

## *Jeanne Clery Act Compliance /Annual Security Report*

### **Fayette County Area Vocational Technical School**

#### **JEANNE CLERY DISCLOSURE OF CAMPUS SECURITY POLICY AND CAMPUS CRIME STATISTICS ACT**

- ***History-*** Jeanne Clery was a 19 year old student at Lehigh University, Pennsylvania, in 1986 when she was assaulted and murdered in her dorm room. Following her death her parents lobbied Pennsylvania lawmakers for legislation requiring colleges and universities to publish their crime statistics. The first such bill was signed into law in 1988 mandating that all state colleges and universities annually publish the latest three years campus crime statistics. Successive federal bills expanded the program nationwide and in 1998 the Student Right-To-Know and Campus Security Act was formally renamed in memory of Jeanne Clery.
- **Compliance-** The Fayette County Area Vocational Technical School willingly complies with all aspects of the Clery Act and annually publishes and makes available all the various crime statistics, statements on campus/school policy and related information on crime, methods of reporting and assistance available to all students, faculty and staff of the school.
- **Availability of Information-** The annual Clery Report can be found in the school security office and main office.

Additionally, in compliance with the Clery Act, available in the security office is a campus/school crime log for the current school year.

#### **Reportable Crimes**

The Clery Act requires colleges and universities to report on seven basic categories of crime. These are the same seven categories in the Federal Uniform Crime Report as compiled by the Federal Bureau of Investigation. These categories are as follows:

- Criminal Homicide-Murder, negligent and non-negligent manslaughter
- Sex Offenses-forcible and non-forcible
- Robbery
- Aggravated Assault
- Burglary
- Arson
- Motor Vehicle Theft

Additionally, the Clery Act requires colleges and universities to report on arrests and/or disciplinary referrals for the following: Liquor law violations, drug law violations and illegal weapons possession.

The Clery Act also requires an accounting of Hate Crimes reported as happening on campus or on public property abutting campus.

In addition to compiling its own figures, the Fayette County Area Vocational Technical School requests crime figures from the Pennsylvania State Police and other law enforcement agencies that have jurisdiction within and encompassing the school. This information is incorporated into the Clery Act statistics.

### **Emergency Response and Evacuation**

The Emergency Operations Plan is reviewed on an annual basis and all faculty and staff are instructed in procedures.

These procedures can be found in the Fayette County Vocational Technical School Emergency operations plan.

### **Annual Fire Report**

The Annual Fire Report will be submitted along with the Annual Security Report. A fire log will be maintained in the security office and be available for inspection. This log will be maintained; however, there is no on-campus housing. The fire log will contain the time, date, nature and location of the fire incident.

### **Reporting Crimes and Other Emergencies**

All students, employees and guests should promptly report criminal incidents, accidents or other emergencies to the **911** center by dialing **911** and report incidents to any school official, officer or directly to the Pennsylvania State Police at **(724) 439-7111**.

### **Timely Notice Warning**

To help prevent crime or allowing a criminal incident to escalate, the Director's Office in conjunction with the School Resource Officer, the State Police or other law enforcement can issue a warning by personal service to staff, public address system or flyers.

### **Daily Crime Log**

The Daily Crime log maintained by the School Resource Officer will reflect any serious incident occurring at the school. The incident will be logged within 48 hours after being reported.

### **Security of and Access to the Facility**

Access to the school is a privilege extended to students, faculty, staff and authorized guests. All visitors are granted access to the building by use of intercom. The guest must announce his purpose or business and identity and be granted access to the building through an electronically locked door. The office staff is able to screen all visitors. The visitors then must register at the main office.

### **Campus Law Enforcement Policy**

Security personnel at the Fayette County Area Vocational Technical School have the authority to detain offenders until the local police arrive. The Fayette County Area Vocational Technical School security maintains a working relationship with local, county and state police. Incidents will be documented and copies of the reports will be kept on file in the Security Department. Incident reports are the property of the school and are not given to students. Incidents at the

school should be reported to the Fayette County Area Vocational Technical School administration. Reports completed at the school will be kept on file in the main office of the Fayette County Area Vocational Technical School.

**The Pennsylvania State Police are the primary law enforcement agency handling all crimes occurring in the school. A memorandum of understanding between the Pennsylvania State Police and the Fayette County Area Vocational Technical School is in effect and available for inspection in the security office.**

### **Security Awareness and Crime Prevention**

The school offers no formal crime prevention programs.

