the victim as a spouse or intimate partner;
4. 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
5. By any other person against an adult or youth victim who is protected from the person's act under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.

The Commonwealth of Kentucky has the below listed definitions for use in domestic violence situations:

As used in KRS 403.715 to 403.785:

-“Domestic violence and abuse” means physical injury, serious physical injury, sexual abuse, assault, or the infliction of fear of imminent physical injury, serious physical injury, sexual abuse, or assault between family members or members of unmarried couple:

- “Family member” means a spouse, including a former spouse, a grandparent, a parent, a child, a stepchild, or any other person living in the same household as a child if the child is the alleged victim;

-“Global positioning monitoring system” means a system that electronically determines a person's location through global positioning satellite technology, radio frequency technology, or a combination thereof and reports the location of an individual through the use of a transmitter or similar device worn by that individual and that transmits latitude and longitude data to a monitoring entity. The term does not include any system that contains or operates global positioning system technology, or any other similar technology, that is implanted or otherwise invades or violated the individual's body; and  
1 34 C.F.R. Part 668, Appendix E to Part 668.47.

-“Member of an unmarried couple” means each member of an unmarried couple which allegedly has a child in common, any children of that couple, or a member of an unmarried couple who are living together or have formerly lived together.

**Dating Violence:** Violence committed by a person-

1. Who is or has been in a social relationship of a romantic or intimate nature with the victim and;
2. The existence of such a relationship shall be based on the reporting party’s statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship.

For the purposes of this definition-

1. Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse.
2. Dating violence does not include acts covered under the definition of domestic violence.

The Commonwealth of Kentucky currently does not have any laws regarding Dating Violence.

**Stalking:** Engaging in a course of conduct directed at a specific person that would cause a reasonable person to –

1. Fear for the person’s safety or the safety of others; or
2. Suffer substantial emotional distress.

For the purposes of this definition–

1. Course of conduct means two or more acts, including, but not limited to, acts which the stalker directly, indirectly, or through third parties, by any action, method, device, or means follows, monitors, observes, surveils, threatens, or communicates to or about, a person, or interferes with a person’s property.
2. Substantial emotional distress means significant mental suffering or anguish that may, but does not necessarily, require medical or professional treatment or counseling.
3. Reasonable persons means a reasonable person under similar circumstances and with similar identities to the victim.

In the Commonwealth of Kentucky, 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 emotional distress. KRS Chapter 506 has the following listed statutes for Stalking:

**508.140 Stalking in the first degree.**

A person is guilty of stalking in the first degree

- A. When they intentionally:
  1. Stalks another person; and
  2. Makes an explicit or implicit threat with the intent to place that person in reasonable fear of:

- a. Sexual contact as defined in KRS 510.010;
- b. Serious physical injury; or
- c. Death; and

A protective order has been issued by the court to protect the same victim or victims and the defendant has been served with the summons or order or has been given actual notice; or A criminal complaint is currently pending with a court, law enforcement agency, or prosecutor by the same victim or victims and the defendant has been served with a summons or warrant or has been given actual notice; or The defendant has been convicted of or pled guilty within the previous five (5) years to a felony or to a Class A misdemeanor against the same victim or victims; or The act or acts committed while the defendant had a deadly weapon on or about his person.

Stalking in the first degree is a Class D felony.

**508.150 Stalking in the second degree**

1. A person is guilty of stalking in the second degree when he intentionally:
  - a. Stalks another person; and
  - b. Makes an explicit or implicit threat with the intent to place that person in reasonable fear of:
    1. Sexual contact as defined in KRS 510.010;
    2. Physical injury; or
    3. Death

Stalking in the second degree is a Class A misdemeanor.

## **Crime Statistics**

<b><u>Crime Category</u></b>	<b><u>Total Campus Property Crimes</u></b>	<b><u>Residential Facility Crimes (subset of Campus)</u></b>	<b><u>Recognized/owned/Leased/controlled Property Crimes</u></b>	<b><u>Public Property Crimes</u></b>
Arson	0	0	0	0
Assault	0	0	0	0
Burglary	9	5	4	1
Criminal Damage	7	2	5	3
Manslaughter	0	0	0	0
Menacing	0	0	0	0
Motor Vehicle Theft	0	0	0	0
Murder	0	0	0	0
Reckless Homicide	0	0	0	0
Robbery	2	0	2	1
Sex Offenses - Forcible	1	1		
Sex Offenses – Non-Forcible	0	0	0	0
Stalking	0	0	0	0
Terroristic Threatening	1	0	1	0
Theft	31	6	25	4

