



**2017**

**ANNUAL SECURITY  
AND  
FIRE SAFETY REPORT**

The Security and Fire Safety Report  
is published annually by  
the Department of Police and Public Safety

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# ANNUAL SECURITY AND FIRE SAFETY REPORT

October 1, 2017

## INTRODUCTION

Fayetteville State University (FSU) is located in Fayetteville, North Carolina and is a constituent institution of the University of North Carolina. FSU had an enrollment of 6,223 students for the fall 2016 semester. FSU is committed to providing a safe and secure environment for its students and employees. FSU offers various educational programs on crime and fire safety and prevention. Members of the campus community are encouraged to be responsible for their personal safety and that of others.

FSU is publishing this Annual Security and Fire Safety Report pursuant to the following legal requirements:

- The Student Right to Know and Campus Security Act of 1990 (Clery Act) requires higher education institutions to prepare, publish, and distribute by October 1 of each year, to all current students and employees, information pertaining to crime awareness and personal safety.
- The Higher Education Opportunity Act of 2008 requires higher education institutions to disclose additional information about the security and fire safety policies and standards in their annual security report.
- The Campus Sexual Violence Elimination Act of 2013 requires higher education institutions to, among other things, collect and report statistics, establish disciplinary proceedings, and ensure training awareness regarding sexual assault, domestic violence, dating violence, and stalking.

This 2017 Annual Security and Fire Safety Report is available at <http://www.uncfsu.edu/police-and-public-safety/annual-campus-security-and-fire-reports-daily-crime-and-fire-logs> on request to any applicant for enrollment or employment. In this report, members of the campus community will find the following:

- Information about how to prevent and report crimes;
- Information about how FSU responds to the reporting of crimes and missing persons;
- Information regarding how FSU notifies members of the campus community in the event of a significant emergency or dangerous situation on campus;
- Information on how FSU secures its facilities;
- Policy statements governing the use and/or sale of alcoholic beverages and illegal drugs;
- FSU's sexual misconduct, domestic violence, dating violence, and stalking policy statements, educational awareness, and disciplinary procedures;
- Information relating to fire safety standards and measures that are taken by FSU; and
- Crime and fire statistics for the campus.

More detailed information on the above subjects may be obtained from the Division of Student Affairs or the FSU Department of Police and Public Safety (FSU Police Department).

## ANNUAL SECURITY REPORT

### ENFORCEMENT AUTHORITY OF THE CAMPUS POLICE DEPARTMENT

North Carolina General Statute 116-40.5 allows for the establishment of a campus law enforcement agency with all the powers of law enforcement generally, including the power to arrest. The FSU Police Department is maintained as authorized by NCGS 116-40.5. The territorial jurisdiction of the FSU Police Department includes all property owned or leased by FSU and that portion of any public road or highway passing through such property and immediately adjoining it, wherever located.

The FSU Police Department works closely with the City of Fayetteville Police Department and the Cumberland County Sheriff's Department. The FSU Police Department has entered into a memorandum of understanding with the Fayetteville Police Department that allows the Fayetteville Police Department to assist the FSU Police Department with conducting criminal investigations. The FSU Police Department may also request investigative assistance from the North Carolina State Bureau of Investigation.

### CAMPUS LAW ENFORCEMENT REPORTING POLICY

The FSU Police Department encourages the prompt and accurate reporting of criminal activity when the victim of a crime elects to, or by other individuals when the victim is unable to make such a report. Individuals may report criminal activity by calling the FSU Police Department or by submitting the information through the department's "Online Crime Tips" form <https://publicdocs.maxient.com/incidentreport.php?FayettevilleStateUniv> which allows anonymous reporting via the FSU Police Department and Residence Life website. All reports of criminal activity are investigated to the fullest extent possible.

### REPORTING CRIMES/EMERGENCIES OCCURRING ON CAMPUS

***Who Is Responsible for Enforcing Criminal Laws?*** The FSU Police Department is responsible for the emergency response, reporting of statistics, and the enforcement of criminal laws set forth by the State of North Carolina. The FSU Police Department operates a Telecommunications Center with emergency operation services 24 hours a day, 365 days a year for the purpose of responding to emergency calls for service, reporting criminal activity and other emergencies that occur on campus. The center is staffed by trained emergency services dispatchers.

***How does a person report a crime or emergency?*** To report a crime or an emergency, an individual should either call the FSU Police Department at 910-672-1911 or Ext. 1911 (from a FSU telephone) or activate one of forty-three (43) standalone call boxes, which are strategically located throughout campus, or the emergency phone box that is attached to Capel Arena. An individual may also make a report through the LiveSafe App on their smart phone.

***How quickly will there be a response to a crime report?*** If you contact 910-672-1911 or Ext. 1911, a dispatcher will answer your call. The police dispatcher is capable of instantaneously accessing the FSU Police Department, Fayetteville City Police Department, and the Cumberland

County Sheriff's Department. Once contacted, the dispatcher will request specific information and dispatch FSU Police Department personnel. The dispatcher will also contact additional personnel, such as fire and emergency medical services, if needed. The Chief of Police may contact one or more FSU administrators, if such contact is necessary.

***Who are the other FSU personnel that may receive reports of crimes?*** An individual may also report a crime or an emergency to one of the following Campus Security Authorities. Campus Security Authorities (CSAs) must immediately inform the FSU Police Department of any Clery crime.

- Chief, FSU Police Department 910-672-1552
- All FSU Police 910-672-1775
- Clery Compliance Officer 910-672-1552
- Vice Chancellor for Academic Affairs 910-672-1460
- Vice Chancellor for Student Affairs 910-672-1211
- Associate Vice Chancellor for Student Affairs 910-672-1201
- Assistant Vice Chancellor for Student Affairs 910-672-1162
- Director of Student Conduct 910-672-1385
- Director of Residence Life 910-672-2116
- Residence Hall Staff, Community Directors, and Community Assistants (Visit this link for a list of phone numbers and email addresses <http://www.uncfsu.edu/reslife/residence-life-staff>)
- Athletic Director 910-672-1314
- Head Coaches of any intramural, cheerleading, or NCAA sport 910-672-1314
- Title IX Coordinator 910-672-2325

***What if a person wants to make an anonymous report or a confidential report to ensure that a crime is included in the annual statistics?*** Victims or witnesses may select to report crimes on a voluntary, confidential basis for statistical reporting purposes to any of the individuals listed above. Victims and witnesses may also make confidential or anonymous reports at: <https://cm.maxient.com/reportingform.php?FayettevilleStateUniv>

For allegations involving Title IX complaints, federal law requires FSU to investigate and take reasonable action in response to the complaint even if the complainant wishes to remain anonymous. See FSU's *Prohibited Sexual Conduct* policy at:

<http://www.uncfsu.edu/Documents/Legal-Affairs/ProhibitedSexualConductRev 09-16.pdf>

***Who is responsible for ensuring that all Clery-related reports and statistics are gathered and distributed appropriately?*** Through collaboration with other FSU campus partners, crime statistics for incidents which occur on property owned or controlled by the University are gathered by CSAs and reported to the Clery Compliance Officer. Local police may also provide such information. The Clery Compliance Officer shall ensure the issuance of all timely warning reports, and shall compile the statistics and draft this Annual Security Report. The Clery Compliance Officer may be contacted at 910-672-1552.

## FSU'S RESPONSE TO REPORTED CRIMES/EMERGENCIES LOGGING REPORTS

**Safety and Investigation.** Upon receipt of a criminal complaint or report of an emergency, initial police actions are focused on ensuring the safety of those involved in the incident. Subsequently, an officer will interview all available witnesses to obtain information about the incident. A written report will be filed, normally the same day. The serious crimes and incidents listed in the FSU Crime Statistics of this Annual Security Report receive further investigation or action and may involve members of the Fayetteville City Police Department and/or the State Bureau of Investigation.

**Timely Written Warning.** Additionally, the Clery Compliance Officer will ensure the issuance of timely written warnings to the FSU community in order to inform the community of emergencies or criminal significant emergencies or dangerous situations involving immediate threat to health or safety that may jeopardize the welfare of the FSU community. The timely written warnings will indicate the crime that triggered the warning and provide advice about how one might protect oneself. The timely report shall withhold the names of any victim as confidential.

