

PUBLIC SAFETY AT THE UNIVERSITY OF VERMONT

A guide for current and prospective students and employees
prepared in compliance with the Jeanne Clery Disclosure of
Campus Security Policy & Crime Statistics Act

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2015 Annual Fire Safety Report for Student Housing at UVM:

<http://www.uvm.edu/police/reports/clery/fire-safety-report.pdf>

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INTRODUCTION TO THE CLERY ACT & STATEMENT OF COMPLIANCE

In 1990, Congress passed “The Crime Awareness and Campus Security Act,” requiring colleges and universities to collect and publish crime statistics and other public safety information. The Act was passed in response to the rape and murder of Jeanne Clery, a Lehigh University freshman who was raped and murdered in her residence hall in 1986. Jeanne’s murder was one of 38 violent crimes recorded at Lehigh in three years, but at the time there were no federal laws requiring colleges to report or disclose crimes on campus to students, employees, potential students or their parents. Her family was unaware of crimes that had occurred at Lehigh.

In 1991, the Act was renamed in honor of Ms. Clery: “The Jeanne Clery Disclosure of Campus Security Policy and Crime Statistics Act,” or, in short form, the “Clery Act.” The Clery Act was meant to ensure public disclosure of crimes on college campuses, to help students and employees protect themselves from campus crime, and to assist prospective students and employees with considering public safety when choosing a college or university. Over the years, the Clery Act has been amended, most recently by the Violence Against Women Reauthorization Act of 2013, which expanded reporting and prevention requirements for certain sex crimes.

To promote safety and security at the University of Vermont, and in compliance with the Clery Act, UVM has adopted a Campus Safety and Security: Clery Act Policy, which is available at <http://www.uvm.edu/policies/riskmgm/clery.pdf>. In pertinent part, as detailed in the Policy, the University annually:

1. **Compiles and submits crime statistics to the United States Department of Education.** Each year, the University submits crime statistics for Clery Act crimes by type, location and year to the U.S. Department of Education.
2. Maintains a [daily crime log](#) of alleged criminal incidents that is open to public inspection. (*see page 38*).
3. **Issues campus alerts.** The University of Vermont issues a [timely warning](#) to the University community when there is information that a Clery crime has occurred that represents a serious or continuing threat to campus safety. (*see page 27*).
4. **Issues emergency notifications.** The University issues an [emergency notification](#) upon the 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. The University tests the emergency notification procedure bi-annually. (*see page 27*).
5. Publishes and maintains an Annual Security Report containing safety and security related policy statements and statistics of Clery Act crimes occurring on University property, adjacent property, and non-University property owned or controlled by the University.
6. **Maintains and enforces a [missing student](#) policy and notification procedure.** (*see page 21*).
7. **Compiles and submits fire statistics by type and location to the United States Department of Education.** See also the University’s Annual Fire Safety Report for Student Housing at: <http://www.uvm.edu/police/reports/clery/fire-safety-report.pdf>, which includes fire safety policy statements and statistics, as well as information about how to access UVM’s daily fire log.

OVERVIEW OF UVM POLICE SERVICES

MESSAGE FROM THE CHIEF

On behalf of the UVM Department of Police Services, I extend our warmest greetings. This guide exists to provide you essential information on UVM's public safety related services, programs, policies, and statistics concerning crime on campus. We exist to facilitate a crime free environment for our campus, the surrounding community, and the greater Burlington area. We do this through the highest quality of policing services.

We pride ourselves on a mission-driven focus, modeling progressive education and aggressive law enforcement. To this end we are educators, providing law enforcement services in alignment with the mission of the University of Vermont. Every contact with a student, faculty or staff member, and guest is an opportunity to educate about the responsibilities of living in a learning community. We take the issue of campus safety seriously, and, as such, the University of Vermont and State Agricultural College is committed in its efforts to assure that the campus remains safe and secure. To do so requires the cooperation and understanding of everyone at UVM. We ask that you do your part to help protect yourself and others. I encourage you to carefully review this information, especially the crime prevention tips, towards that end. Personal safety is a responsibility each and every one of us bears, and we at Police Services need your assistance to make our campus a safe environment in which to learn, live, and grow. If you have any questions or suggestions about campus safety, law enforcement at UVM, or how to improve this guide, please feel free to contact Police Services directly at (802) 656-2027 or Police@uvm.edu.

DEPARTMENT SUMMARY

The Department of Police Services provides comprehensive law enforcement and security services to all components of the University of Vermont and State Agricultural College. The Department has 35 authorized positions including 23 State certified Sworn Police Officers, 4 non-commissioned Service Officers, 5 dispatchers, and 2 administrative support personnel. Police Officers must successfully complete the basic training program for full-time police professionals as prescribed by the Vermont Criminal Justice Training Council. On-duty 24 hours/day, 7 days/week, Police Services performs public safety, law enforcement and service functions. UVM Police Services is a [CALEA accredited](#) law enforcement agency (*Commission on Accreditation for Law Enforcement Agencies*).

UVM Police Officers have full statewide law enforcement authority as enacted by the General Assembly of the State of Vermont in Title 16 VSA § 2283, with primary patrol jurisdiction over all property and landholdings of the University located in Burlington, Vermont. This area is commonly referred to as the University's core or main campus, and also corresponds to the University's "Campus Property" as defined by the Clery Act. In addition, UVM Police Services regularly assists area law enforcement agencies upon request at locations not considered Campus Property. Towards that end, Police Services has excellent working relationships with other area law enforcement agencies, to include a county MOU phased response plan with every Chittenden County police agency; including, but not limited to, the City of Burlington Police Department; City of South Burlington Police Department; City of Winooski Police Department; Chittenden County Sheriff's Department; Vermont State Police; the local field office of the Federal Bureau of Investigation (FBI); and various other state and federal law enforcement agencies. Additionally, UVM Police Services has task force agreements with the U.S. Marshall's Service, the Chittenden Unit for Special Investigations (CUSI), and intermittent assignment to the Drug Enforcement Administration (DEA). UVM Police Service's working relationships provide for task force participation, joint noise initiatives, and regular interactions with both shift agency assists and human resource capacity, as requested. These relationships are maintained through periodic communication among agency administrators and mutual aid standard response protocols, in addition to frequent contact between front-line officers and investigators cooperating on specific cases. These strong working relationships are evidenced by the hundreds of Police Agency assists every year. For example in calendar year 2015, Police Services assisted area public safety agencies on more than 300 occasions.

As a participant in the State of Vermont's telecommunications and information systems, UVM Police Services has

sophisticated communications and computer systems to provide for instant communication with the National Crime Information Center (NCIC), as well as local and state agencies in times of emergency. In fact, Police Services operates the only non-state run E-911 Call Center in accordance with VT E-911 Board policies.

Essential to our goal of maintaining a safe campus is providing courteous and efficient service to the entire UVM community. If you have questions regarding Police Services, or comments or suggestions about our services, please contact us at (802) 656-3473. You may wish to also visit the department's website at <http://www.uvm.edu/police>. The site includes detailed information about our services and a directory of key department personnel.

MISSION, VALUES, VISION, & DIVERSITY STATEMENT

The members of UVM Police Services are proud to serve our diverse community through the use of partnerships, law enforcement, and public education to enhance safety. We will demonstrate our commitment to this mission by modeling the values of Respect, Integrity, Service and Pride in all our professional interactions. Our vision is one in which we will be leaders in the community and the profession in integrated, contemporary, and innovative policing strategies to mitigate crime and increase public safety.

The UVM Department of Police Services recognizes that diversity exists as a driving force in our interactions with people and institutions in the University community. We recognize as well that our authority, and ultimately our institutional existence, is predicated upon the people in our community. In order to provide the highest quality of police service, we must be committed to the recognition and reflection of that diversity and incorporate its realities into our strategic planning and our day to day operations. Moreover, Police Services is committed to the belief that there is an intrinsic worth in all people, an irreducible quality whose protection and benefit is the basis for police service. We believe that the recognition of diversity is no less than the recognition of this worth. A commitment to honor the rights and provide for the needs of all people equally is our expression of this recognition.

PROFESSIONAL STANDARDS

Police Services' relationship with our community ensures that we provide excellent service. This relationship is vital to achieving our overall mission of safety, security and education. All members of the University community can expect to be treated in a courteous and professional manner. Police Services does not tolerate an employee who acts unprofessionally or rudely, or who does not provide an appropriate level of service.

We also wish to recognize instances where our staff have been especially helpful or have exceeded your expectations in the service they provided. To this end, the quality of our service is dependent in part on feedback from our community. We have an extensive professional standards policy in place to respond to citizen praise, complaints and concerns. The Department has various ways in which we are able to recognize outstanding performance by our employees.

Please help us improve our Department by bringing both your complaints and compliments to the attention of **any** of the following individuals in a timely manner:

1. Request the on-duty supervisor by calling (802) 656-3473
2. During business hours, contact the Chief at (802) 656-2027
3. Address written correspondence to:
Chief of Police Lianne M. Tuomey, MSW
UVM Police Services
284 East Ave
Burlington, VT 05405

REPORTING CRIMES & OTHER INCIDENTS

In the event of an emergency, always call 911

REPORTING PROCEDURES & PROTOCOLS AT UVM

It is an essential goal of the University of Vermont to promote and seek to provide a safe learning, living, working, and campus environment for its community members and visitors. Threats or acts of violence involving persons or property are therefore prohibited and constitute cause for removal from campus, discipline through appropriate channels, and/or civil or criminal prosecution. The University's full policy on Personal Safety and Security can be found at

http://www.uvm.edu/policies/general_html/personalsafety.pdf.

The official channel for reporting criminal offenses and public safety related incidents that occur at UVM is the Department of Police Services (802-656-3473). Reporting incidents to UVM Police Services will aid in providing timely warning notices to the community, aid in any investigation of criminal conduct, and will ensure that required incidents are included in the University's annual disclosure of [crime statistics](#) (see page 56). The University of Vermont strongly promotes promptly reporting all incidents to include criminal activity, missing persons, and hate/bias incidents to the appropriate police agency.

There are a number of ways to file a report with UVM Police Services. Ways to report, including instructions for reporting an incident anonymously, are outlined in this section.