Wanton Endangerment	0	0	0	0
Weapons Possession	0	0	0	0
Domestic Violence	0	0	0	0
Dating Violence	0	0	0	0
<b>Category of Prejudice</b>				
Bias – Race	0	0	0	0
Bias – Gender	0	0	0	0
Bias – Gender Identity	0	0	0	0
Bias – Religion	0	0	0	0
Bias – Sexual Orientation	0	0	0	0
Bias – Ethnic	0	0	0	0
Bias – Disability	0	0	0	0
Bias – National Origin	0	0	0	0
Arrest Only				
Drug-related Violations	1	<u>XXXXXXXX</u>	1	4
Liquor-law Violations	10	<u>XXXXXXXX</u>	10	0



**Criminal Offenses**

**Criminal Offenses – On Campus**

<b>Crime Offense</b>	<b>Total occurrences on campus</b>
Murder/Non-negligent manslaughter	0
Negligent manslaughter	0
Sex offenses-Forcible	4
Sex offenses-Non-Forcible Incest Statutory Rape	0
Robbery	0
Aggravated Assault	0
Burglary	3
Motor vehicle theft	0
Arson	0

**Crime Offenses – On campus Student Housing facilities**

<b>Crime Offense</b>	<b>Total occurrences on campus</b>
Murder/Non-negligent manslaughter	0
Negligent manslaughter	0
Sex offenses-Forcible	4
Sex offenses-Non-Forcible Incest Statutory Rape	0
Robbery	0
Aggravated Assault	0
Burglary	5

Motor vehicle theft	0
Arson	0

**Criminal Offenses – Non- campus**

<b>Criminal Offenses</b>	<b>Total occurrences in or on Non-campus building or properties</b>
Murder/Non-negligent manslaughter	0
Negligent manslaughter	0
Sex offenses-Forcible	2
Sex offenses-Non-Forcible Incest Statutory Rape	0
Robbery	0
Aggravated Assault	0
Burglary	0
Motor vehicle theft	0
Arson	0

**Crimes Offenses – Public Property**

<b>Crime Offense</b>	<b>Total occurrences on campus</b>
Murder/Non-negligent manslaughter	0
Negligent manslaughter	0
Sex offenses-Forcible	0
Sex offenses-Non-Forcible Incest Statutory Rape	
Robbery	1

Aggravated Assault	0
Burglary	0
Motor vehicle theft	0
Arson	0

**Hate Crimes**

**Hate Crimes – On Campus**

<b>Criminal Offenses</b>	<b>Occurrences of Hate Crimes Category of Bias for crimes reported in</b>
Murder/Non-negligent manslaughter	0
Negligent manslaughter	0
Sex offenses-Forcible	0
Sex offenses-Non-Forcible Incest Statutory Rape	0
Robbery	0
Aggravated Assault	0
Burglary	0
Motor vehicle theft	0
Arson	0
Simple Assault	0
Larceny-Theft	0
Intimidation	0
Destruction/damage/vandalism of property	0

**Hate Crimes – On campus Student Housing facilities**

<b>Criminal Offenses</b>	<b>Occurrences of Hate Crimes Category of Bias for crimes reported in</b>
Murder/Non-negligent manslaughter	0
Negligent manslaughter	0
Sex offenses-Forcible	0
Sex offenses-Non-Forcible Incest Statutory Rape	0
Robbery	0
Aggravated Assault	0
Burglary	0
Motor vehicle theft	0
Arson	0
Simple Assault	0
Larceny-Theft	0
Intimidation	0
Destruction/damage/vandalism of property	0

**Hate Crimes – Non-Campus**

<b>Criminal Offenses</b>	<b>Occurrences of Hate Crimes Category of Bias for crimes reported in</b>
Murder/Non-negligent manslaughter	0
Negligent manslaughter	0
Sex offenses-Forcible	0

Sex offenses-Non-Forcible Incest Statutory Rape	0
Robbery	0
Aggravated Assault	0
Burglary	0
Motor vehicle theft	0
Arson	0
Simple Assault	0
Larceny-Theft	0
Intimidation	0
Destruction/damage/vandalism of property	0

#### Hate Crimes – Public Property

<b>Criminal Offenses</b>	<b>Occurrences of Hate Crimes Category of Bias for crimes reported in</b>
Murder/Non-negligent manslaughter	0
Negligent manslaughter	0
Sex offenses-Forcible	0
Sex offenses-Non-Forcible Incest Statutory Rape	0
Robbery	0
Aggravated Assault	0
Burglary	0
Motor vehicle theft	0

Arson	0
Simple Assault	0
Larceny-Theft	0
Intimidation	0
Destruction/damage/vandalism of property	0

**Arrests**

**Arrests – On Campus**

Crime	Number of Arrests in on campus student housing facilities
Weapons: Carrying, possessing, etc.	0
Drug abuse violations	0
Liquor law violations	10