**Interim Suspensions for Serious Crimes by Students.** The Code of Student Conduct also includes procedures which address cases in which students, whose presence pose a continuing danger or are an ongoing threat may be immediately suspended by the Vice Chancellor for Student Affairs on an interim basis until a hearing has been held and permanent sanctions, if any, are issued. Other disciplinary actions against students may also be taken in accordance with the Code of Student Conduct. Questions concerning these policies and procedures should be directed to the Interim Director of Student Conduct at rcrudisill01@uncfsu.edu or 910-672-1385 or the Division of Student Affairs. FSU policies are available at [www.uncfsu.edu/policy](http://www.uncfsu.edu/policy).

**Daily Crime Log.** FSU maintains a daily crime log that may be accessed by contacting the FSU Police Department, by visiting the Police Department between 8 am – 5 pm Monday – Friday, or by going online at <http://www.uncfsu.edu/police-and-public-safety/annual-campus-security-and-fire-reports-daily-crime-and-fire-logs>. The crime log must be updated within two (2) business days of a report made to the Police Department.

## EMERGENCY NOTIFICATION, RESPONSE, AND EVACUATION

**General Policy Statement.** FSU recognizes the importance of having emergency response and evacuation procedures in the event of an on-campus emergency. The FSU Police Department, including the department's Office of Emergency Management, coordinates emergency response and evacuation procedures for the campus in accordance with FSU's Emergency Operation Plan (EOP). The EOP includes details about how FSU (1) will notify the campus community in the event of a significant emergency or dangerous situation on campus, (2) publicize emergency response and evacuation procedures, and (3) test emergency response and evacuation procedures. For more information about FSU emergency management and the EOP, visit [www.uncfsu.edu/emergency](http://www.uncfsu.edu/emergency).

**What is the process for immediately notifying the campus upon confirmation of a significant emergency or dangerous situation?** The EOP outlines the process for notifying the

campus of all-hazard dangerous situations. In the event that there is a significant threat of a criminal nature, FSU Police Department policy allows the Chief of Police or the Chief's designee to immediately broadcast an alert. However, when there is a verified imminent threat of a criminal nature to the loss of life or when the potential for injuries would be exacerbated by a delayed notification, the ranking officer in the field may immediately cause an alert to be broadcast.

***How does FSU confirm that there is a significant emergency or dangerous situation?*** In the event of a significant emergency incident, the Chancellor is ultimately responsible for FSU's response to the emergency. The Chief of Police shall serve as the senior advisor to the Chancellor (or designee) in regards to all-hazard emergency operations and recovery. The decision to activate the EOP when there is a security threat shall be made by the Chancellor (or designee), in consultation with the Emergency Management Director and the Chief of Police. In any event, if the Chancellor is not available, the line of succession shall be as follows:

- Chancellor's designee
- Chief of Police or Chief's designee
- Emergency Management Director

Once an all-hazard emergency has been declared as described above, the Chancellor will make the decision to activate all or part of the emergency notification system.

Nothing in this procedure shall prohibit the Chief of Police or designee or the ranking officer on duty at the time of the threat from immediately notifying the campus of an immediate, significant threat of a criminal-nature to campus prior to activation of the EOP by the Chancellor.

***What is the process for determining the content of the emergency notification?*** In the event of a significant emergency or dangerous security threat on campus, the FSU Police Department in consultation with the Associate Vice Chancellor for Communications will, without delay, and taking into account the safety of the community, determine the content of the notification and activate the emergency notification system, unless the activation of the emergency notification system will, in the professional judgment of the Chief of Police, or the Chief's designee, compromise efforts to assist victims or contain, respond to, or otherwise mitigate the emergency.

***Describe FSU's emergency notification system and methods of notice dissemination.*** FSU has the ability to utilize multiple notification methods to inform and update the campus community of a significant emergency or dangerous situation on campus. In order to provide emergency alert messages to members of the campus community in the event of an on-campus emergency, FSU utilizes a centrally located campus siren, forty-three (43) emergency call boxes, which are strategically located throughout the campus, and an indoor emergency notification system, which is strategically located in eight (8) buildings on campus. The siren, call boxes, and indoor emergency notification system are capable of broadcasting pre-recorded or live voice messages to the campus community. Additionally, FSU utilizes text and voice mail messaging in order to send emergency messages to members of the campus community. Members of the campus community may register to receive text and voice mail alerts on their telephones by registering their telephone number at the Bronco Alert site (<https://uncfsu.bbcportal.com/Home>), which is managed by the Associate Vice Chancellor for Communications. In addition to the above mentioned emergency

notification methods, FSU also utilizes the campus email system to send campus wide email alerts. FSU also posts messages regarding on-going campus emergencies on the FSU website, located at [www.uncfsu.edu](http://www.uncfsu.edu) and on the LiveSafe App.

In the event that emergency conditions disrupt power and telephone service, emergency information and emergency communications will be profoundly restricted. Until these systems are restored, messengers, radios, and cellular phones will be used.

***How does FSU determine the appropriate segment of campus to notify?*** FSU disseminates each emergency notification to all faculty, staff, and students of the campus.

***How does FSU disseminate emergency notifications or written warnings to the FSU community?*** The Associate Vice Chancellor for Communications will coordinate with the Policy Group to ensure accurate and timely release of written information to the FSU community and the public. Written information may be posted by text, email, the FSU Web Page, Bronco Alert and/or news release.

***Who is responsible for carrying out the emergency notifications?*** The departments responsible for carrying-out the above emergency notification methods are as following.

- Outdoor Warning Sirens (FSU Police Department)
- Emergency Call Boxes (FSU Police Department)
- Text Messaging (Division of Institutional Advancement)
- Email (Division of Institutional Advancement)
- FSU Web Page and Bronco Alert (Division of Institutional Advancement)
- Television-On Campus Bulletin Board Channel 12 (Division of Institutional Advancement)
- News Releases (Division of Institutional Advancement)
- Building Fire Alarms (Any individual)
- LiveSafe App (FSU Police Department)

Notifications will be deployed as appropriate and upon confirmation of a significant emergency or dangerous situation involving an immediate threat to the health or safety of students or employees occurring on the campus:

***How does FSU publicize emergency response and evacuation procedures?*** FSU publicizes emergency response and evacuation procedures on an on-going basis by posting on the FSU Emergency Management website at [www.uncfsu.edu/emergency](http://www.uncfsu.edu/emergency), and at least annually in the Annual Security Report. In addition, the FSU emergency management website provides information about the various emergency alert notification options that are used by FSU and information on the location of call boxes on the FSU campus. The site also provides information on emergency preparedness and evacuation procedures.

***What are FSU's procedures for testing the emergency response system?*** FSU conducts a minimum of two (2) announced or unannounced tests per year of the emergency response and evacuation procedures. In addition to these tests of the emergency response and evacuation procedures, tests of the campus call boxes are conducted. Additionally, the emergency siren is programmed to conduct a self-test each day. Currently, each test of the emergency response and



evacuation procedures requires documentation of the name of the exercise, the date, the time and whether it was announced or unannounced.

## **CAMPUS SECURITY AND CRIME PREVENTION PROGRAMS**

In order to educate employees and students about crime prevention measures, the FSU community relies heavily on crime prevention programs presented by various FSU Departments. Throughout the year 2016, department professionals conducted informational and educational programs on the following topics:

### **FSU Police and Public Safety - Student Training**

- Response to an Active Shooter [provided to new faculty and staff or freshmen]
- R.A.D.-Rape Aggression Defense (Self-defense Program)
- Drug and Alcohol Prevention Presentation
- Women Personal Safety Crime Prevention
- Hate Crimes and Bias Related Incident Prevention and Awareness
- “Coffee With The Chief” General Crime Prevention/Open Forum
- Sexual Assault Crime Prevention
- Target Hardening: Crime Prevention
- Campus Safety Awareness
- Theft Prevention
- “National Night Out”
- “Booze Buggy”: Driving While Impaired Awareness Prevention
- Walk a Mile in Her Shoes
- Sexual Assault Awareness Programming for Male Athletes
- Human Trafficking Awareness
- “We Are the Victims” Sexual Assault/Intimate Partner Violence Awareness
- Operation Identification (Prevention of Theft and Burglary)
- Basic Self Defense
- Dating and Domestic Violence Awareness and Prevention
- “Protecting Private Images,” Sexual Exploitation Prevention
- “Healthy Relationships,” Dating, Domestic, and Intimate Partner Violence Prevention