REPORTING AN EMERGENCY SITUATION

IN A POSSIBLE OR ACTUAL EMERGENCY SITUATION all University employees, including administrators, faculty, and staff, must immediately report threats or acts of violence to UVM Police Services. Students are also strongly encouraged to make such reports. This can be done in several ways:

Call 911 from a personal or cellular phone. Calls placed from a cellular phone are answered by a Vermont 911 Call Center and forwarded to Police Services. Police Services protocols require an **immediate response to emergency calls**. UVM Police works closely with the full range of City and County emergency resources to assure a complete and timely response to all emergency calls.

Call 911 from a campus phone or blue-light call box. Calling 911 from a campus phone or blue-light call box will connect you directly with the UVM Police Services emergency switchboard, 24 hours a day, 7 days/week. Priority response is given to crimes against persons and personal injuries.

Call UVM Police Services' Dispatch directly at 802-656-3473. UVM Police Services will respond as quickly and safely as possible to any request for assistance, whether it is an emergency or not. Response time is based on current activity and severity of the call. Crimes in progress, alarms, traffic accidents with injuries, and medical assists have a higher priority than other types of calls. University Police and Security officers in vehicles or on foot are eager to be of assistance and may be contacted directly.

REPORTING A CRIME OR INCIDENT ANONYMOUSLY

IN A NON-EMERGENCY (NOT IN PROGRESS) SITUATION ONLY, members of the campus community may choose to report crimes, suspicious activity/persons, and criminal activity to Police Services anonymously through one of the following forums:

- **Anonymous Police Services' Tip Line via Telephone:** 802-656-TIPS / 802-656-8477.
- **Anonymous Police Services' TEXT Tip Line; Include keyword "UVM" in your text message to: 847411.** UVM Police Services' Dispatchers can interact with the individual submitting a tip through this forum, but will not know the phone number or any other identifying information about the individual submitting a tip unless that individual provides it.
- **The Silent Witness program** is a tool on the Police Services Website which allows for the transmission of information anonymously, as it removes the sender's identifying information before it transmits the tip via email. If the reporting party is willing to be contacted by an officer they have the opportunity to provide the necessary contact information before submitting - it is the individual's choice. Simply select the option to submit the report anonymously before clicking "Submit Information." Access the web form directly at <http://www.uvm.edu/police/?Page=reportcrime/index.php>.
- Police Services also works with **Champlain Valley Crimestoppers** (802-864-6666 or toll-free at 800-472-8477). Crimestoppers is a donation-sponsored partnership between the local community, the media, and law enforcement. Its mission is to get the public involved to prevent and solve crimes. Rewards are paid for tips that lead to the arrest and indictment of people charged with crimes. More information, including specific Crimestoppers initiatives, is available on their website at <http://champlainvalleycrimestoppers.com/>.
- In appropriate situations, you may also choose to make a disclosure to a **Campus Security Authority** or **Responsible Employee** as defined by federal law and University policy (collectively called "required reporters"), who can assist you in filing an anonymous crime report for statistical inclusion in this report, as well as direct you to available campus and community resources. Some examples of required reporters are the Dean of Students (802-656-3380) and the Title IX Coordinator (802-656-3368). More information about Campus Security Authorities and Responsible Employees, including their full reporting obligations and procedures, are described in the section headed "[CAMPUS SECURITY AUTHORITIES AND RESPONSIBLE EMPLOYEES \(REQUIRED REPORTERS\)](#)" (see page 22).

If you are the victim of a crime and do not want to pursue action within the Criminal Justice System or the University's campus discipline process, you may still consider making an anonymous report to UVM Police Services as outlined above. This type of report enables you to keep the matter confidential while taking steps to ensure the future safety of yourself and others. With information from anonymous reports, the University can more accurately track the number of criminal incidents occurring on or near campus, identify patterns of crime with regard to particular locations, methods, or assailants, and alert the campus community to potential danger. Reports filed in this manner are counted and disclosed in the annual crime statistics for the institution (see pages 40-49). Beyond the anonymous reporting options described above, UVM Police Services is not a confidential resource. Individuals who wish to make a confidential report are encouraged to use the above anonymous options, and/or to seek assistance from a confidential resource (see page 10), who can assist in filing an anonymous report with UVM Police Services while keeping your identity confidential.

Please understand that an anonymous report of a crime makes it very difficult to provide you or other possible victims with many forms of recourse or warning of possible nefarious acts. Providing as much information as possible upon initial report will enable you to change your mind should you decide in the future to seek University and/or Criminal Justice System involvement.

REPORTING ABUSE AND NEGLECT OF MINORS & VULNERABLE ADULTS

Vermont law requires that certain professionals listed in 33 V.S.A. § 4913 report within 24 hours to the Vermont Department for Children and Families (DCF) any incident arising as to which there is reasonable cause to believe a minor has been abused or neglected by calling the DCF Child Abuse Hotline at 1-800-649-5285. Vermont law further requires that certain professionals listed in 33 V.S.A. § 6903 report within 48 hours to the Vermont Department of Disability, Aging, and Independent Living any incident arising as to which there is reasonable cause to believe a vulnerable adult has been abused or neglected by calling the Abuse Reporting Hotline at 1-800-564-1612.

In addition, to optimally protect the safety of minors and vulnerable adults who are participating in University programs and activities, the University requires any employee who has reasonable cause to believe that a minor or vulnerable adult

participating in such a program or activity has been abused or neglected to advise the employee's supervisor promptly (assuming that there is no reason to believe that the supervisor is involved in the possible abuse or neglect, in which case the employee makes the report to the supervisor's supervisor) or to notify DCF or the Department of Disability, Aging, and Independent Living, as appropriate. If a supervisor is so notified, the supervisor must promptly make a report to DCF (Child Abuse Hotline: 1-800-649-5285) or the Department of Disability, Aging, and Independent Living (Abuse Reporting Hotline: 1-800-564-1612) and to Police Services (EMERGENCY: 911; Non-emergency: 802-656-3473).

If you know or suspect that a minor or vulnerable adult is a victim of abuse or neglect, **you must act**. In deciding whether or not to report an incident or situation of suspected abuse or neglect, you need not have proof that abuse or neglect has occurred. Any uncertainty in deciding whether to report suspected abuse or neglect should be resolved in favor of making a good faith report.

UVM's Abuse and Neglect of Minors policy can be found, in full, at:

http://www.uvm.edu/policies/general_html/abuse_minors.pdf

UVM's Abuse and Neglect of Vulnerable Adults Policy can be found, in full, at:

http://www.uvm.edu/policies/general_html/vulnerableadults.pdf

REPORTING INCIDENTS OF BIAS, DISCRIMINATION, & HARASSMENT

UVM Police Services promotes the prompt reporting of all incidents, including hate and bias incidents, using the reporting mechanisms outlined above.

Reports of bias, discrimination, and harassment may also be reported to the **Office of Affirmative Action and Equal Opportunity (AAEO)** for administrative investigation and resolution in accordance with University policies and procedures using the online **Bias, Discrimination, and Harassment Incident Report Form**:

https://publicdocs.maxient.com/reportingform.php?UnivofVermontAAEO&layout_id=5.

Definitions of Bias, Discrimination, and Harassment

Bias: A personal inclination or temperament based on unreasoned judgment or belief. Bias may be reflected in behavior (verbal, nonverbal, or written) that is threatening, harassing, intimidating, discriminatory, hostile, unwelcoming, exclusionary, demeaning, degrading, or derogatory and is based on a person's real or perceived identity or group affiliation, including (but not limited to) race, ethnicity, age, disability status, gender, gender identity and expression, national origin, sexual orientation, or religion. Hate Crimes are bias incidents that involve violations of criminal statutes. All hate crimes are bias incidents, but not all bias incidents are hate crimes.

Discrimination: Adverse treatment based on an individual's membership in a legally protected category that is sufficiently serious to unreasonably interfere with or limit an individual's opportunity to participate in or benefit from a University program or activity, or that otherwise adversely affects a term or condition of the individual's employment or education. There are two types of discrimination:

1. **Disparate treatment** refers to intentional differential treatment of an individual or group protected by federal and/or state law.
2. **Disparate impact** refers to policies, practices, rules, or other systems that appear to be neutral, but result in a disproportionate negative impact on protected groups, if the policies or practices at issue are not related to bona fide qualifications to a position of employment or to participation in an academic program.

Harassment: A form of discrimination (defined above) that encompasses an incident or incidents of verbal, written, visual, or physical communications and/or conduct based on or motivated by an individual's membership in a legally protected category that is sufficiently severe, pervasive, persistent or patently offensive that it has the effect of unreasonably interfering with that individual's work or academic performance, or that creates a hostile working, educational or living environment. Harassment may include the use of epithets, stereotypes, slurs, comments, insults, derogatory remarks, gestures, threats, graffiti, display or circulation of written or visual material, taunts, and negative references related to any of these protected categories. There are two

types of Harassment:

1. ***Hostile Environment***: A hostile environment exists when the conduct is sufficiently severe, persistent, or pervasive that it unreasonably interferes with, limits, or deprives an individual from participating in or benefitting from the University's educational or employment programs and/or activities. Conduct must be deemed severe, persistent, or pervasive from both a subjective and objective perspective. In evaluating whether a hostile environment exists, the University will consider the totality of known circumstances, including, but not limited to:
 - The frequency, nature and severity of the conduct;
 - Whether the conduct was physically threatening;
 - The effect of the conduct on the Complainant's mental or emotional state;
 - Whether the conduct was directed at more than one person;
 - Whether the conduct arose in the context of other discriminatory conduct;
 - Whether the conduct unreasonably interfered with the Complainant's educational or work performance and/or University programs or activities; and
 - Whether the conduct implicates concerns related to academic freedom or protected speech.

A hostile environment can be created by persistent or pervasive conduct or by a single or isolated incident, if sufficiently severe. The more severe the conduct, the less need there is to show a repetitive series of incidents to prove a hostile environment.

2. ***Quid Pro Quo***: a Latin phrase meaning "This for That", where an employee or student's submission to or rejection of unwelcome treatment based on a protected category is made, either explicitly or implicitly, a term or condition of their employment, academic standing, or participation in any University programs or activities, or is used as the basis for University decisions affecting the individual.