### **Drug and Alcohol Policy**

The use, evidence of use, under the influence of, or possession of narcotics, illegal drugs, drug paraphernalia, look-a-like drugs, intoxicants, controlled substances, any alcoholic beverage, or any substance which is conveyed or implied as a drug or intoxicant while on school property, transportation or during school related activities is strictly forbidden.

### ***Health Risks***

The use of drugs and alcohol can have a substantial and detrimental effect on health. These effects are often permanent and can lead to severe physical and psychological impairment, disability and premature death. The Fayette County Area Vocational Technical School encourages students to lead drug-free lives. The following agencies provide information on substance abuse:

- **Alcoholics Anonymous: 1-800-371-1475 (24 –hour answering service)**
- **Center for Substance Abuse Treatment and Refer Hotline: 1-800-662-HELP**
- **Focus on Recovery for Alcohol & Substance Abuse, 24 hour action help line: 1-800-888-9363**

### ***Legal Sanctions***

Use of illicit drugs by any person is illegal under both the state and federal statutes. Uses of alcohol by persons under 21 years of age are illegal under state law. Penalties for conviction under state and federal law include incarceration and fines varying between \$100 and \$100,000 depending on the offense. Property used in connection with illegal drugs may be confiscated. All Federal and State student loans and grants may be declined to those convicted for a violation of a criminal drug statute.

### **Disciplinary Sanctions of Drug and Alcohol Policy**

Using procedures in the student handbook, students violating the prohibition of these substances face disciplinary sanctions up to and including dismissal.

**Important: If a student voluntarily contacts school authorities regardless of a substance problem, and desires assistance, no punitive actions will commence.**

### **Sex Offender Registration Policy**

The federal Campus Crimes Prevention Act (section 1601 of Public Law 106-386) requires institution of higher education to issue a statement advising the school community how to access information concerning registered sex offenders in Pennsylvania.

### **Sex Offense Policy**

#### **Sexual Offense Policy and Procedures**

The Fayette County Area Vocational Technical School is committed to providing and maintaining a healthy learning and working environment for all students, staff and faculty members. It is important that all students are aware of and protect their rights in the school community.

The Fayette County Area Vocational Technical School, through the Campus Awareness Security Act of 1990, will uniformly and consistently report all criminal sexual offenses occurring on school property and reported to Fayette County Area Vocational Technical School to the proper local police department.

The Fayette County Area Vocational Technical School will not tolerate assault and/or intimidating behavior of any kind against any person or group of individuals based on race, gender, sexual orientation, age, national origin, religion, marital status, or disability. The following definitions apply to this.

A sex offense is defined by the FBI Uniform Crime Reporting System as either:

- **Forcible Sex Offenses:** Any sexual act directed against another person, forcibly and/or against that person's will, or not forcibly or against that person's will where the victim is incapable of giving consent. Includes forcible rape, forcible sodomy, sexual assault with an object, forcible fondling.
- **Non-forcible Sex Offenses:** Unlawful, non-forcible sexual intercourse. Include incest and statutory rape.
- **Sexual assault** is any unwanted physical contact of sexual nature, whether by an acquaintance or by a stranger, that occur without indication of consent of both individuals, or that occurs under threat or coercion. Sexual assault can occur either forcibly and/or against a person's will, or when a person is incapable of giving consent if under 18 years of age; if intoxicated by drugs and/or alcohol; if developmentally disabled; or if temporarily or permanently mentally or physically unable to do so. Sexual assault includes, but is not limited to, rape, forcible sodomy, forcible oral copulation, sexual assault with an object, sexual battery, forcible fondling (e.g., unwanted touching or kissing for purposes of sexual gratification), or threat of sexual assault.

If you are a person who experienced or thinks they have experienced a sexual offense, the Fayette County Area Vocational Technical School is committed to offering a secure and supportive environment in which to consider all the options that are available to you including (but not limited to), medical attention and evaluation, obtaining information, support and counseling, and/or reporting. It should be noted that some of these options offer confidentiality while other services are required by law to report the sexual offense. A person, who has experienced a sexual offense, whether rape or another unwanted contact, is urged follow the procedure below.

**Procedures to Follow if Sexual Assault Occurs:**

- The victim should get to safety and call the Fayette County Area Vocational Technical School Security and/or the local Police Department. Personnel can also assist in notifying the proper authorities.