### **Title IX Office - Students, Faculty and Staff Training**

- Preventing Violence on Campus
- Preventing Sexual Harassment
- Title IX Training
- Title IX Training for Police/Public Safety
- Title IX Training and Sexual Assault Response
- Sexual Assault Awareness
- Sexual Assault/Intimate Partner Violence Prevention
- Alcohol/Substance Abuse Awareness
- New Employee Orientation w/ Human Resources
- Freshman Orientation
- Title IX for Athletics
- Title IX for Greek Life

- Title IX for Residence Life
- Title IX for LEAP
- “Sex Signals,” a Catharsis Production

**Office of Student Conduct – Student Training**

- Student Conduct Board Training

**Offices of Residence Life, Student Activities, Center for Personal Development, and Student Health Services – Student Training**

- Residence Hall Association Self Defense Program
- Police Talk – Safety Program
- Homecoming Safety Program

**Office of Legal Affairs - Faculty and Staff Training**

- Protecting Minors On-Campus: FSU Policy, Clery, Title IX, and Other Concerns

**Academic Affairs - Students and Faculty Training**

- Police Interaction Workshop

**Office of Human Resources - Faculty and Staff**

- Safety and Security on Campus
- Title IX Compliance
- Preventing Sexual Harassment
- Preventing Violence on Campus

Similar programming has been and will continue to be offered throughout 2017-2018. Contact the FSU Police Department [910-672-1775] or the Division of Student Affairs [910-672-1201] for details about the 2017-2018 programs. Also, FSU may publish notifications of educational awareness programs by email to your Bronco email account. Upon request, crime prevention educational materials are also provided for students and employees through the FSU Office of Residence Life, FSU Center for Personal Development, FSU Police Department, and FSU Human Resources.

**MISSING RESIDENTIAL STUDENTS**

**Contact Information**

Residential Students have the option to confidentially identify an individual, and provide that individual’s telephone number(s), for use by FSU in case the Residential Student is determined to be missing. The Residential Student may designate a person who the Residential Student had not previously designated as an emergency contact. Residential Students may provide such confidential contact information at the beginning of each academic year or prior to moving into FSU owned or leased housing. Residential Students are responsible for ensuring that the contact information is up-to-date and accurate. FSU would contact the individual not later than 24 hours after the time that the Residential Student is determined missing by law enforcement personnel.

Residential Students, who are under 18 years of age and not emancipated individuals, are informed that FSU is required to notify a custodial parent or guardian of that the Residential Student is missing not later than 24 hours after the time the FSU Police Department determines the Residential Student to be missing.

The Department of Residence Life will collect and maintain such confidential contact information. Such information shall be accessible only to authorized campus officials, and shall not be disclosed to anyone other than law enforcement personnel in furtherance of a missing person investigation.

### **Procedures**

Any FSU employee, student, or other individual who receives information that a Residential Student is missing, or has independent knowledge that a Residential Student is missing, should immediately refer the information or evidence to the FSU Police Department. The Department of Residence Life shall notify the FSU Police Department not later than 24 hours after the time a Residential Student is reported missing to a Residence Life staff, unless the FSU Police Department was the entity that made the determination that the student is missing. If the FSU Police Department is initially contacted, the FSU Police Department shall notify the Director of the Department of Residence Life, whose staff will determine whether the student is a Residential Student. If the student is not a Residential Student, the FSU Police Department will contact the relevant outside law enforcement agencies.

In the event that a Residential Student is identified as a missing person, FSU Police Department personnel will file the appropriate reports and begin an investigation to determine the student's location. If additional assistance is needed in conducting the investigation or locating the student, FSU Police Department personnel will request assistance from other law enforcement agencies. Once police personnel have determined that the student is missing and have gathered identifying information, the student will be entered into the National Criminal Information Center (NCIC) database as a missing person.

Once the FSU Police Department has been notified, the Residence Hall Director will notify the Director of Student Conduct. Not later than 24 hours after a determination by the FSU Police Department that a Residential Student is missing and has not returned to campus, the Director of Student Conduct shall contact the student's parents if the student is under age eighteen and not emancipated. Regardless of age, not later than 24 hours after a determination that a Residential Student is missing, the Director of Student Conduct will notify the student's designated confidential contact and any other contact person designated in writing by the student.

For more information about the Missing Residential Student Policy, go to <http://www.uncfsu.edu/documents/policy/students/MissingResidentialStudentNotification.pdf>.

## **ACCESS TO AND SECURITY OF CAMPUS FACILITIES**

### **Instructional and Administrative Facilities**

Normally, the public may access instructional and administrative facilities during regular business hours. After regular business hours, the FSU Police Department secures these facilities. The general public cannot access the facilities after regular business hours.

Deans and vice chancellors may request keys to their facilities. Key control is also delegated to these individuals and facilities are rekeyed upon their request. FSU Police Department personnel may provide access to employees without keys, but not without first viewing a picture identification and then ascertaining their FSU affiliation.

FSU Police Department personnel also frequently patrol the grounds and facilities after hours to observe any suspicious activity. While patrolling these areas, officers look for damage to security hardware, non-operational lights, and other potential security problems. In addition to police personnel physically patrolling the campus, there are over 430 security cameras located throughout the campus. Dispatchers with the FSU Police Department monitor these cameras.

In addition to the above mentioned security measures, lighting surveys are conducted frequently to assess walkways, corridors, and shrubbery throughout the campus.

### **Athletic Facilities**

Security related to major athletic and entertainment events held in FSU athletic facilities is under the jurisdiction of the FSU Police Department.

### **Residence Life Facilities**

Each student is issued a key or access card, which allows the student access to his/her residence hall room and the locked exterior doors. Keys and access cards remain FSU property. Keys and access cards are issued at the beginning of the semester and are collected when the student's residence life contract is terminated. Students who lose their keys or access cards and who do not return them at the end of the semester are charged for the cost of changing the lock. Locks are changed within twenty-four (24) hours of the resident notifying the hall director or the Director of Residence Life of a lost key.

## **SECURITY CONSIDERATIONS USED IN THE MAINTENANCE OF CAMPUS FACILITIES**

### **Athletic, Instructional, Residential and Administrative Facilities**

Building managers are assigned to athletic, instructional, residential, and administrative facilities. The building manager is responsible for inspecting the assigned building and the reporting of any maintenance or repair needs to FSU's Facilities Management (Facilities) Department. Upon receipt of the request for maintenance or repair, a work order is issued to the appropriate shop within Facilities.

### **Residence Life Facilities**

Students are responsible for notifying the residence hall director or the Director of Residence Life when they discover maintenance or repair needs within the residence halls.

When a work request is received, the request is forwarded to Facilities. Facilities will then assign a maintenance technician to complete the needed maintenance or repairs. After normal business hours, residence hall staff report requests for emergency repairs to the building manager. The building manager will ensure that Facilities is contacted.

## **MONITORING AND RECORDING CRIMINAL ACTIVITY ENGAGED IN BY RECOGNIZED STUDENT ORGANIZATIONS AT OFF-CAMUS PROPERTIES**

There are no recognized off-campus student properties associated with FSU.

## **POLICIES GOVERNING ALCOHOLIC BEVERAGES AND ILLEGAL DRUGS**

### ***Possession, Use and Sale of Alcoholic Beverages*** ***Possession, Use and Sale of Illegal Drugs***

FSU's intent is to regulate the serving, possession, consumption, and sale of alcoholic beverages in compliance with applicable North Carolina General Statutes and local ordinances. Except as otherwise permitted by FSU's Alcoholic Beverages policy, the serving, possession, consumption, or sale of alcoholic beverages on FSU owned or leased property, including vehicular areas, sidewalks and public right-of-ways, is prohibited.

Illegal drugs are prohibited on the campus of FSU. This includes the possession, sale, or distribution of illegal drugs. The FSU Police Department is also responsible for enforcing federal and state drug laws.

FSU disciplinary proceedings will be instituted against students and employees who violate FSU policies regarding the possession, use, and sale of alcoholic beverages and/or illegal drugs. Penalties will be imposed for violations of FSU's illegal drug and alcohol policy in accordance with the appropriate disciplinary policies. Disciplinary sanctions will be imposed by FSU and will vary depending on the nature and seriousness of the offense. Sanctions range from written warnings to expulsion (students) and discharge from employment (employees).

### ***Alcohol and Drug Abuse Educational Programs***

The FSU Center for Personal Development conducts drug and alcohol education programs for students. The Center for Personal Development also provides counseling, support, and referrals for students seeking help with substance abuse problems. In addition, the Center sponsors an annual *Drug Awareness Week* and provides classroom and residence hall presentations.