Legally Protected Category: Identities or characteristics on the basis of which discrimination and harassment are prohibited by state and/or federal law, as defined in the University's [Equal Opportunity in Educational Programs and Activities](#) and [Equal Employment Opportunity/Affirmative Action](#) Policies. Please note, however, that discrimination or harassment based on "sex" as a legally protected category are separately addressed by the University's Sexual Harassment and Misconduct Policy.

More information about incidents of bias, discrimination, and harassment and the University's process for investigation and adjudication of these incidents is available from:

- UVM's Discrimination and Harassment Policy: <https://www.uvm.edu/policies/student/studentharas.pdf>
- UVM Bias Response Program: https://www.uvm.edu/deanofstudents/bias_response_program

REPORTING CRIME OCCURRING AT NON-CAMPUS LOCATIONS

UVM Police Services is responsible for investigating all criminal matters at University-owned facilities located within a reasonable distance from the main campus. Matters occurring at properties more distant from the main campus are handled either entirely by the local police agency with jurisdiction (i.e., city police, state police, etc.) or jointly handled by said agencies in conjunction with UVM Police Services. Non-campus property owned or controlled by University recognized student organizations, such as Greek organizations, is private property and is policed by the municipality in which the property resides. UVM Police Services may assist those agencies, as requested, and monitors this non-campus activity through shared police databases.

Although UVM Police Services does not have primary jurisdiction for crimes that occur off University property, it can and does obtain and record this data as required by the Clery Act, including crimes that occur on non-campus property owned or controlled by recognized student organizations.

In general, prospective students, employees, and visitors to UVM should know that as with any campus there is crime both on and off-campus and that it is important to take reasonable precautions at all times. **Police Services can assist any member of the UVM community in determining an appropriate point of contact for police matters falling outside Police Services' jurisdiction ~ contact Police Services at (802) 656-3473 for assistance.**

REPORTING SEXUAL MISCONDUCT

Sexual misconduct includes but is not limited to attempted and completed acts of sexual assault, relationship violence, gender-based stalking, sexual exploitation or facilitation thereof, and other sex crimes such as lewd and lascivious conduct.

To report an act of sexual misconduct and initiate a criminal investigation, individuals should contact UVM Police Services as outlined above. All UVM Police are specially trained in best practices for first responders to sexual assault and misconduct. Additionally, the Campus Victim's Advocate, Title IX Coordinator, and Dean of Students are available and trained to assist individuals with contacting law enforcement; these individuals can also help individuals connect to support resources, set up accommodations, or initiate an internal (non-criminal) University investigation in the aftermath of an incident of sexual misconduct.

Inquiries and Confidential Disclosure Options

The Title IX Coordinator and Investigator(s) in the Office of Affirmative Action and Equal Opportunity (AAEO) are available to provide general information about the University's sexual harassment and misconduct complaint and investigation procedures upon request. However, if an individual wishes to discuss a specific incident confidentially without filing a complaint, he or she should directly contact:

- Campus Victim's Advocate (confidential) (802) 656-7892
- UVM Counseling & Psychiatry Services (confidential) (802) 656-3340
- Student Health Services (confidential) (802) 656-3350
- Invest Employee Assistance Program (confidential) 1-866-660-9533

The University also has excellent working relationships with several community agencies, as detailed in the [Community Resources](#) section of this Report (*see page 35*), that are available to provide confidential counseling and support free of charge.

Filing a Complaint for Non-Criminal UVM Investigation of Sexual Misconduct

Any affiliate or non-affiliate may file a complaint with the Office of Affirmative Action and Equal Opportunity (AAEO) against a student, staff member, faculty member, affiliate, or other participant in programs and activities sponsored by the University or occurring on University premises who is believed to have violated the University's Sexual Harassment and Misconduct Policy to initiate an internal (non-criminal) investigation:

- **In Person:** 428 Waterman Building
- **By Phone:** (802) 656-3368
- **By Email:** TitleIX@uvm.edu or Title9@uvm.edu
- **Online:** Bias, Discrimination & Harassment Incident Reporting Form
https://publicdocs.maxient.com/reportingform.php?UnivofVermontAAEO&layout_id=5

Individuals may also disclose information that an incident of sexual harassment, sexual assault, relationship violence (dating and domestic violence), sexual exploitation, or gender-based stalking occurred to a Responsible Employee who has legally required reporting obligations under Title IX, the Clery Act, and University Policy, as outlined above (*see page 6*).

An individual who reports that they have experienced an incident or incidents of sexual harassment or sexual misconduct, as outlined in this section, shall be provided with a written explanation of their rights and options for both University and criminal action, as well as applicable support resources available on campus and in the greater Burlington community, including but not limited to counseling, health, mental health, victim advocacy, legal assistance, visa and immigration assistance, and student financial aid resources.

The University strongly encourages the reporting of sexual harassment and misconduct and seeks to remove any barriers to an individual or group making a report. The University recognizes that individuals who experience incidents of sexual

harassment or misconduct may be reluctant to report such conduct to the University because they fear that they themselves may be accused of policy violations, such as underage drinking or drug use at the time of the incident. Accordingly, an individual who reports an incident of sexual harassment or misconduct, regardless of whether they themselves have experienced the reported misconduct, will not be subject to disciplinary action by the University for their own personal consumption of alcohol or drugs at or near the time of the incident, provided that any such violations did not and do not place the health or safety of any other person at risk, including where an individual or organization knowingly serves alcohol to minors or administers drugs to another person facilitating conduct prohibited by this policy.

A full copy of the University's Sexual Harassment and Misconduct Policy can be found at http://www.uvm.edu/policies/general_html/sexharass.pdf.

OFFENSES OF SEXUAL MISCONDUCT

POLICY STATEMENT & DEFINITIONS

Sexual misconduct, as defined below, is strictly prohibited by Vermont law and University policy. Any member of the University community or non-affiliate who has experienced an incident of sexual misconduct by a University community member may request: a **criminal investigation** (by filing a report with UVM Police Services or local police agency), an **internal University investigation** (by filing a report with the Title IX Coordinator in UVM's AAEO Office), **both**, or **neither**, and has the right to participate in any such investigation. University personnel including the Dean of Students (802-656-3380), Campus Victim's Advocate (802-656-2604), or Title IX Coordinator (802-656-3368) can also assist you in filing a report with the police agency of your choice.

For more about reporting incidents of sexual misconduct, see the [Reporting Sexual Misconduct](#) heading of this report (see page 10).

If an individual who has experienced conduct prohibited by this policy does not want an investigation, or expresses a desire to the Title IX Coordinator for their identity to be kept confidential, the University will seek to honor the request of the reporting individual, but reserves the right to investigate and/or take other appropriate action as may be necessary to protect the safety of both the individual and the campus community. The decision as to whether the University will proceed with an investigation or pursue other appropriate action under these circumstances ultimately rests with the University's Title IX Coordinator, in consultation with the University's Institutional Interest Committee (IIC).

Definitions

Sexual Misconduct is defined by the University to include, but is not limited to, attempted and completed acts of Sexual Assault, Relationship Violence, Gender Based Stalking, and Sexual Exploitation, or facilitation thereof. These specific acts are among the terms defined below. Sexual misconduct is strictly prohibited and will not be tolerated at the University. The University further prohibits Retaliation against an individual who makes a report of sexual harassment or misconduct, as well as individuals providing information or participating in the investigation of any such report, or otherwise being involved in the process of responding to, investigating, or addressing allegations of Sexual Harassment and Misconduct.

Sexual Act: Conduct between persons consisting of contact between the penis and the vulva, the penis and the anus, the mouth and the penis, the mouth and the vulva, or any intrusion, however slight, by any part of a person's body or any object into the genital or anal opening of another.

Sexual Assault: A sexual act that occurs (1) without consent of the other person, or (2) by threatening or coercing the other person, or (3) by placing the other person in fear that any person will suffer imminent bodily injury.

Relationship Violence: Any act of violence or threatened act of violence that occurs between individuals who are or have been in a social relationship of a romantic or intimate nature¹. Relationship Violence may include any form of prohibited conduct under this policy, including Sexual Assault, Stalking, and Sexual Exploitation, as well as acts of physical assault. For purposes of this Policy, Relationship Violence does not include acts that meet the definition of domestic violence under Vermont law [15 V.S.A. § 1101(2)] that are based solely on cohabitation (e.g. roommates).

Gender-Based Stalking: Engaging in a course of conduct directed at a specific person based on their gender, sexual orientation, gender identity, and/or gender expression that would cause a reasonable person to (1) fear for their safety or the

¹ Relationship Violence includes "dating violence" and "domestic violence", as defined by VAWA. Consistent with VAWA, the University will evaluate the existence of a romantic or intimate relationship based upon the Complainant's statement and taking into consideration the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship.

safety of others; or (2) suffer substantial emotional distress.² A course of conduct means two or more acts, including but not limited to acts in which a person directly, indirectly, or through third parties, by any action, method, device, or means, follows, monitors, observes, surveils, threatens, or communicates to or about another person, or interferes with another person's property. Substantial emotional distress means significant mental suffering or anguish.

Sexual Exploitation: Non-consensual use of another individual's nudity or sexuality, other than Sexual Harassment, Sexual Assault, Relationship Violence, and Gender-Based Stalking. Examples of Sexual Exploitation include, but are not limited to, purposely or knowingly:

- Touching the sexual or other intimate parts of a person, or causing such person to touch your sexual or other intimate parts, including intentional touching of the breasts, buttocks, groin, or genitals, whether clothed or unclothed, or intentionally touching another with any of these body parts, and making another touch you or themselves with or on any of these body parts;
- Exposing one's genitals to another person without consent;
- Causing the incapacitation of another person (through alcohol, drugs, or any other means) for the purpose of compromising that person's ability to give consent to sexual activity;
- Engaging in voyeurism (e.g. watching or taking pictures, videos, or audio recordings of another person engaging in a sexual act, in a state of undress, or in a place and time where such person has a reasonable expectation of privacy, such as a changing room, toilet, bathroom, or shower, without the consent of all parties);
- Disseminating, streaming, or posting images or video of private sexual activity and/or a person's intimate parts (including breasts, buttocks, groin, or genitals) without consent;
- Prostituting another person;
- Possession of sexual materials that are illegal under federal or state law; or
- Knowingly exposing another person to a sexually transmitted infection or virus without the other individual's knowledge.