- Evidence should not be destroyed. The victim should refrain from taking a shower, washing hands, or changing clothing. The location where the assault occurred should not be disturbed.
- The victim should get immediate medical assistance.
- The victim is encouraged to seek support, information, and counseling.

**Rape:** Rape is considered a crime of violence and aggression, not a sexual act. Victims are generally chosen because they appear vulnerable or defenseless. You can help minimize your risk if you practice the following:

- Never walk alone and be aware of your surroundings. Stay alert and show confidence.
- Avoid poorly lit doorways or alleys.
- Keep all doors locked while alone in a house or automobile.
- Do not allow strangers into your home or room.

### **Physical /Sexual /Verbal Assault**

Physical, sexual or verbal assault is strictly prohibited. In general, incidents construed as horse-play or rough- housing will be considered lower level offenses.

Incidents involving sexual assault are serious offenses and disciplinary sanctions, including dismissal, as well as criminal charges of violators may be applicable.

During disciplinary hearings or actions, the accused and the accuser are entitled to the same opportunity to have others present at the proceeding.

Both the accused and the accuser will be notified of the outcome of a disciplinary proceeding.

### **Definitions of Clery Act Crimes**

#### **Types of Offenses**

## **Criminal Homicide:**

- Murder & Non-Negligent Manslaughter - willful killing of one human being by another.
- Negligent Manslaughter - killing of another person through gross negligence.

## **Sex Offenses:**

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

- Rape - the carnal knowledge of a person.
- Sodomy - oral or anal sexual intercourse with another person.
- Sexual Assault with an object - the use of an object or instrument to unlawfully penetrate, however slightly, the genital or anal opening of the body of another person.
- Fondling - the touching of the private body parts of another person for the purpose of sexual gratification.

**Non-Forcible Sex Offenses** - are unlawful, non-forcible sexual intercourse.

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

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

- Firearm
- Knife or cutting instrument
- Other dangerous weapon
- Strong arm

**Aggravated Assault** - An unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury.

- Firearm
- Knife or cutting instrument
- Dangerous weapons
- Hands, fists, feet, etc

**Burglary** - The unlawful entry into of a structure to commit a felony or a theft.

- Forcible Entry
- Unlawful Entry - No Force
- Attempted Forcible Entry

**Motor Vehicle Theft** - The theft or attempted theft of a motor vehicle.

- Autos
- Trucks and Buses
- Other vehicles

**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 or personal property of another.

- Structural
- Mobile
- Other

### **Hate Crimes**

Include any of the above crimes that manifest evidence that the victim was intentionally selected because of the perpetrator-bias.

- Race
- Gender
- Religion
- Sexual Orientation
- Ethnicity/ national Origin
- Disability
- Larceny-theft
- Simple assault
- Intimidation
- Destruction, damage, or vandalism of property

### **Arrests and Referrals Disciplinary Action**

- Illegal weapons possession
- Violations of drug laws
- Violations of liquor laws

### **Fire and Evacuation Drills**

The Fayette County Area Vocational Technical School holds fire and evacuation drills regularly and in accordance with the Pennsylvania State Law. The drills are under the direction of the school administration. All persons in the building during a drill must participate in the

evacuation. Exit routes are posted in the corridors. Fire and Safety Regulations can be found in the student manual.

### **Other Law Enforcement Agencies**

The Fayette County Area Vocational Technical School operates as a vocational/ technical high school as well as a higher learning facility. High school students from four school districts attend this school. Some school districts employ their own police departments and these departments may exercise authority over their students at our facility. Any incident investigated by a school district police department is included in the crime log and reporting.

### **Preparation and Disclosure**

It shall be the responsibility of the school resource officer to maintain the crime log and to prepare and disclose the annual Clery report.

### **Weapons Policy**

Simply put, no prohibited offensive weapons such as those described in the Crimes Code of Pennsylvania are permitted in the school or upon school grounds.

**Exception: Sworn Law Enforcement Officers on Official Duty.**

**Anyone witnessing or suspecting a violation of this policy should notify a school official or school resource officer immediately.**

### **Protection From Abuse/Restraining Orders**

All individuals who have obtained a PFA or Restraining Order and feel it is appropriate should provide the School Resource Officer with a copy of the document which will be maintained in confidence at the Security Office. These copies are destroyed when the time limit expires or the individual requests the document be returned.