The drug and alcohol abuse awareness programs conducted in 2016 are as following:

- FSU Student Athlete Marijuana Prevention Workshops
- Alcohol and Other Drugs Workshops
- Alcohol EDU
- Responsibility: Alcohol-Drugs and Sex
- Alcohol/Substance Abuse Awareness

The Athletic Department provides drug and alcohol abuse seminars for all student athletes. The Athletic Department also conducts random drug screenings in accordance with FSU's policy on screening athletes.

The Employees' Assistance Program provides free, confidential assessment, counseling, consultation, and referral service for all employees through a 3<sup>rd</sup> party vendor ComPsych. To request such services, call the confidential hotline 1-866-465-8933. Contact the FSU Employee Relations Manager at 910-672-1455 for more information.

In its continuing efforts to adhere to the Drug Free Schools and Communities Act and the Drug Free Workplace Act and to demonstrate its primary commitment to drug and alcohol education, counseling, and rehabilitation, as well as its determination to impose penalties in the event of a violation of State or federal laws governing illegal drugs and alcohol, FSU has adopted an illegal drugs and alcohol policy. The Illegal Drugs and Alcohol policy is located online at <http://www.uncfso.edu/Documents/Policy/general/IllegalDrugsandAlcoholRev08-12.pdf>.

Additionally, each year, the FSU Chancellor notifies all employees and students of FSU's position on illegal drugs and alcohol. The notification includes a description of the health risks associated with the use of illegal drugs and the abuse of alcohol; a description in summary form of the applicable legal sanctions for the unlawful possession or distribution of illegal drugs; and a description in summary form of FSU sanctions that will be imposed, at a minimum, for the unlawful possession, use, or distribution of illegal drugs by students or employees on FSU property or as a part of any FSU activity.

## **SEXUAL OFFENSES, DOMESTIC VIOLENCE, DATING VIOLENCE, AND STALKING**

### ***General Policy Statement***

Sexual violence or misconduct, domestic violence, dating violence, and stalking will not be tolerated nor condoned by FSU. FSU's policy prohibits sexual assault or misconduct, domestic violence, dating violence, stalking, and all attempts to coerce sexual activity. For the purposes of this Annual Security Report, sexual misconduct includes, but is not limited to, the sexual offenses of rape, acquaintance rape, any other forcible or non-forcible sex offense that is criminal in nature.

### ***Procedures to Follow If a Sexual Offense, Domestic Violence, Dating Violence, or Stalking Offense Occurs***

If you are a victim, you should do the following:

1. If on-campus, contact the FSU Police Department (672-1911). You have the right to decline to report to law enforcement and may report to the Director of Student Conduct (672-1788), a staff member at FSU's Center for Personal Development (672-1222), the Title IX Coordinator (672-2325) (if the offense is sexual), or any campus security authority (as listed on page 5).

If the offense occurred on-campus, you may also make a report using the following links:

- Title IX Complaints or Sexual Misconduct Offenses:

[https://publicdocs.maxient.com/reportingform.php?FayettevilleStateUniv&layout\\_id=1](https://publicdocs.maxient.com/reportingform.php?FayettevilleStateUniv&layout_id=1).

- All offenses:

<https://publicdocs.maxient.com/incidentreport.php?FayettevilleStateUniv>

If the offense occurred off-campus, you may file a report with the appropriate law enforcement agency by calling 911.

2. Preserve all evidence. Do not wash or otherwise cleanse any body parts or clothing. Evidence collected can be used to support a report and may be helpful in obtaining a protection order through the court system.
3. Remain in your clothes (or if clothes have been changed, retain all clothing worn when the offense was committed).
4. Do not disturb anything in the location where the offense took place.
5. If possible, remain in the general location where the offense took place until police arrive.
6. Those who have experienced sexual violence and related misconduct are strongly encouraged to seek medical treatment. The nearest emergency room to FSU is at Cape Fear Valley Hospital, 1638 Owen Drive, Fayetteville, NC 28304.
7. If an individual first reports sexual violence to campus police or local law enforcement, they can transport the individual to receive medical assistance.

### ***Confidential Reports and Maintaining Confidentiality***

Confidential anonymous and non-anonymous reports are acceptable for informational purposes and to include in statistics, even if the victim does not want to pursue criminal charges against the alleged perpetrator or if the report is not made by the victim. The reporter is encouraged to initially provide as much information and evidence as possible, even if s/he does not wish to pursue criminal charges, in the event that the victim later decides to pursue criminal charges. Regardless of whether the victim files charges, FSU is under an obligation to pursue steps to investigate to limit the effects of any sexual misconduct and to prevent recurrence.

Under NCGS § 132-1.4., a public law enforcement agency shall temporarily withhold the name or address of a complaining witness from reports and public records if release of the information is reasonably likely to pose a threat to the mental health, physical health, or personal safety of the complaining witness or materially compromise a continuing or future criminal investigation or criminal intelligence operation. If a student or employee victim reports an offense to a Campus Security Authorities (other than a law enforcement officer), the Title IX Coordinator, or other university official, the victim's personally identifiable information remains confidential in accordance with the Family Educational Rights and Privacy Act or North Carolina State Personnel Act, and the North Carolina Public Records Law does not require FSU to disclose such information.

### ***Notification of Victim Rights***

Campus security authorities and campus counselors will inform victims of their right to pursue criminal charges for any offense and/or file a Title IX complaint in the case of sexual misconduct.

All **student victims** of **student-perpetrated sexual misconduct** will be informed of their rights to file complaints under the FSU Prohibited Sexual Conduct Policy at <http://www.uncfsu.edu/Documents/Legal-Affairs/ProhibitedSexualConductRev09-16.pdf>.

All **employee victims** should consult the policies and procedures at <http://www.uncfsu.edu/legal-affairs/title-ix>.

All **student victims of domestic violence, dating violence, and stalking** unrelated to sexual misconduct by a student will be informed of their rights under the Code of Student Conduct. The Code of Student Conduct is located at [www.uncfsu.edu/policy](http://www.uncfsu.edu/policy).

All student and employee victims of a sexual offense, domestic violence, dating violence, or stalking will be given a written copy of this Annual Security and Fire Safety Report which outlines victim rights from pages 12-18.

### ***Enforcing Orders***

The FSU Police Department is responsible for enforcing any victim's order of protection, no contact order, restraining order, or similar lawful order issued by FSU or a criminal, civil, or tribal court.

### ***Victim's Option to Notify Appropriate Authorities***

If requested, FSU Police Department personnel will assist a victim with filing a police report. Any victim who alleges that a sexual, domestic, dating, or stalking offense has been committed against him/her has the right to file charges with law enforcement authority. The FSU Police Department offers assistance to victims in filing complaints with the FSU Police Department and outside police agencies. A victim has the right to decline to file a complaint or to file an anonymous complaint or make a confidential complaint for statistical reporting purposes with any campus security authority or at <https://publicdocs.maxient.com/incidentreport.php?FayettevilleStateUniv>.

### ***Notice of Existing On and Off-Campus Services for Victims***

**On-campus** services are available regardless of whether a student victim chooses to report to campus police or the local law enforcement. The on-campus services include:

- **The Center for Personal Development** (Center) (910-672-1222). The Center provides counseling to students who are victims of any sexual misconduct, domestic violence, dating violence or stalking and makes referrals to community resources. The Center must also assist these victims in notifying proper authorities and in changing reasonably available options for on-



campus living, academic, transportation, and working situations if requested. The Center's consultations with victims are confidential.