Facilitation: An act taken with the purpose of aiding, promoting, or encouraging the commission of an act prohibited by the *Sexual Harassment and Misconduct Policy* by another person.

Consent (UVM Definition): A person's willingness to engage in a specific sexual act or form of sexual contact.

- Consent may be expressed or it may be inferred from behavior, including words and conduct—both action and inaction—in the context of all the circumstances. Neither verbal nor physical resistance is required to establish the absence of consent, but lack of physical or verbal resistance may be considered, in the context of all the circumstances, in determining whether the person has consented. Consent may be revoked or withdrawn any time.
- Consent is specific to particular sexual activity, and is therefore absent when the activity in question exceeds the scope of consent given. It is the responsibility of the person who wants to engage in the sexual activity to ensure that they have consent from any other person engaging in sexual activity or contact. The existence of a dating relationship or a past sexual relationship between the persons engaging in sexual activity or contact is not a sufficient basis to assume consent.
- Consent cannot be gained by threat, force, coercion, or intimidation, or by ignoring words or actions that indicate a lack of consent or objection to the activity. Consent cannot be gained by taking advantage of the **incapacitation** of another where the Respondent knows or reasonably should have known of such incapacitation.
- Individuals under the age of 16 are incapable of providing consent to sexual activity under University Policy.

Consent (State of Vermont Definition): for purposes of the **Vermont criminal statutes**, **consent is defined as** "words or actions by a person indicating a voluntary agreement to engage in a sexual act". 13 V.S.A. § 3251 (3).

² This definition is consistent with VAWA.

Incapacitation: A mental or physical state where a person is rendered temporarily or permanently incapable of making decisions for any reason or is otherwise unable to give clear consent.

- *Mental incapacitation* means that a person is temporarily or permanently incapable of appreciating or controlling their conduct or understanding the nature or consequences of their conduct. Such incapacity may be the result of the influence of a controlled or intoxicating substance.
- *Physical incapacitation* means a person is unconscious, asleep, unaware, or otherwise physically unable to communicate consent and also includes physical incapacity or inability to resist unwanted sexual advances regardless of the cause for that inability.
- *Consumption of alcohol or drugs* alone is insufficient to establish incapacitation. Alcohol-related incapacity results from a level of alcohol or drug ingestion that is more severe than mere impairment, being under the influence, drunkenness, or intoxication.
- The question of incapacitation is determined on a case-by-case basis using both objective and subjective standards, and includes an analysis of the objective behaviors of the Complainant and whether the Respondent knew or reasonably should have known that they were incapacitated. Whether the Respondent knew or reasonably should have known the Complainant was incapacitated will be assessed by considering whether a reasonable sober person would have believed them to be incapacitated based on all relevant circumstances. Intoxication of the Respondent is not a defense.
- The following are some objective physical indications of incapacity: slurred speech, difficulty walking or standing, vomiting, unconsciousness and/or losing consciousness, and marked mood swings.

The University of Vermont strictly prohibits Sexual Assault, Dating Violence, Domestic Violence, and Stalking as defined above and contemplated by The Violence Against Women Reauthorization Act of 2013 (VAWA). *To read how VAWA defines the above behaviors and attempted behaviors, please refer to [Appendix A](#) (see page 61).*

Sexual Assault, Domestic Violence and Stalking are criminal acts in the State of Vermont. *To read Vermont's definitions of these crimes, please refer to [Appendix B](#) (see page 62).* In the Vermont Criminal Statutes, all incidents of Dating Violence as defined by VAWA are captured by the definition of Domestic Violence.

RETAINING EVIDENCE OF ASSAULT, SEXUAL MISCONDUCT, & ELECTRONIC CRIMES

It is critical that you seek medical attention as soon as possible following an incident of physical assault, including incidents of domestic violence, dating violence, and/or sexual assault – do not bathe or change clothes if you have experienced a physical assault of any kind, or you may inadvertently eliminate criminal evidence. Additionally, do not delete or dispose of any communications or interactions with any involved parties, including on social media, text, voice, or email messages, or other types of communication, as they may contain important evidence. All UVM Police are specially trained in best practices for first responders to sexual misconduct. These officers' primary role is to assure your safety and wellbeing, as well as provide immediate support. Additionally, as noted above, the University's Campus Victim's Advocate is available for support throughout the investigatory process, University conduct process and/or criminal process. UVM Police Services is also aware of the community resources and advocates available 24/7 that will accompany you to the hospital if you wish. UVM Police will facilitate contact with those resources upon request. The UVM Medical Center has specially trained Sexual Assault Nurse Examiners (S.A.N.E. nurses) who can provide confidential medical examinations at no-cost to individuals who have been sexually assaulted. More information about S.A.N.E. nurses and the S.A.N.E. program at UVM Medical Center is available at: <https://www.uvmhealth.org/medcenter/Pages/Departments-and-Programs/Sexual-Assault-Nurse-Examiners-SANE-Program.aspx>.

Please remember, as someone who has experienced a physical assault, act of sexual misconduct, or other criminal behavior, just because you file a report and it is investigated does not mean that you will have to testify in a criminal proceeding or participate in a University disciplinary process. Those decisions are yours to make. The length of time between an incident

and making a report will not affect the willingness of the University to investigate the allegations or to provide support and other services to you. However, a prompt report will significantly impact the ability of University officials to conduct a full investigation and the effectiveness of any criminal and/or University process that may result. Individuals are therefore strongly encouraged to report to University Police Services incidents of both physical and electronic crimes immediately following the occurrence.

UVM INVESTIGATION & DISCIPLINARY PROCESS

When an individual reports that they have experienced an incident of sexual misconduct and requests an investigation, it is the responsibility of the Title IX Coordinator to make the initial determination whether an investigative proceeding is appropriate. To make this determination, the Title IX Coordinator must determine whether, if the facts as alleged were proven, the conduct would be a violation of the University's Sexual Harassment and Misconduct Policy. All complaints containing allegations that reasonably could constitute a violation of UVM's Sexual Harassment and Misconduct Policy will be investigated in accordance with the process described in this section. For reports of sexual harassment and misconduct in which the individual harmed does not wish to pursue an investigation, or otherwise asks their identity to be kept confidential, the Title IX Coordinator shall decide, in consultation with the Institutional Interest Committee, if an investigation in accordance with the process outlined in this section is necessary to protect the University community.

Once it has been determined by the Title IX Coordinator that an investigation should proceed, a trained Title IX Investigator³ will be assigned to conduct a prompt, fair, thorough, and impartial investigation, and generate a report which includes a determination of whether or not the Respondent (accused) violated this and/or other related University policies using a 'preponderance of the evidence' standard. The assigned Investigator will provide written notice to the accused (Respondent) of the filing of a complaint and the general allegations of that complaint, and invite the Respondent to be interviewed, to provide a list of individuals the Investigator may want to speak with, as well as a list of questions the Investigator might want to ask of the other party or witnesses. Prior to completion of the investigation, both parties will be provided with the totality of relevant facts and documents collected for review and response. Typically, an investigation will be completed within sixty (60) days. However, in some circumstances, it may be necessary to extend that timeframe because of the complexity of the case, availability of witnesses, or other factors which unavoidably delay the investigation. If the investigation timeframe is extended, both parties will be promptly notified of the revised (expected) timeframe.

Upon completion of the investigation, the AAEO Office will concurrently provide a copy of the investigative report to both involved parties. If a determination is made by AAEO that the Respondent is responsible for a violation of University policy, a copy of the report will be forwarded to the Center for Student Conduct's specially-trained Sexual Harassment and Misconduct Sanctioning Committee (student cases), or, following the expiration of the [appeals period](#), the employee's supervisor (employee cases), as applicable, for sanctioning. Any person found responsible for committing an act or acts of sexual harassment or misconduct will be subject to University disciplinary sanctions. Potential sanctions for students include but are not limited to: Probation, Educational Sanctions, Fines or Fees, Community Restitution, Suspension from Residence Halls, Suspension from the University, Deferred Suspension, and Dismissal. For more information about these sanctions, please see [Appendix C](#) (see page 64). Professional schools within the University, such as the UVM College of Medicine, may impose additional sanctions based on their own handbooks and professional standards; for more information please refer to the handbook for your professional school or contact any college's Office of the Dean. Employees found responsible for committing an act or acts of sexual harassment or misconduct will be subject to appropriate sanctions as governed by collective bargaining agreements and/or employment contracts, up to and including dismissal; for more information please refer to the applicable collective bargaining agreement⁴ or employee handbook⁵.

³ Individuals assigned to investigate violations of the University's Sexual Harassment and Misconduct Policy receive, at a minimum, annual training related to the dynamics of dating violence, domestic violence, sexual assault, and stalking, and on how to conduct an investigation process that protects the safety of all participants and promotes accountability.

⁴ Copies of Collective Bargaining Agreements are available online at: <http://www.uvm.edu/hrs/?Page=info/relations/agreements.html>

⁵ A version of the UVM Employee Handbook is available online at: <http://www.uvm.edu/hrs/?Page=info/staffhandbook/staffhandbook.html>. For the latest version, email HRSInfo@uvm.edu.

Regardless of which entity is responsible for the sanctioning process, as determined by the Respondent's affiliate status, both parties shall have the same opportunities to be present and to present evidence at the appropriate times of the investigation and resulting disciplinary process, if any; both may choose to be accompanied at investigative and disciplinary meetings by an advisor of their choice, as outlined in applicable University policy; both will be simultaneously informed in writing of the outcome at each stage of the process (i.e. investigation, sanctioning, appeal, as applicable) until deemed final; and both shall have an equal opportunity to appeal the outcome. Both parties shall receive timely notice for meetings at which they may be present, respectively. Both shall receive timely notice for meetings at which both may be present, and both shall be provided timely and equal access to any information that will be used during informal and formal disciplinary meetings and hearings (as will appropriate officials). The institution will provide a written explanation of the procedures for institutional disciplinary action to both parties in cases of alleged dating violence, domestic violence, sexual assault, and gender-based stalking. If the alleged victim is deceased as a result of such crime or offense, the next of kin of such victim shall be treated as the alleged victim for purposes of this paragraph.