**Arrests – On Campus Student Housing Facilities**

Crime	Number of Arrests in on campus student housing facilities
Weapons: Carrying, possessing, etc.	0
Drug abuse violations	0
Liquor law violations	0

**Arrests – Non-campus**

Crime	Number of Arrests
Weapons: Carrying, possessing,	0

etc.	
Drug abuse violations	0
Liquor law violations	0

**Arrests – Public Property**

Crime	Number of Arrests
Weapons: Carrying, possessing, etc.	0
Drug abuse violations	4
Liquor law violations	10

**Disciplinary Actions – On-Campus**

Crime	Number of Arrests
Weapons: Carrying, possessing, etc.	0
Drug abuse violations	9
Liquor law violations	47

**Disciplinary Actions**

**Disciplinary Actions – On-Campus Student Housing facilities**

Crime	Number of Arrests
Weapons: Carrying, possessing, etc.	0
Drug abuse violations	9
Liquor law violations	47

### Disciplinary Actions – Non-Campus

Crime	Number of Arrests
Weapons: Carrying, possessing, etc.	0
Drug abuse violations	0
Liquor law violations	0

### Disciplinary Actions – Public Property

Crime	Number of Arrests
Weapons: Carrying, possessing, etc.	0
Drug abuse violations	0
Liquor law violations	0

### Fire Safety

In accordance with Kentucky Fire Prevention Code, it is the policy of the University that a building be immediately evacuated upon the activation of the fire alarm system. Transylvania University evacuation policy does make exceptions for persons with disabilities that may require assistance during an emergency. The University does the following to ensure fire safety;

- Fire evacuation plan: plans are located in every campus building, in addition every residence hall dorm room has a copy of the evacuation plan on the back of every door.
- Fire prevention: Department of Public Safety hosts several Safe Transy Events each year, which includes burn trailer demonstration and annual fire drills.
- Fire suppression system: Transylvania has three fire suppression systems located in campus center cafeteria, HRT food lab, and on the second floor of the Brown Science building in the electromagnetic room. Fire sprinkler systems are located in Brown Science, Hazzelrigg, Cowgill, Beck, Library, Glenn Building, Little Theatre, W.T. Young Campus Center, Forrer, Clay/Davis, Commons Building basement, Poole residence hall, Thomson hall, and 4th street athletic complex.
- Fire extinguishers and fire alarms: Every building on campus has a fire alarm system and extinguishers.



- Safety inspections: Fire equipment is inspected annually by preferred vendor. monthly fire extinguisher inspections, monthly emergency egress and exit sign inspections, annual alarm testing.

## **Fire Incident Report**

### **Fires – On Campus Student Housing Facilities**

<b><u>Name of Facility</u></b>	<b><u>Street Address</u></b>	<b><u>Number of Fires</u></b>
Clay Hall	347 N. Broadway	0
Davis Hall	349 N. Broadway	0
Forrer Hall	345 N. Broadway	0
Hazelrigg Hall	331 N. Upper St.	0
Poole Residence Center	408 Kenilworth Ct.	0
Rosenthal Complex	425 W. Fourth St.	0
Thomson Hall	430 W. Fourth St.	0
International House	331 N. Broadway	0
Upper St. Apartments	338 N. Upper St.	0

### **Fires – Summary**

<b><u>Name of Facility</u></b>	<b><u>Fires</u></b>	<b><u>Injuries</u></b>	<b><u>Deaths</u></b>
Clay Hall	0	0	0
Davis Hall	0	0	0
Forrer Hall	0	0	0
Hazelrigg Hall	0	0	0
Poole Residence Center	0	0	0
Rosenthal Complex	0	0	0

Thomson Hall	0	0	0
International House	0	0	0
Upper St. Apartments	0	0	0

**2014 Report for Calendar Year 2013**

## **Preparation of the Annual Security Report**

The Annual Campus Safety & Security Report is a combined effort in preparing the annual report by the Department of Public Safety, Title IX, and the Dean of Students Office. This report is to comply with the Jeanne Clery Disclosure of Campus Security Policy and Crime Statistics Act, and prepared in cooperation with our local law enforcement agencies surrounding our campus. The full text of this report can be located on the Department of Public Safety's webpage. The report is completed and made available to our campus community on October 1st of every year. The Annual Security Report will be posted on the Transylvania University website and accessible through the daily university inner campus web page referred to as TNotes.

If have any questions or want more information on the Annual Campus Safety & Security Report please contact the Department of Public Safety.

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References:

Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (20 USC 10929(f), 34 CFR Part 668.46)

Michael Minger Act (KRS 164.948 to 164.9489; KRS 164.993) 13 KAR 2:100