- **Student Health Services** (910-672-1259). The staff at Student Health Services may provide medical treatment and referrals to community agencies. The staff also may assist victims in notifying proper authorities, if the student so chooses. If requested by the victim of sexual assault, domestic violence, dating violence, or stalking, Student Health Services staff will provide reasonably available options for and assistance in changing the on-campus living, transportation, working, and/or the academic environment for the victim. Student Health Services consultations are confidential.
- **The Department of Residence Life** (910-672-1884). If requested by the victim of sexual assault, domestic violence, dating violence, or stalking, the Residence Life staff will provide reasonably available options for and assistance in changing the on-campus living environment for the victim.
- **Title IX Coordinator** (910-672-2325). If a victim of sexual misconduct has questions or would like to file a Title IX complaint, the victim may contact the FSU Title IX Coordinator. For additional contact information, visit the following website: <http://www.uncfsu.edu/title-ix>. If requested by the victim, the Title IX Coordinator will assist with finding reasonably available options for and assistance in changing the living, transportation, working and/or academic environment for the victim.
- **Division of Student Affairs Director of Student Conduct Office** (910-672-1788). If requested by the victim of sexual assault, domestic violence, dating violence, or stalking, the Director of Student Conduct will seek reasonably available options for and assistance in changing the on-campus living, transportation, working, and/or academic environment for the victim.
- **Campus Security Authorities, listed on page 4, will report Clery crimes reported to them to the appropriate authority:**

**Off-campus** resources related to Sexual Assault, Domestic Violence, Dating Violence or Stalking in Cumberland County and region include:

- Rape Crisis Volunteers of Cumberland County 910-485-7273\*
- Care Domestic Violence Program 910-677-2532\*
- Domestic Violence Hotline (throughout U.S.) 1-800-799-7233\*
- Contact Crisis of Fayetteville, Inc. 910-485-4134\*
- Community Mental Health Center at Cape Fear Valley 910-615-3333
- Public Health Department 910-433-3600
- Fayetteville Police Department 911 or 910-433-1529\*
- Cumberland County Sherriff's Department 910-323-1500\*
- Cape Fear Valley CareLink Hotline 910-615-LINK (5465)\*
- Legal Aid of Cumberland County 910-483-0400
- NCFreelegalhelp.org 1-800-688-1413
- Domestic Violence Legal Aid of NC 919-856-2157
- NCCU Law Domestic Violence Legal Aid Clinic 919-688-6396
- Sexual Assault Response Team (Department of Defense) 877-995-5247\*
- Rape, Abuse and Incest National Network 800.656.HOPE (4673)\*
- For employees, the FSU 3rd party vendor ComPsych is also available at 1-866-465-8933.\*

**\* Answered 24 hours a day.**

## ***Awareness Programs***

Educational awareness programs concerning issues such as date rape, acquaintance rape, domestic violence, stalking, and forcible and non-forcible sexual misconduct are presented throughout the year by various FSU Departments. The following programs, among many others, were conducted in 2016:

- **R.A.D.-Rape Aggression Defense (Self-defense Program)**
- **Protecting Minors On-Campus: FSU Policy, Clery, Title IX, and Other Concerns**
- **Basic Self Defense**
- **Walk a Mile in Her Shoes**
- **Women Personal Safety Crime Prevention**
- **Domestic Violence and Dating Violence Awareness**
- **Sexual Assault Awareness Programs**
- **Sexual Assault Awareness Programming for Male Athletes**
- **“We Are the Victims” Sexual Assault/Intimate Partner Violence Awareness**
- **“Protecting Private Images,” Sexual Exploitation Prevention**
- **“Healthy Relationships,” Dating, Domestic, and Intimate Partner Violence Prevention**
- **Preventing Sexual Harassment**
- **Title IX Training**
- **Title IX Training for Police/Public Safety**
- **Title IX Training and Sexual Assault Response**
- **Sexual Assault/Intimate Partner Violence Prevention**
- **Title IX for Athletics**
- **Title IX for Greek Life**
- **Title IX for Residence Life**
- **Title IX for LEAP**
- **“Sex Signals,” a Catharsis Production**

For more information on individual programs, contact the FSU Police Department, the Title IX Coordinator at 672-2325, or the Center for Personal Development at 672-1222.

## ***Campus Disciplinary Procedures***

The primary objective of the FSU disciplinary system is to respond to violations of FSU conduct policies and procedures including, but not limited to, sexual misconduct, domestic violence, dating violence, and stalking. Full details of the policies and procedures related to these offenses can be located at the following website: <http://www.uncfosu.edu/policy>.

The FSU Prohibited Sexual Conduct Policy and the Code of Student Conduct (the Policies) recognize that student offenses are grounds for disciplinary action. The standard of evidence in these cases is the preponderance of the evidence; i.e. it is more likely than not that the misconduct occurred. The Policies provide for prompt, fair, and impartial investigations and resolutions.

The investigations and hearings related to domestic violence, dating violence, sexual assault, and stalking shall be conducted by officials who receive annual training on these issues and how to

conduct an investigation and hearing process that protects the safety of student victims and promotes accountability.

The Policies provide, in part, that when student-on-student sexual misconduct, domestic violence, dating violence or stalking is alleged, the accuser and the accused are entitled to the same opportunities to have others present during a disciplinary proceeding, including an advisor of their choice. In addition, both the accuser and the accused must be simultaneously informed 1) of the final outcome of any institutional disciplinary proceeding that is brought alleging a sexual offense, domestic violence, dating violence, or stalking; 2) of the university's procedures for the accused and the victim to appeal the results of the proceedings; 3) of any change to the outcome that occurs prior to the time that such results become final; and 4) when such results become final. Compliance with this paragraph does not constitute a violation of the Family Educational Rights and Privacy Act (FERPA). For the purposes of this paragraph, the word "outcome" means only the FSU final determination with regard to the alleged sex offense and any sanction that is imposed against an accused.

Under the Policies, the following sanctions, individually or collectively, may be imposed if an accused is found guilty of a sex offense, domestic violence, dating violence, or stalking:

- Expulsion
- Suspension
- No Contact Order
- Disciplinary Eviction from a Residence Hall
- Counseling
- Disciplinary Probation
- Community Service
- Restitution
- Restriction of On-Campus Privileges
- Written Reprimand

### ***Alcohol and Drug Use Related to Sexual Misconduct***

The FSU community believes that excessive use of alcohol and other drugs often precede incidents of sexual misconduct. Use of these substances may interfere with one's capacity, either to consent to or refuse sexual activity. Use of alcohol and drugs may also interfere with one's judgment regarding sexual aggression or interpersonal violence. The use of alcohol or other drugs does not diminish personal responsibility for aggressive or any other socially unacceptable behavior.

### ***Title IX***

Title IX states that "no person in the United States shall, on the basis of sex, be excluded from participation in, be denied the benefit of, or be subjected to discrimination under any education program or activity receiving federal financial assistance." 20 U.S.C. 1681

Title IX prohibits discrimination on the basis of sex in any federally funded education program or activity. In complying with Title IX, FSU prohibits discrimination in its programs and

activities on the basis of sex. Additionally, FSU will not tolerate sex discrimination as it pertains to sexual harassment and sexual misconduct, including sexual offenses.

FSU has developed policies to address all forms of sexual discrimination, harassment, and violence. For more details about the policies, visit <http://www.uncfsu.edu/legal-affairs/title-ix>.

FSU has designated a Chief Title IX Coordinator with ultimate oversight responsibility for coordinating FSU's Title IX compliance efforts. The responsibilities include conducting and coordinating investigations of complaints received pursuant to Title IX; ensuring a fair and neutral process for all parties; and monitoring all aspects of FSU's Title IX compliance.

Anyone desiring to file a complaint may contact the Title IX Coordinator:

**Chief Title IX Coordinator**  
**Patricia Corey Bradley**

Barber Building, Upper Level, Room 242 (910) 672-2325  
[TitleIX@uncfsu.edu](mailto:TitleIX@uncfsu.edu)

### ***Information Regarding Registered Sex Offenders***

The North Carolina General Assembly created the North Carolina Sex Offender and Public Protection Registry in January 1996. This law outlines registration requirements for persons living in North Carolina, non-resident students and non-resident workers. The Registry serves as a resource to help protect and inform the public.

A list of registered sex offenders is made available by the state authorities to the FSU Police Department that has jurisdiction where the institution of higher education is located. For information about registered sex offenders in the State of North Carolina, you may visit the website for the North Carolina Offender Registry at <http://sexoffender.ncdoj.gov> and the U.S. Department of Justice National Sex Offender Quick Search website [www.nsopw.gov](http://www.nsopw.gov). If an individual does not have access to the web site, such information can be obtained from the FSU Police Department, the Fayetteville Police Department, or the Cumberland County Sheriff's Department.

### **SUMMARY**

Members of the campus community should find the information contained in this report on how to prevent and report crimes helpful. More detailed information on any of the subjects discussed in this report may be obtained from the FSU Division of Student Affairs and/or the FSU Police Department. This Annual Security Report, which includes the annual crime statistics, is available for review at <http://www.uncfsu.edu/police-and-public-safety/annual-campus-security-and-fire-reports-daily-crime-and-fire-logs> or by contacting the FSU Police Department.