The sanctioning process may consider certain aggravating and mitigating factors when deciding a case such as risk of continued harm, or threat of harm, to the campus community; past conduct history of the Respondent, and completion of any prior sanctions; severity of the offense; and steps the Respondent has taken to positively address behavior, or otherwise take responsibility for their actions, since an incident. Individuals on the University's Sanctioning Committee for student cases receive, at a minimum, annual training related to the dynamics of dating violence, domestic violence, sexual assault, and stalking, and on how to conduct a fair and impartial sanctioning process that protects the safety of all involved and promotes accountability.

The proceedings described above shall be conducted in a manner consistent with University policies and transparent to parties and shall be conducted by officials who do not have a conflict of interest or bias for or against either party.

For more information about the sanctioning process for incidents of sexual misconduct, please refer to the document [Sanctioning Procedures for Student Respondents under UVM's Sexual Harassment & Misconduct Policy](http://www.uvm.edu/sconduct/?Page=SanctioningProcedures.html) available at: <http://www.uvm.edu/sconduct/?Page=SanctioningProcedures.html>.

UVM APPEALS PROCESS

In cases of sexual harassment and misconduct, both parties will be given an equal right to appeal matters decided in accordance with these policies and procedures, as outlined more thoroughly therein. In student cases, appeals must be submitted in writing to the Dean of Students or designee within five business days of the Sanctioning Committee's decision. In employee cases, appeals must be submitted to the Vice President for Human Resources, Diversity, and Multicultural Affairs or designee within five business days of the AAEO Office's determination of responsibility⁶. Appeals should include a rationale for the appeal and adequate information and documentation in support thereof. Appeals may be made for three reasons only:

1. a procedural error unfairly and materially affected the outcome of the case,
2. material evidence has been discovered that was not reasonably available at the time of the investigation or sanctioning determination; or
3. there was a clear abuse of discretion on the part of the AAEO Investigator or sanctioning official(s).

If an acceptable basis for appeal is stated, the appellate official shall provide a copy of the written appeal and supporting documentation to the other party, who may submit a written response to the appellate official within five business days of said party's receipt of the appeal. After a review of all submitted materials and pertinent case documents, the appellate official will render a written decision and issue a copy to both parties within ten (10) business days, absent extenuating circumstances. The appeal decision may uphold, modify, or overturn a determination, or, in appropriate cases, refer the matter back to AAEO.

⁶ Disciplinary Sanctions for employees may be grieved in accordance with applicable collective bargaining agreements or University Policy.

For more information about the appeals process, please refer to the Sexual Harassment and Misconduct Policy, which is available at: http://www.uvm.edu/policies/general_html/sexharass.pdf

NON-RETALIATION STATEMENT

As a matter of law and University policy, no employee, student or community member shall retaliate, intimidate, threaten, coerce, or otherwise discriminate against any individual for exercising their rights or responsibilities relative to allegations of sexual harassment or misconduct.

COMMITMENT TO PRIVACY OF INFORMATION

The University of Vermont seeks to protect the confidentiality of all parties to the greatest extent possible, however, with respect to reports of sexual harassment and misconduct, the University cannot guarantee confidentiality but will make all reasonable efforts to protect the privacy of participants, in accordance with applicable state and federal law, while balancing the need to gather information to assess the report and to take steps to eliminate any sexual harassment and misconduct, prevent its recurrence, and remedy its effects.

Privacy and confidentiality have distinct meanings under UVM Policy:

Privacy: Privacy means that information related to a report of sexual harassment and misconduct will be shared with a limited circle of University Employees who “need to know” in order to assist in the provision of appropriate support, as well as the assessment, investigation, and resolution of the report. All Employees who are involved in the University’s response to reports of conduct prohibited by this policy receive specific training and guidance about sharing and safeguarding private information in accordance with state and federal law.

Confidentiality: Confidentiality exists in the context of laws that protect certain relationships, including with medical and clinical care providers, and those who provide administrative services related to the provision of medical and clinical care, mental health providers, counselors, and ordained clergy, all of whom may engage in confidential communications under Vermont law when a report is made to them while serving in that capacity. Collectively, these individuals are referred to as “Confidential Employees.” When information is shared by an individual with a Confidential Employee, or a community professional with the same legal protections, the Confidential Employee cannot reveal the information to any third party except when an applicable law or court order requires or permits disclosure of such information, or they have been provided permission by the individual that disclosed the information.

The University will maintain as confidential any accommodations and/or remedial or protective measures provided to either party, to the extent that maintaining such confidentiality would not impair the ability of the institution to provide said measures, by only sharing personally identifiable information about the individual receiving such measures when it is necessary in order to enact the measures.

The full text of the University’s Sexual Harassment and Misconduct Policy can be found at: http://www.uvm.edu/policies/general_html/sexassault.pdf.

To learn more about the University’s investigation practices and protocols under Title IX, please see the Office of Affirmative Action and Equal Opportunity’s Procedural Guidelines for Investigating and Resolving Discrimination Complaints at: <http://www.uvm.edu/~aaeo/pdf/discrimination.pdf>.

Sanctioning Panel procedures for student cases are also available online at: www.uvm.edu/~sconduct/?Page=SanctioningProcedures.html.

For detailed definitions, procedures, and resources for both parties in sexual harassment and misconduct cases, please visit UVM's dedicated Sexual Conduct and Education web site at: <http://www.uvm.edu/~aaoe/sexualmisconduct/>.

DRUG AND ALCOHOL OFFENSES

POLICY STATEMENTS & DRUG FREE CAMPUS DESIGNATION

All students, faculty, staff, and visitors are subject to local, state and federal laws, as well as University drug and alcohol policy rules and regulations, while on University-owned or leased properties or while involved with off-campus activities sponsored by the University or a registered University organization.

The UVM Campus has been designated as “Drug Free” and only under certain circumstances is the consumption of alcohol permitted. The UVM Campus has also been designated as “Tobacco Free,” beginning August 1, 2015. The possession, sale or the furnishing of alcohol on the University campus is governed by UVM Policy and Vermont state law. The possession, use, sale, manufacture or distribution of any controlled substance is illegal under both state and federal laws. Such laws are strictly enforced by UVM Police Services. Violators are subject to University disciplinary action, criminal prosecution, fine, and imprisonment, as applicable.

The legal drinking age in Vermont is 21. If you are under 21 it is illegal for you to have in your personal possession an alcoholic beverage, knowingly or willingly misrepresent your age to obtain alcohol, enter or attempt to enter any licensed premises or otherwise identified as prohibiting to minors. It is illegal to loan your ID to someone else, use an ID belonging to someone else, or falsify an ID. It is illegal to furnish or make alcohol available to a minor in any fashion, including selling or collecting party donations.

For information regarding federal and state laws regarding drug use please contact the Office of the U.S. Attorney General in Burlington at 951-6725 and the Office of the State’s Attorney in Burlington at 863-2865.

POLICY LISTING

Student Alcohol and Other Drug Use Policy – Interim : www.uvm.edu/policies/student/drugandalco.pdf.

Drug Free Workplace Policy: http://www.uvm.edu/policies/general_html/drugfreeworkplace.pdf.

Alcohol Policy (Faculty and Staff): http://www.uvm.edu/policies/general_html/alcohol_employees.pdf.

Tobacco-Free Policy: http://www.uvm.edu/policies/general_html/tobacco.pdf.

HEALTH RISKS, TREATMENT, & SUPPORT SERVICES

Serious health and personal risks are associated with the use of illegal drugs and abuse of alcohol. They include temporary or permanent physical or mental impairment, and injury or death. Use and abuse of such substances may lead to conduct which causes injury, death or damage to the user/abuser or to the person or property of others. Abuse and misuse of drugs and alcohol can have serious negative consequences.

The Center for Health and Well-being and Counseling and Psychiatry Services provides overall coordination of the **Drug-Free School Program**, which provides services related to drug use and abuse including dissemination of informational materials, educational programs, counseling services, and referrals. More information can be found at <http://www.uvm.edu/~chwb> (students) or <http://www.uvm.edu/hrs/?Page=healthy/wellness.html> (employees).

Support Services Contact Information

- Alcohol and Drug Services _____ (802) 656-0784
- Counseling and Psychiatry Services (CAPS) _____ (802) 656-3340
- Employee Assistance Program – Invest EAP _____ (866) 660-9533

WEAPONS OFFENSES

The possession of firearms, fireworks, explosives, or weapons of any kind and replicas or facsimiles thereof is prohibited on UVM property and facilities including residence halls, grounds, leased spaces, and personal vehicles in UVM parking lots, as they pose a substantial danger to the safety of all residents. Exceptions may be made with permission from the Chief of Police, or designee, for academic or other legitimate purposes. UVM will impose disciplinary sanctions upon students and employees who possess weapons in violation of University policy. Any person found responsible for a weapons offense will be subject to University disciplinary sanctions up to, and including, immediate suspension or dismissal and referral to federal and/or state law enforcement officials for criminal prosecution.

For information regarding federal and state laws regarding weapons possession please contact the **Office of the U.S. Attorney General in Burlington** at (802)-951-6725 or the **Office of the State's Attorney (Burlington)** at (802)-863-2865.

The full text of the University's Weapons Policy can be found at http://www.uvm.edu/policies/general_html/firearms.pdf.

MISSING STUDENTS

POLICY STATEMENT & POLICE NOTIFICATION

In the event that a faculty or staff member obtains information that a residential student is or may be missing, he or she must notify UVM Police Services immediately. Students are urged promptly to report to a Residential Life staff member (for students residing on campus) or directly to UVM Police Services if a student living in University housing is missing or thought to be missing. Upon notification that a student is or may be missing, UVM Police Services shall respond through the exercise of reasonable professional judgment to investigate and make a determination as to whether the student is missing, including appropriate notification of institutional officials and other law enforcement agencies.

CONFIDENTIAL MISSING STUDENT EMERGENCY CONTACT

At the beginning of each academic year, the University will notify all students of the right to identify an individual using the “myUVM” Portal to be contacted by the University in the event that the student is missing. This information will be maintained confidentially by the University, meaning that it will be accessible only to authorized campus officials and law enforcement, and will not be disclosed outside of a missing person investigation. The individual identified by the student for this purpose will be contacted only in the event that the student is determined to be missing for 24 hours. If a student under the age of 18 who is not emancipated is determined to be missing, the University will notify the student’s parent(s) or guardian in addition to the designated contact person. The designated contact person or parent(s)/guardian will be contacted as described above within 24 hours of a student being determined to be missing. In addition to UVM Police Services, other appropriate law enforcement agencies will be notified, regardless of whether the student has provided a contact person, is over 18, or is an emancipated minor.

Students can update their emergency and missing person contact information at any time by logging in to the myUVM Portal, as follows:

1. Log into myUVM. Go to the Registrar Tab.



2. Update each of the four contact methods under the headings of Personal Info and Emergency Contact



The full text of the University’s Missing Student Policy can be found at:
http://www.uvm.edu/policies/general_html/missingstudent.pdf.

CAMPUS SECURITY AUTHORITIES AND RESPONSIBLE EMPLOYEES (“UVM REPORTERS”)

OVERVIEW & STATEMENT OF COMPLIANCE

The University encourages all members of the campus community to contact UVM Police Services when they have experienced or witnessed criminal actions, however, under the Clery Act, certain individuals designated as Campus Security Authorities (CSAs) are *required to promptly* report statistical information about Clery qualifying crimes that occur on or near University property to **UVM Police Services** for inclusion in this report. Pursuant to Title IX of the Education Amendments of 1972 (Title IX), and other non-discrimination laws, certain individuals designated as Responsible Employees (this designation includes all CSAs) are also *required* by federal law and University policy to *promptly* notify the **University’s Office of Affirmative Action and Equal Opportunity (AAEO)**⁷ of all reported incidents of discrimination and harassment, which includes all forms of sexual misconduct (sexual assault, dating violence, domestic violence, stalking, and sexual exploitation), involving members of the University community, regardless of geographic location. Collectively, the University refers to CSAs and Responsible Employees as “**UVM Reporters.**”

IDENTIFICATION OF UVM REPORTERS

It is the responsibility of the University’s Clery Act Coordinator, in cooperation with the Vice Provost for Student Affairs and the Campus Title IX Coordinator, to annually identify who, as a result of their job duties at the University, has legally required reporting responsibilities (“UVM Reporters”). UVM Reporters are identified as, but not limited to:

- Members of the University of Vermont Department of Police Services and contract security personnel, as well as any other individual responsible for security (for example, individuals responsible for monitoring specified areas or building entrances);
- Supervisors, managers, or higher level employees;
- Any chair, director, or dean of an academic unit;
- All full and part-time faculty members;
- Personnel with oversight responsibilities for students or student employees;
- Advisors to recognized student organizations;
- Coaches and coaching staff;
- University officials who have significant responsibility for student or campus activities, including, but not limited to, student housing, student discipline, and campus judicial proceedings.

The annually compiled list of UVM Reporters, as well as copies of submitted crime statistic reports by the same, are retained by the University’s Clery Act Coordinator.

Based on the list compiled by the Clery Act Coordinator, an annual notice will be distributed to all UVM Reporters via their official @uvm.edu email addresses informing them of their responsibilities under the Clery Act, Title IX, other non-discrimination laws, and University policy. This notice also contains basic educational materials about reporting obligations and process. Additionally, the University *strongly encourages* all UVM Reporters to complete a training program annually to familiarize themselves with their legal obligations. A copy of the presentation, called “Required Reporting at UVM - Clery Act, Title IX and Beyond,” is available at: <http://www.uvm.edu/~gencnsel/?Page=training.html>

EXEMPTIONS FROM UVM REPORTER STATUS

Professional counselors⁸ employed by the University whose official responsibilities include providing mental health

⁷ The University of Vermont’s Title IX Coordinator is part of the Office of Affirmative Action and Equal Opportunity.

⁸ The University of Vermont does not employ any pastoral counselors at this time. By law, any pastoral counselors employed by the University would be confidential and exempted from the reporting obligations described in this section.

counseling to members of the campus community are exempt from the above listed reporting responsibilities when acting within the scope of their license. However, while not required by law or policy, these individuals are encouraged to discuss the possibility of filing a voluntary crime report to the appropriate law enforcement agency or University office with clients who have experienced crime, in addition to assisting their accessing both on-campus and community resources.

Traditional medical and healthcare providers employed by the University in **Student Health Services** are required to provide anonymous reports of criminal incidents to UVM Police Services for statistical purposes. Practitioners in Student Health Services are, however, exempt from the required reporting requirements of Responsible Employees (i.e. communicating discrimination and harassment incidents to AAEO). Medical providers do not share patient information with UVM Police Services or AAEO absent the express consent of the patient.

CAMPUS VICTIM'S ADVOCATE

The **Campus Victim's Advocate** is a free and confidential on-campus resource available to all members of the campus community who have experienced some form of sexual harassment or misconduct. The Campus Victim's Advocate is a Campus Security Authority, and is required to provide anonymous reports of criminal incidents to UVM Police Services for statistical purposes. The Advocate also communicates anonymous incident trends to the Campus Title IX Coordinator in AAEO. The Campus Victim's Advocate does not share any identifying information of clients with UVM Police Services or the Campus Title IX Coordinator absent the express consent of the client, except in cases where a continuing threat is present (e.g. stalking or domestic/dating violence). In these cases the CVA's client is never required to pursue any action or investigation, but the police and/or Title IX Coordinator may contact them directly to offer protection, safety planning, or investigatory options.

REPORTING PROTOCOL FOR UVM REPORTERS

All UVM Reporters are **required** to report certain (alleged) crimes, including hate crimes and instances of sexual misconduct, of which they become aware to help inform whether a timely warning or emergency notification to the campus community is warranted; to allow Police Services to optimize the safety of our campus community; to ensure proper statistical inclusion of reported crimes in the University's Annual Security Report, in compliance with federal law; to facilitate and ensure appropriate support and institutional response in cases of discrimination and harassment, including all forms of sexual misconduct.

Call 9-1-1 **immediately** if a crime or other emergency is in progress, or if at any time there is an imminent or continuing threat of harm to persons or property. Please note that based on research and experience, it is the policy of the University that incidents of domestic violence, dating violence, and stalking are presumed to pose a continuing threat of harm.⁹

In all other cases, upon the receipt of information that a crime or incident of discrimination or harassment (including sexual misconduct) has occurred, the UVM Reporter **MUST**:

1. **Promptly fill out a CSA form** at www.uvm.edu/police/csa, regardless of whether the individual who disclosed the incident to you chooses to file a police report, as outlined above.

*The name of the alleged victim(s) should **not** be included on the CSA Form unless:*

- a. Disclosure is required by law (e.g. abuse or neglect of minors or vulnerable adults)¹⁰;
- b. The incident presents an "imminent or continuing threat of harm" as described above; or
- c. The UVM Reporter is given permission to do so.

UVM Reporters are not responsible for determining authoritatively whether a crime took place. A report should be made based on the information currently available to them, including location, name(s) of alleged

⁹ The University presumes as a matter of policy that incidents of relationship violence and stalking constitute a continuing threat of harm to the targeted individual, thereby requiring notification of UVM Police Services, including names of the individuals involved, to maximize both personal and campus safety, unless such notification by the UVM Reporter is constrained by law (e.g. doctor-patient confidentiality).

¹⁰ For more about reporting abuse or neglect, see the section Reporting Abuse and Neglect of Minors & Vulnerable Adults on page 7.

perpetrators or witnesses, and an incident description.

2. **Promptly contact AAEO** to facilitate appropriate support and institutional response, if the (alleged) incident involves discrimination or harassment, **including all incidents of sexual harassment and misconduct**, as follows:
 - a. **Sexual Harassment and Misconduct:** TitleIX@uvm.edu or Title9@uvm.edu
 - b. **All Other Forms of Discrimination and Harassment:** Bias, Discrimination & Harassment Incident Reporting Form:
https://publicdocs.maxient.com/reportingform.php?UnivofVermontAAEO&layout_id=5
3. **Make the individual with whom they are in contact aware of their option to report the incident to local law enforcement** (UVM Police Services: 284 East Avenue; 656-3473) **and that UVM makes confidential and non-confidential resources available** to the campus community that may be helpful to individuals who have experienced or witnessed an alleged crime, or incident of discrimination or harassment. Information on confidential and non-confidential resources is available in the **COMMUNITY AND SUPPORT RESOURCES** section of this report (*see page 33*). The University must respect the decision of the individual not to report an incident to law enforcement, unless otherwise required by law.

A copy of the full Campus Security Authority and Responsible Employees under Federal Law operating procedure can be found at <http://www.uvm.edu/policies/riskmgm/campussecurity.pdf>. This procedure was last updated on September 27, 2016.

UNIVERSITY CODE OF CONDUCT & DISCIPLINARY PROCESS

POLICY STATEMENT & INTRODUCTION

Where there is reason to believe that University rules and policies have been violated, the University will pursue strong disciplinary action through established channels. During the applicable disciplinary process, the rights of the parties are as described in the following policies and procedures.

Policy and procedures for allegations of sexual harassment and misconduct are detailed in the “[OFFENSES OF SEXUAL MISCONDUCT](#)” section of this report (see page 12).

Policy and procedures for allegations of other discrimination and harassment are described in the [Reporting Incidents of Bias, Discrimination, & Harassment](#) section of this document (see page 8), and in the University’s Discrimination and Harassment Policy (<https://www.uvm.edu/policies/student/studentharas.pdf>).

CODE OF STUDENT RIGHTS & RESPONSIBILITIES

By formulating a general student code of rights and responsibilities, the University reaffirms the principle of student freedom coupled with personal responsibility and accountability for individual action and the consequences of that action. Reports of a perceived violation of the Code of Student Rights and Responsibilities may be made to the **Center for Student Conduct** by contacting the Director at (802) 656-4360 or visiting <http://www.uvm.edu/~sconduct>. Perceived criminal activity reported to UVM Police Services will be appropriately investigated, and a report forwarded to the Center for Student Conduct, when a student is the (alleged) perpetrator. To the extent possible, the Center for Student Conduct will wait for the outcome of any investigation and accompanying report, such as a police report, before proceeding with the conduct process.