**SECURITY STATISTICS**  
**CRIME OFFENSES**

<b>FSU CAMPUS</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
<b>Criminal Offenses</b>			
Murder/Non-negligent Manslaughter	0	0	0
Negligent Manslaughter	0	0	0
Sexual Offenses – Forcible	2		
Rape	N/A	5	4
Fondling	N/A	1	2
Sexual Offenses – Non-Forcible	0		
Incest	N/A	0	0
Statutory Rape	N/A	0	0
Robbery	6	1	3
Aggravated Assault	0	1	2
Burglary	11	9	13
Motor Vehicle Theft	3	4	1
Arson	1	0	0
<b>Additional VAWA Offenses</b>			
Domestic Violence	1	0	0
Dating Violence	4	4	4
Stalking	3	2	5
<b>RESIDENCE HALLS</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
<b>Criminal Offenses</b>			
Murder/Non-negligent Manslaughter	0	0	0
Negligent Manslaughter	0	0	0
Sexual Offenses - Forcible	2		
Rape	N/A	5	4
Fondling	N/A	0	1

Sexual Offenses - Non-Forcible	0		
Incest	N/A	0	0
Statutory Rape	N/A	0	0
Robbery	1	0	1
Aggravated Assault	0	0	2
Burglary	6	6	11
Motor Vehicle Theft	0	0	0
Arson	0	0	0
<b>Additional VAWA Offenses</b>			
Domestic Violence	0	0	0
Dating Violence	2	3	2
Stalking	0	0	3

NON-CAMPUS	2014	2015	2016
<b>Criminal Offenses</b>			
Murder/Non-negligent Manslaughter	0	0	0
Negligent Manslaughter	0	0	0
Sexual Offenses – Forcible	0		
Rape	N/A	0	0
Fondling	N/A	0	0
Sexual Offenses – Non-Forcible	0		
Incest	N/A	0	0
Statutory Rape	N/A	0	0
Robbery	0	0	0
Aggravated Assault	0	0	0
Burglary	0	0	0
Motor Vehicle Theft	0	0	0
Arson	0	0	0

<b>Additional VAWA Offenses</b>			
Domestic Violence	0	0	0
Dating Violence	0	0	0
Stalking	0	0	0

<b>PUBLIC PROPERTY</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
<b>Criminal Offenses</b>			
Murder/Non-negligent Manslaughter	0	0	0
Negligent Manslaughter	0	0	0
Sexual Offenses – Forcible	0		
Rape	N/A	0	0
Fondling	N/A	0	0
Sexual Offenses – Non-Forcible	0		
Incest	N/A	0	0
Statutory Rape	N/A	0	0
Robbery	0	1	0
Aggravated Assault	0	0	0
Burglary	0	0	0
Motor Vehicle Theft	0	0	0
Arson	0	0	0
<b>VAWA Offenses</b>			
Domestic Violence	1	0	0
Dating Violence	0	0	0
Stalking	0	0	0

## HATE OFFENSES

FSU CAMPUS	2014	2015	2016
<b>Criminal Offenses</b>			
Murder/Non-negligent Manslaughter	0	0	0
Rape	0	0	0
Fondling	0	0	0
Incest	0	0	0
Statutory Rape	0	0	0
Robbery	0	0	0
Aggravated Assault	0	0	0
Burglary	0	0	0
Motor Vehicle Theft	0	0	0
Arson	0	0	0
Simple Assault	0	0	0
Larceny	0	0	0
Intimidation	1	0	0
Damage to Property	0	0	0

RESIDENCE HALLS	2014	2015	2016
<b>Criminal Offenses</b>			
Murder/Non-negligent Manslaughter	0	0	0
Rape	0	0	0
Fondling	0	0	0
Incest	0	0	0
Statutory Rape	0	0	0
Robbery	0	0	0
Aggravated Assault	0	0	0



Burglary	0	0	0
Motor Vehicle Theft	0	0	0
Arson	0	0	0
Simple Assault	0	0	0
Larceny	0	0	0
Intimidation	0	0	0
Damage to Property	0	0	0

<b>NON-CAMPUS</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
<b>Criminal Offenses</b>			
Murder/Non-negligent Manslaughter	0	0	0
Rape	0	0	0
Fondling	0	0	0
Incest	0	0	0
Statutory Rape	0	0	0
Robbery	0	0	0
Aggravated Assault	0	0	0
Burglary	0	0	0
Motor Vehicle Theft	0	0	0
Arson	0	0	0
Simple Assault	0	0	0
Larceny	0	0	0
Intimidation	0	0	0
Damage to Property	0	0	0

<b>PUBLIC PROPERTY</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Murder/Non-negligent Manslaughter	0	0	0

Rape	0	0	0
Fondling	0	0	0
Incest	0	0	0
Statutory Rape	0	0	0
Robbery	0	0	0
Aggravated Assault	0	0	0
Burglary	0	0	0
Motor Vehicle Theft	0	0	0
Arson	0	0	0
Simple Assault	0	0	0
Larceny	0	0	0
Intimidation	0	0	0
Damage to Property	0	0	0

**ARRESTS FOR LIQUOR LAW VIOLATIONS, DRUG LAW, AND ILLEGAL WEAPONS**

<b>FSU CAMPUS</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Liquor Law Violations	2	2	0
Drug Law Violations	8	9	5
Illegal Weapons Possession	1	2	3

<b>RESIDENCE HALLS</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Liquor Law Violations	2	1	0
Drug Law Violations	4	3	2
Illegal Weapons Possession	0	0	0

<b>NON-CAMPUS</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Liquor Law Violations	0	0	0
Drug Law Violations	0	0	0
Illegal Weapons Possession	0	0	0

<b>PUBLIC PROPERTY</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Liquor Law Violations	0	0	0
Drug Law Violations	0	6	1
Illegal Weapons Possession	0	2	0

## DISCIPLINARY REFERRALS FOR LIQUOR LAW VIOLATIONS, DRUG LAW, AND ILLEGAL WEAPON

<b>FSU CAMPUS</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Liquor Law Violations	11	25	21
Drug Law Violations	55	80	40
Illegal Weapons Possession	6	3	1

<b>RESIDENCE HALLS</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Liquor Law Violations	11	19	20
Drug Law Violations	55	64	39
Illegal Weapons Possession	6	2	1

<b>NON-CAMPUS</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Liquor Law Violations	0	0	0
Drug Law Violations	0	0	0
Illegal Weapons Possession	0	0	0

<b>PUBLIC PROPERTY</b>	<b>2014</b>	<b>2015</b>	<b>2016</b>
Liquor Law Violations	0	0	0
Drug Law Violations	0	0	0
Illegal Weapons Possession	0	0	0

### These statistics include

1. All campus areas and their streets, sidewalks, and parking lots.
2. Property leased by FSU during the 2016 calendar year that was used to house residential students.
3. Public streets and sidewalks adjacent to FSU owned or controlled facilities.
4. Completed and attempted theft, "joyriding," and unauthorized use of vehicles, as well as golf carts and other motorized carts.
5. There was one (1) incident of Intimidation based on Ethnicity reported in 2014. This statistic is listed in the 2014 Hate Offenses – FSU Campus category.

## Unfounded Crimes

Unfounded Crimes are those crimes that are reported to law enforcement; however, after the crime was investigated by law enforcement authorities, the report was found to be false or baseless. Only sworn or commissioned law enforcement personnel may unfound a crime.

In 2016, two (2) Clery reportable crimes were unfounded. In 2015, two (2) Clery reportable crimes were unfounded. In 2014, one (1) Clery reportable crimes were unfounded.

# **ANNUAL FIRE SAFETY REPORT**

## **FIRE SAFETY STANDARDS AND MEASURES**

During 2016, FSU maintained residential housing on the main campus consisting of nine (9) residence halls. Additionally, FSU leases apartments at the University Place Apartments (UPA) for residential housing. Each residence hall is equipped with smoke detectors and heat detectors in each individual student room and in the common areas of the buildings. Additionally, all residence halls are equipped with a fire sprinkler system. All residential housing facilities are equipped with fire alarm systems.

The fire alarm systems are monitored by an alarm monitoring service. Residential housing facilities have audible local alarms to notify residents of alarms or system malfunctions. The fire alarm system is also equipped to notify the alarm monitoring service in the event of a malfunction or trouble signal. FSU Police Department personnel are the only personnel authorized to silence or deactivate an alarm. Police personnel are only authorized to silence or deactivate a fire alarm after conducting a check of the building. In addition to fire detection systems, fire extinguishers are located throughout the residence halls. Residence hall staff conducts monthly Health and Safety Inspections to ensure that residential hall fire safety equipment is operational.

## **FIRE DRILLS AND FIRE SAFETY EDUCATION**

FSU recognizes the importance of preparing students residing in on-campus residential facilities for a fire in a residential facility. In an effort to prepare residential students for a fire in a residence hall, FSU utilizes both mandatory supervised fire drills and fire safety educational programs.

Per North Carolina Fire Code 404.2, an approved fire safety and evacuation plan shall be prepared and maintained for Group R-2 buildings for colleges such as FSU. As part of FSU's plan to comply with this code, FSU currently conducts a minimum of four mandatory supervised fire drills, one per quarter in each residence hall, and one drill annually for all non-residence buildings. Emergency Management in coordination with Residence Life coordinates each fire drill. Additionally, members of the Department of Residence Life staff conduct an assessment of each drill.

In an effort to educate students about fire safety in residence halls, FSU conducts a fire safety education programs every year. During these programs, FSU officials inform students of the locations of fire extinguishers, the locations of fire alarm pull stations, building evacuation procedures, evacuation assembly areas, and residential housing policies relating to fire safety, the use and misuse of fire/heat and smoke detection systems, the use and misuse of fire alarms systems, fire drills, and policies relating to the use of various types of equipment, such as electric heaters, hot plates, candles, etc., within the residential facility. A fire safety awareness workshop is also conducted for new students during Freshman Orientation Week and refresher training is provided during the spring of each year. In addition to providing fire safety education programs to residential students, residence hall staff receive training regarding fire safety and evacuation procedures at a minimum of two times per year.

## **FIRE REPORTING AND EVACUATION PROCEDURES**

FSU Department of Residence Life has procedures for students and staff to follow in the event of a fire in or near on campus residential facilities. These procedures address the reporting of fires and the evacuation of residential facilities in the event of a fire. Procedures for reporting fires in residential facilities and evacuating residential facilities in the event of a fire are presented to students and staff through fire safety education programs that are conducted a minimum of two times per year. To report a fire for statistical purposes after the fire has occurred and been extinguished, contact the EHS Director at (910) 672-1456. Report active fires immediately to 910-672-1911 or ext. 1911.

Procedures for students and staff to follow in the event of a fire in a residential facility include immediately initiating an evacuation of the building by pulling the nearest fire alarm pull station, which activates the audible fire alarm. After activating the fire alarm system, the student or staff member should then immediately notify emergency personnel by calling the FSU Police Department's emergency telephone number, which is 910-672-1911 or extension 1911, or by contacting the Fayetteville Fire Department's emergency dispatch center by dialing 911. After activating the alarm system and calling for emergency assistance, the student or staff member should use a fire extinguisher to extinguish the fire and/or assist any person with special needs in evacuating or moving into the stairwell area, which is protected by fire door, if they can do so safely. All students and staff members should evacuate the building and report to the predetermined assembly area for the residence facility from which they are evacuating. Elevators should not be used when evacuating the residential facility. After arriving at the predetermined assembly area, Residence Life staff will account for residents utilizing a roster of the current students assigned to the residential facility evacuated. Once the building has been evacuated, students and staff will not return to the building until clearance to re-enter the building has been given by a facility maintenance engineer, Residence Life management, and the fire department.

In the event of an active fire in a residential facility, emergency personnel, including the FSU Police Department and the Fayetteville Fire Department, should be notified immediately by calling the FSU Police Department's emergency telephone number, which is 910-672-1911 or Extension 1911, or by contacting the Fayetteville Fire Department's emergency dispatch center by dialing 911. The Department of Residence Life should also be notified of any fires occurring in residential facilities.

In the event that evidence is discovered of a previous fire within a residential facility, the FSU Police Department and the FSU Department of Residence Life should be contacted immediately.

## **FIRE SAFETY RELATED POLICIES**

FSU Department of Residence Life prohibits smoking and the use of electrical equipment and other items, which could pose a potential fire safety hazard, in residential facilities. Smoking in any FSU facility is strictly prohibited. FSU specifically prohibits the use of grills, hot plates, toasters, George Foreman grills, candles, oil lamps, kerosene immersion heaters, incense, electric blankets,

electric heaters, and electric ceiling fans in residential facilities. Extension cords are prohibited in residential facilities with the exception of one (1) multi-outlet extension cord with built-in breakers or surge protector per resident.

FSU has a residential hall contract with students which strictly prohibits the touching or hanging of items from sprinkler heads, tampering with smoke and/or fire/heat sensors, and tampering with fire alarm systems.

### **HEALTH AND SAFETY INSPECTIONS**

Health and safety inspections of residence halls are conducted on a regular basis by members of the FSU Department of Residence Life staff. Duly authorized agents and representatives of the FSU have the right to enter housing space for the purpose of inspection, maintenance, emergency situations, health and wellness matters, and fire safety. Students may be fined or subject to disciplinary action through the FSU's judicial system for violations of residential housing regulations and campus policies.

### **FIRE SYSTEM IMPROVEMENTS**

FSU regularly assesses the need for improvements and/or additions to the fire safety systems in residential housing facilities.

### **FIRE SAFETY LOG AND ANNUAL STATISTICS**

FSU maintains a fire safety log, which includes information related to all fires that occurred in on campus student housing facilities. The fire log is updated within two (2) business days of the fire. The fire safety log is open to the public and is available for viewing by members of the campus community and the public. In addition to the fire safety log, FSU annually completes a fire safety report, which includes information regarding all fires that occurred in on-campus student housing facilities. This annual report is published and made available to the campus community and to the public no later than October 1st of each year. The report includes fire safety information and statistics for the previous calendar year and the two (2) prior calendar years. The fire safety log and the Annual Fire Safety Report, which includes the annual fire statistics, are available for review at <http://www.uncfsu.edu/police/reports.htm> or by contacting the FSU Police Department.



## FSU RESIDENTIAL FACILITIES FIRE STATISTICS

### 2016 Fire Statistics

Residence Halls	Number of Fires	Date/Time	Cause of Fire	Number of Injuries Requiring Medical	Number of Fire Related Deaths	Value of Property Damaged	Number of Fire Drills
Bryant Hall	0	N/A	N/A	0	0	0	2
Harris Hall	0	N/A	N/A	0	0	0	2
Hood Hall							2
Honors Hall	0	N/A	N/A	0	0	0	2
Joyner Hall	1	4/19/16 2:22 p	Accident	0	0	5.00	2
McLeod Hall	1	9/27/16 3:15 pm	Accident	0	0	5,400.00	2
New Residence Hall	0	N/A	N/A	0	0	0	2
Renaissance Hall	0	N/A	N/A	0	0	0	2
Smith Hall	0	N/A	N/A	0	0	0	2
UPA	0	N/A	N/A	0	0	0	0

### 2015 Fire Statistics

Residence Halls	Number of Fires	Date/Time	Cause of Fire	Number of Injuries Requiring Medical Care	Number of Fire Related Deaths	Value of Property Damaged	Number of Fire Drills
Bryant Hall	0	N/A	N/A	0	0	0	1
Harris Hall	0	N/A	N/A	0	0	0	1
Hood Hall	0	N/A	N/A	0	0	0	1
Honors Hall	0	N/A	N/A	0	0	0	1
Joyner Hall	0	N/A	N/A	0	0	0	1
McLeod Hall	0	N/A	N/A	0	0	0	1
New Residence Hall	0	N/A	N/A	0	0	0	1
Renaissance Hall	0	N/A	N/A	0	0	0	1
Smith Hall	0	N/A	N/A	0	0	0	1
UPA	1	3/3/15 7:02p	Accident	0	0	4,000	0

**2014 Fire Statistics – No Reportable Incidents**

Residence Halls	Number of Fires	Date/Time	Cause of Fire	Number of Injuries Requiring Medical Care	Number of Fires Related Deaths	Value of Property Damaged	Number of Fire Drills
Bryant Hall	0	N/A	N/A	0	0	0	1
Harris Hall	0	N/A	N/A	0	0	0	1
Honors Hall	0	N/A	N/A	0	0	0	1
Joyner Hall	0	N/A	N/A	0	0	0	1
McLeod Hall	0	N/A	N/A	0	0	0	1
New Residence Hall	0	N/A	N/A	0	0	0	1
Renaissance Hall	0	N/A	N/A	0	0	0	1
Smith Hall	0	N/A	N/A	0	0	0	1
UPA	0	N/A	N/A	0	0	0	1

**APPENDIX**  
**Definitions of Offenses**

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## **Clery Act Definitions of Reportable Criminal Offenses**

### **Criminal Offenses:**

- Murder/Manslaughter – defined as the willful killing of one human being by another.
- Negligent Manslaughter – is defined as the killing of another person through gross negligence.
- Sex offenses – Any sexual act directed against another person, without the consent of the victim, including instances where the victim is incapable of giving consent.
  - o Rape — The penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.
  - o Fondling — The touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental incapacity.
  - o Incest — Non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
  - o Statutory Rape — Non-forcible sexual intercourse with a person who is under the statutory age of consent.
- Robbery – is defined as taking or attempting to take anything of value from the car, custody, or control of a person or persons by force or threat of force or violence and/or by putting the victim in fear.
- Aggravated Assault – is defined as an unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury. This type of assault usually is accompanied by the use of a weapon or by means likely to produce death or great bodily harm.
- Burglary – is the unlawful entry of a structure to commit a felony or a theft.
- Motor Vehicle Theft – is the theft or attempted theft of a motor vehicle.
- Arson – 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.