Upon receipt of a report from any source, Center for Student Conduct will evaluate the report and determine whether, if the facts as alleged were proven, the conduct would be a violation of this Code. The Center for Student Conduct may decide, in its sole discretion and based on this review, whether to proceed with the conduct process by way of a formal conduct hearing or by way of an alternate process, such as administrative action, mediation, or others as fully outlined in the Code. Any student found responsible for violation of the Code will be subject to University disciplinary sanctions up to, and including, immediate suspension or dismissal. For the full range of sanctions available to and considered by the Center for Student Conduct, please see [Section G\(1\) of the code](#). For incidents of sexual harassment and misconduct, the full range of sanctions is outlined in [Section IV.C](#) of the [Sanctioning Procedures for Student Respondents Under UVM’s Sexual Harassment & Misconduct Policy](#), which is provided in [Appendix C](#) of this report (see page 64).

Upon conclusion of the discipline process, Center for Student Conduct will provide a written decision (sent via the Respondent’s University email account) stating what evidence was considered and a rationale for the decision that was reached. If the Respondent is found responsible, the decision will state what sanctions will be imposed. In cases involving a Complainant and Respondent, and where the allegations include conduct that could constitute a crime of violence, the Complainant will be copied on the decision letter to the Respondent.

The full text of the University’s Code of Student Rights and Responsibilities can be found at: <http://www.uvm.edu/policies/student/studentcode.pdf>

COLLEGE OF MEDICINE FITNESS COMMITTEE

Students in the College of Medicine are expected to meet, at a minimum, the behavioral expectations found in the University’s Code of Student Rights and Responsibilities, the University’s Sexual Harassment and Misconduct Policy, and the University’s Discrimination and Harassment Policy and are subject to the procedures outlined therein. Violation of University policy, including the commission of any criminal act, may result in sanctions up to and including dismissal from the College of Medicine. In addition, student’s fitness for a career in medicine may be called into question at any time by a member of the faculty of the College of Medicine by making a report to the College’s Committee on Fitness. When a report

of (alleged) criminal conduct is made to the Committee on Fitness, the Committee shall be convened to review the conduct, any related reports from Police Services, or other appropriate University office, and to conduct any additional investigation that may be necessary. The student is notified of charges and provided an opportunity for a formal hearing before the Committee, which is responsible for determining appropriate sanctions.

The full text of the University's College of Medicine Student Handbook can be found at:
<http://www.uvm.edu/medicine/mededucation/handbook/>

OTHER COLLEGE AND DEPARTMENT STUDENT HANDBOOKS

Colleges and departments have the ability to create student handbooks that include conduct expectations. In addition to the policies and procedures listed above, students should refer to their college or department websites to review the terms of these handbooks and the disciplinary procedures described.

EMPLOYEE CODE OF CONDUCT

Employees, including both staff and faculty, are subject to discipline for violation of work rules, criminal conduct, or other conduct that presents a threat to the health and safety of the campus community. When a report of alleged misconduct is received by a supervisor, that supervisor is required to notify Police Services if the alleged conduct is criminal in nature. If the alleged conduct implicates violation of University policies on discrimination, including policies prohibiting harassment or discrimination, including instances of sexual misconduct, the supervisor must report the incident to the Affirmative Action and Equal Opportunity (AAEO) Office. Upon completion of an investigation by Police Services or AAEO, a report is provided to the supervisor to determine appropriate discipline after the employee is provided an opportunity to respond to any alleged conduct before a final determination is made.

Processes related to discipline of Non-Represented Employees, including information on sanctions, may be found in the Staff Handbook:

<http://www.uvm.edu/hrs/?Page=info/staffhandbook/staffhandbook.html>

Processes related to discipline of Represented Faculty and Staff, including information on sanctions, may be found in the applicable collective bargaining agreement:

<http://www.uvm.edu/hrs/?Page=info/relations/agreements.html&SM=info/infomenu.html>

INSTITUTIONAL EMERGENCY RESPONSE

In the event of an emergency, always call 911

POLICY STATEMENT & INTRODUCTION

In the interest of campus health and safety, and in keeping with federal law, UVM maintains a robust emergency alerting system called *CatAlert* to notify the campus community (or segments of the campus community) upon confirmation by UVM Police Services that a significant emergency or dangerous situation involving an immediate or continuing threat to the health or safety of students or employees is occurring on or near UVM campus (within Clery geography). Notifications may also be distributed for other situations and by different methods as appropriate and detailed below.

CATALERT SYSTEM, WARNINGS, & NOTIFICATIONS

The *CatAlert* system is a multi-modal alerting system which automatically sends notifications to all uvm.edu e-mail addresses, and allows members of the campus community to opt-in for additional telephone and text-message / SMS based alerts. *CatAlert* notifications are also automatically posted to the Police Services web site (www.uvm.edu/police) and Emergency Management homepage (<http://www.uvm.edu/~emergency/>).

In order to facilitate the CatAlert notification process, all emergencies should be reported to UVM Police Services by calling 911 (from a campus phone whenever possible). Calls placed from cell phones or off-campus telephones related to an emergency on-campus will be routed through the E911 Dispatch Center in Williston, Vermont to UVM Police Services. Additionally, since such events may originate beyond the borders of the campus, UVM Police, Burlington Police, and South Burlington Police collaborate and share information on a daily basis.

Timely Warning

When a confirmed Clery crime occurs on campus, or in a geographic area near to campus (i.e. within Clery geography), that represents a continuing threat or the possibility of a continuing threat to the safety of the UVM community, a timely warning will be made to alert the campus community of the incident. Whenever a timely warning is sent, it shall be sent to the entire campus community. At no time shall the names or other identifying information of the victim(s) be included as part of a timely warning.

Timely warnings are distributed through the University's Emergency Notification system, *CatAlert*, which automatically sends an e-mail communication to all members of the University community.

The decision whether to issue a timely warning will be made on a case by case basis through consultation with appropriate University officials. Timely warning notices will normally be issued by UVM Police Services, in consultation with other UVM administrative leadership, as appropriate. A timely warning will not be issued if it is determined the risk of compromising efforts to contain the emergency outweighs the benefit to the campus community of a particular warning. Periodic updates to timely warnings may be disseminated as information becomes available.

Emergency Notification

In addition to the above procedures for initiating a timely warning, the University has a policy and procedures in place for immediate emergency response and evacuation. Emergency Notifications shall be issued through the *CatAlert* system upon confirmation of a significant emergency or dangerous situation involving an immediate threat to the health or safety of students or employees on campus. Some examples of significant emergencies or dangerous situations include, but are not limited to, outbreaks of serious illness, approaching extreme weather conditions (e.g. hurricane, tornado, etc.), earthquakes, gas leaks, terrorist incidents, armed intruders, bomb threats, civil unrest or rioting, explosions, and nearby chemical or hazardous waste spills. All members of the University community may opt in to have emergency notifications sent to them by any or all of the following: text message and/or voice message to a cell phone, campus phone and/or home phone.

As appropriate, emergency notifications may be targeted at the full campus community, or at a limited segment or segments of the campus community that is at risk. The University will, without delay, and taking into account the safety of the community, determine the content of an emergency notification and initiate the notification system, unless issuing a notification will, in the professional judgement of UVM Police Services and/or the Emergency Operations Group compromise efforts to assist a victim or to contain, respond to, or otherwise mitigate the emergency. Notifications of such an emergency condition and appropriate evacuation procedures may also be disseminated via the *CatAlert* system, as described in this section.

The decision whether to issue an emergency notification will be made on a case by case basis through consultation with appropriate University officials. Confirmation that there is a significant emergency or dangerous situation, which may include visual verification by UVM Police Services of the nature and scope of an emergency, determination of the content of the notification, including any required actions (such as evacuate to a safe location or shelter in place away from windows), whom to notify, and the actual launch of the notification will normally be the responsibility of the Emergency Operations Group (EOG) Manager with assistance from the Senior Police Services official on duty. The EOG is also fully versed in operation of the *CatAlert* system and may take the lead on initiating campus notification as circumstances require. Periodic updates to emergency notifications will be disseminated via the *CatAlert* system (or onsite announcement, if appropriate) as information becomes available.

Should the nature of the emergency require notification outside the campus community, the responsibility for doing so rests with the Director of University Communications or the person assigned the Public Information Officer (PIO) role within UVM's Emergency Operations Group. Based upon the nature of the event, the PIO may use differing means and methods including but not limited to those listed on the **UVM Emergency Management website at:**
<http://www.uvm.edu/~emergency/>.

The President (or the next most senior available administrator) has ultimate responsibility and authority for declaring a "state of campus emergency", setting direction as to how the emergency will be managed, and making key executive decisions. At the appropriate time, the President (or next most senior administrator) will declare an end to the "state of campus emergency."

Twice a year, the Associate Vice President for Administrative and Facilities Services, or the Vice Provost for Student Affairs, will initiate (or authorize the initiation of) a test emergency response alert message (usually in September and January). The procedures contained within this statement will be publicized to faculty, staff, and students when affiliates are given advance notice of the upcoming test and encouraged to opt-in for expanded notification. A record of all such tests, including a description of the test, the date, time, and whether the test was announced or unannounced is accessible from the **UVM Emergency Management website at:**
<http://www.uvm.edu/~emergency/?Page=testlog.html&SM=catmenu.html>.

Tests will also be conducted at least annually on UVM's ability to respond to an emergency, **including activation of its Emergency Operations Group (which meets monthly) and a table-top exercise involving a campus-based scenario.** Participants will include the Emergency Operations Group, their designated back-ups, select Emergency Support Function representatives, and at least one member of the Policy Group. Additional tests will involve evacuation drills (see [Campus Emergency Evacuation Procedures](http://www.uvm.edu/~emergency/?Page=evacuation.html) at: <http://www.uvm.edu/~emergency/?Page=evacuation.html>) overseen by the Campus Fire Marshal.

Campus Advisories

In situations that do not meet the criteria for a Timely Warning or Emergency Notification, the University may still issue an advisory message ("Campus Advisory") to inform the campus community and allow individuals to take appropriate precautions. A Campus Advisory may include information about public health and safety concerns (e.g. power outages, snow closures, strings of larcenies), as well as actions individuals may take to ensure their personal safety and wellbeing.

Campus Advisories may be disseminated via e-mail to all UVM faculty, staff and students, and/or posted on the Police Services Webpage, Tip411 Page, or social media accounts (Facebook, Twitter, etc.) Additionally, hard copies of Campus Advisories may occasionally be placed around campus in areas frequented by students, faculty and staff.