### **Hate Crimes:**

- Hate Crimes – includes all of the crimes listed above that manifest evidence that the victim was chosen based on one of the categories of bias listed below, plus the following crimes.
- Larceny/Theft — includes, pocket picking, purse snatching, shoplifting, theft from building, theft from motor vehicle, theft of motor vehicle parts or accessories, and all other larceny.
- Simple Assault — an unlawful physical attack by one person upon another where neither the offender displays a weapon, nor the victim suffers obvious severe or aggravated bodily injury involving apparent broken bones, loss of teeth, possible internal injury, severe laceration or loss of consciousness.

- Intimidation — to unlawfully place another person in reasonable fear of bodily harm through the use of threatening words and/or other conduct but without displaying a weapon or subjecting the victim to actual physical attack.
- Destruction/Damage/Vandalism or Property (except Arson) — to willfully or maliciously destroy, damage, deface or otherwise injure real or personal property without the consent of the owner or the person having custody or control of it.

**Categories of Prejudice:**

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

**Dating violence, Domestic Violence, and Stalking**

- Dating Violence — Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim.
  - o 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.

- Domestic Violence — A Felony or misdemeanor crime of violence committed—
  - o By a current or former spouse or intimate partner of the victim;
  - o By a person with whom the victim shares a child in common;
  - o By a person who is cohabitating with, or has cohabitated with, the victim as a spouse or intimate partner;
  - o 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
  - o By any other person against an adult or youth victim who is protected from that person’s acts under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.
  
- Stalking — Engaging in a course of conduct directed at a specific person that would cause a reasonable person to—
  - o Fear for the person’s safety or the safety of others; or
  - o Suffer substantial emotional distress.
  - o 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. Reasonable person means a reasonable person under similar circumstances and with similar identities to the victim.
    3. Substantial emotional distress means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling.

## **Clery Act Definitions of Violence Against Women Act (VAWA) Offenses**

Dating Violence: Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim.

- A. 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.
- B. For the purposes of this definition—
  - i. Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse.
  - ii. Dating violence does not include acts covered under the definition of domestic violence.

Domestic Violence: A Felony or misdemeanor crime of violence committed—

- A. By a current or former spouse or intimate partner of the victim;
- B. By a person with whom the victim shares a child in common;
- C. By a person who is cohabitating with, or has cohabitated with, the victim as a spouse or intimate partner;
- D. 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
- E. By any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.

Sexual Assault: An offense that meets the definition of rape, fondling, incest, or statutory rape as used in the FBI's Uniform Crime Reporting (UCR) program. Per the National Incident-Based Reporting System User Manual from the FBI UCR Program, A sex offense is "any sexual act directed against another person, without the consent of the victim, including instances where the victim is incapable of giving consent."

- A. Rape: The penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.
- B. Fondling: The touching of the private parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental incapacity.
- C. Incest: Sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
- D. Statutory Rape: Sexual intercourse with a person who is under the statutory age of consent.

Stalking:

- A. Engaging in a course of conduct directed at a specific person that would cause a reasonable person to—
  - i. Fear for the person’s safety or the safety of others; or
  - ii. Suffer substantial emotional distress.
- B. For the purposes of this definition—
  - i. 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.
  - ii. Reasonable person means a reasonable person under similar circumstances and with similar identities to the victim.
  - iii. Substantial emotional distress means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling.



## **NC General Statute Definitions of Domestic Violence, Sexual Assault and Stalking**

### Defining Domestic Violence, Sexual Assault, and Stalking in North Carolina

NC General Statute 50B-1 defines domestic violence as:

Domestic Violence - a person is guilty of domestic violence if the person engages in one or more of the following acts upon an aggrieved party or upon a minor child residing with or in the custody of the aggrieved party by a person with whom the aggrieved party has or has had a personal relationship:

1. Attempting to cause bodily injury, or intentionally causing bodily injury; or
2. Placing the aggrieved party or a member of the aggrieved party's family or household in fear of imminent serious bodily injury or continued harassment, as defined in G.S. 14-277.3A (stalking), that rises to such a level as to inflict substantial emotional distress; or committing any act defined in G.S. 14-27.2 (First-Degree Rape) through G.S. 14-27.7 (other sex based offenses).

NC General Statute 14-27 defines rape and sexual assault as the following:

First Degree Sexual Assault - a person is guilty of a sexual offense in the first degree if the person engages in a sexual act:

1. With a victim who is a child under the age of 13 years and the defendant is at least 12 years old and is at least 4 years older than the victim.
2. With another person by force and against the will of the other person, and: (a) employs a dangerous or deadly weapon or an article which the other person reasonably believes to be a dangerous or deadly weapon, or (b) inflicts serious personal injury upon the victim or another, by one or more other persons, or (c) the person commits the offense aided and abetted by one or more other persons.

Second Degree Sexual Assault - a person is guilty of a sexual offense in the second degree if the person engages in a sexual act:

1. By force and against the will of the other person, or;
2. Who is mentally defective, mentally incapacitated, or physically helpless, and the person performing the act knows or should reasonably know the other person is mentally, or physically helpless.

First Degree Rape - a person is guilty of rape in the first degree if the person engages in vaginal intercourse:

1. With a victim who is a child under the age of 13 years and the defendant is at least 12 years old and is at least 4 years older than the victim;
2. With another person by force and against the will of the other person and; employs a dangerous or deadly weapon or an article which the other person reasonably believes to be a dangerous or deadly weapon; or inflicts serious personal injury upon the victim or another, by one or more other persons.

Second Degree Rape - a person is guilty of rape in the second degree if the person engages in vaginal intercourse with another person:

1. By force and against the will of the other person; or who is mentally defective, mentally incapacitated, or physically helpless, and the person performing the act knows or should reasonably know the other person is mentally, or physically helpless.

Statutory Rape is a crime in which a minor is manipulated to engage in intercourse with someone older. Many victims do not understand this is a crime because statutory rape considers age difference and not the consent of the individuals.

NC General Statute 14-27 defines statutory rape as:

Statutory Rape - a person is guilty of statutory rape if the person engages in vaginal intercourse or a sexual act with another person:

1. Who is 13, 14, or 15 years old and the defendant is at least six years older than the person except when the defendant is lawfully married to the person.

NC General Statute 14-277 defines stalking as:

Stalking - a person is guilty of stalking if the person willfully, on more than one occasion, follows or is in the presence or otherwise harasses another person without legal purpose with the intent to:

1. Place the person in reasonable fear for that person's safety or for the safety of that person's immediate family or close personal associates or
2. Cause the person substantial emotional distress by placing the person in fear of death, bodily injury, or continued harassment, and that in fact causes the person substantial emotional distress.

The State of North Carolina does not define "dating violence" or "consent" in reference to sexual activity.

## **Fayetteville State University's Prohibited Sexual Conduct Policy Effective Consent Definition**

Fayetteville State University's Prohibited Sexual Conduct Policy defines effective consent as informed, freely and actively given, mutually understandable words or actions, which indicate a willingness to participate in mutually agreed upon sexual activity. In the absence of mutually understandable words or actions it is the responsibility of the initiator, that is, the person who wants to engage in the specific sexual activity, to make sure that they have consent from their partner(s). Consent is mutually understandable when a reasonable person would consider the words or actions of the parties to have manifested a mutually understandable agreement between them to do the same act, in the same way, at the same time, with each other.