CATALERT REGISTRATION

Faculty, staff, and students will automatically receive an e-mail notice of a campus emergency to their uvm.edu address, a text message on their cell phone or pager if that number is on file with the University, and/or a voice message (if opted into the “expanded notification” feature) for up to three phone numbers. To opt-in for expanded notification, or to change existing preferences, students may do so through myUVM (<https://myuvm.uvm.edu/cp/home/displaylogin>). Faculty and staff can do so through the self-service section of PeopleSoft (<https://www.uvm.edu/~erp/portal/>).

How to Provide an Emergency Phone Number for Expanded CatAlert Notification

Students:

Log into MyUVM at <https://myuvm.uvm.edu> with your netID and password.

The University relies on 4 methods of contacting you in cases of emergency. You can easily input/update all 4 on this page

1. address (your local address)
2. my contact info (CatAlert)
3. emergency contact
4. missing person contact

1. Log into myUVM. Go to the Registrar Tab.



2. Update each of the four contact methods under the headings of Personal Info and Emergency Contact

PERSONAL INFO

- preferred name info
- legal name info
- address info
- student ID number (95#) info
- directory exclusion info

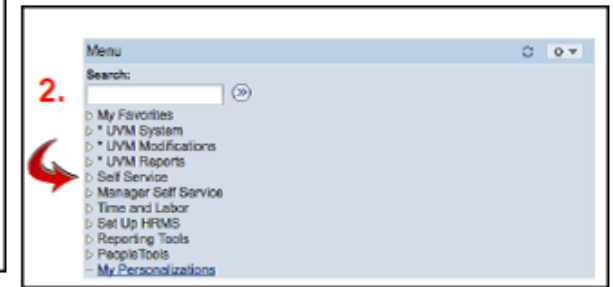
EMERGENCY CONTACTS

- my contact info (CatAlert) info
- emergency contact info
- missing person contact info

Employees (Faculty and Staff):

Log into Peoplesoft at <https://www.uvm.edu/~erp/portal/> with your netID and password.

1. Log into PeopleSoft
2. Go to “Self-Service”
3. Click on “Phone Numbers” in the Personal Information box
4. Update the “emergency-msg-txt” field and save changes



4. Phone Numbers

Please Note: All your phone numbers are listed below. Please Add your emergency broadcast number(s). Do not replace or delete existing numbers when adding Emergency Numbers. Broadcasts will only be sent to phones listed as “Emergency”.

Phone Type	*Telephone	Extension	Preferred	Delete
Business	<input type="text"/>	<input type="text"/>	<input type="checkbox"/>	<input type="button" value="Delete"/>
Emergency-msg-text	<input type="text"/>	<input type="text"/>	<input checked="" type="checkbox"/>	<input type="button" value="Delete"/>

EMERGENCY COMMUNICATION PROTOCOLS

Incident Command System

During an on-campus emergency, the University follows the **Incident Command System (ICS) model** which includes an on-scene Incident Commander (often from UVM Police Services), and an Emergency Operations Center (staffed by campus operational leaders) that can be activated to support Incident Command during a major emergency. A separate Policy Group of senior leaders is available as needed.

Official Communications in Emergency Situations

The following methods and resources may be used to by the University to provide updates to the campus community and the general public, in addition to the CatAlert system, in the event of an emergency situation on the University campus.

- **CatAlert System:** The University has licensed a multi-modal alerting system (automated email, with opt-out text messaging, phone calls, paging, social media) to be used to notify the campus community of pending or current emergency situations, and to provide direction (for example: evacuation or shelter-in-place). The CatAlert system is described in more detail above (*see page 27*).
- **Emergency Operations Information Line:** A special Emergency Operations Information Line with a recorded message has been established (802-656-0000) and can be used to help keep faculty, staff, students, parents, and the community at large updated regarding an emergency.
- **Voice Mail and E-Mail Broadcast Capabilities:** As an alternative to the CatAlert System, broadcast voice mail (using Nortel Meridian) or broadcast e-mail (using UVM E-mail System) may be sent to everyone on campus with hardwired phones and/or computer access.
- **Incoming Call Center:** During type 1 or 2 emergency, as defined within the University's [Emergency Operations Plan](#), or when the nature of the emergency suggests there will be an influx of telephone inquiries concerning the well-being of faculty, staff, and students, a special incoming 800 number will be announced through the UVM website, national media, and other appropriate means; a multi-seat call center will be opened.
- **In-Person Notification:** Should both the phone and data network be unavailable, staff will be dispatched by the Emergency Operations Group to alert key leaders in each building, who will be expected to alert others in their building. At the direction of the Supervisor in charge of Police Services, UVM police officers can/may also make announcements through the speakers on their patrol cars.
- **Use of Social Media (e.g. Facebook, Twitter):** Through the CatAlert System, or direct entry by the EOG Public Information Officer, UVM's social media sites can be populated with information concerning a campus emergency.
- **Use of Websites:** The UVM website will display a banner across the top of all pages with emergency information. The UVM Emergency Management home page will provide emergency information and updates.
- **Use of Local Media (TV, radio, newspapers, etc.):** When appropriate, a media briefing center will be established by the Public Information Officer of the Emergency Operations Group and the local media will be advised and regularly updated. Written emergency communications, both on and off-campus, will be coordinated by the Public Information Officer, or his/her designee). During a winter weather emergency, any closing or delayed opening information will be displayed on the banner on local TV stations during morning newscasts.
- **Radio Communications:** UVM has a robust radio communications system utilizing multiple commercial and public safety repeaters. During a large incident the EOG would also utilize the Mansfield Repeater to communicate with the State Emergency Operations Center and with area higher education institutions. UVM Emergency Management has access to emergency operations channels used by area public safety agencies and interoperability channels used nationally.
- **Building Alarms:** When appropriate, building fire alarms may be activated signaling the need for an evacuation of the facility. A fire alarm can be activated by anyone using the facility by pulling the nearest alarm box.

EMERGENCY POLICIES LISTING

The full text of the following University Policies and Procedures detailing appropriate incident response can be found at:

- Emergency Management Policy: <http://www.uvm.edu/policies/riskmgm/emergency.pdf>
- CatAlert Emergency Notification & Response Procedures: <http://www.uvm.edu/~emergency/?Page=catalert.html>
- Campus Emergency Evacuation Procedures: <http://www.uvm.edu/~emergency/?Page=evacuation.html>
- Emergency Operations Plan:
<https://www.uvm.edu/sites/default/files/2016%20UVM%20Emergency%20Operations%20Plan.pdf>

COMMUNITY AND SUPPORT RESOURCES

UVM Police Officers, the Title IX Coordinator, the Dean of Students, and the Victim's Advocate trained on issues related to victim and bystander support, including assisting individuals with contacting appropriate authorities (at the individual's election), securing needed medical attention and/or counseling, remedial and protective measures, and other support as requested. Other resources are listed in this section including counseling, health, mental health, victim advocacy, legal assistance, visa & immigration assistance, student financial aid guidance, and other services and supports for victims of crime. Confidential Resources are highlighted in blue.

ON CAMPUS SUPPORT RESOURCES & SERVICES LISTING

Resource	Phone Number	Description
<i>Emergency Assistance</i>	<i>9-1-1</i>	<i>Call in any emergency throughout the United States for police, fire, ambulance, and other emergency services.</i>
24 Hour UVM Counseling & Psychiatry Services (CAPS) Hotline	802-656-3340 (Option 2)	UVM CAPS has same day appointments during business hours and on-call counselors available for those in urgent need 24/7.
Affirmative Action & Equal Opportunity (AAEO)	802-656-3368	Investigates equal opportunity, discrimination, and harassment issues. The Director of AAEO is UVM's Title IX Coordinator.
ALANA Student Center (ASC)	802-656-3719	The ASC creates a diverse & rich community of empowered, engaged students of color and bi/multiracial students at UVM. They offer community space, program, and support for students.
Campus Victim's Advocate	802-656-7892	Free and confidential advocacy services for anyone impacted by sexual violence, relationship violence, stalking, or sexual misconduct.
Center for Student Conduct	802-656-4360	Student accountability processes, conflict intervention programs, social justice mediation, and academic integrity programming. The CSC seeks to foster student accountability and skill development in the areas of conflict resolution, dialogue, identity development, & restorative practice.
Dean of Students Office	802-656-3380	Student administration, student life, CARE Team, & Center for Student Conduct appeals.
LGBTQA Center	802-656-8637	Provides resources and advocacy, and builds community for LGBTQA UVM affiliates and education for the greater UVM Community.
Men's Outreach Coordinator	802-656-3340	Provides counseling and support for men in the UVM community and advises One in Four at UVM.
Office of International Education	802-656-4296	Can provide visa and immigration assistance and connect international students with their nearest consulate or embassy.
Sexual Misconduct Advisors	802-656-3368	Advising for students involved in the sexual harassment and/or misconduct investigation and hearing process in any capacity. Contact AAEO for assistance finding an Advisor, or contact an advisor directly using the information at the link. www.uvm.edu/~aaeo/sexualmisconduct/?Page=advisors.html
Student Financial Services	802-656-5700	Provides advice and guidance on financial aid and financing education.
Student Legal Services	802-656-4379	Can provide students with a referral to an attorney and/or legal advice.
UVM Counseling & Psychiatry Services	802-656-3340	Comprehensive mental health care, psychiatry and counseling services.
UVM Employee Assistance Program (Invest EAP)	1-866-660-9533	Free and confidential counseling and support services for employees.
UVM Police Services (non-emergency)	802-656-3473	Full police services for the UVM campus. Call for assistance or to report any non-emergency crime. Always call 9-1-1 in an emergency.
UVM Police Services Anonymous Tips (Text message/SMS only)	847411	Include the keyword "UVM" in your text message and you can send tips anonymously to UVM Police Services via this number.
UVM Student Health Center	802-656-3350 1-866-878-2485 (After Hours)	Provides basic medical services and treatment for UVM students. Call the after-hours number for a consultation with a Triage Nurse if you are experiencing an urgent (non-life-threatening) issue after-hours.

UVM Title IX Coordinator	802-656-3368	<i>Investigates reports of sexual misconduct and other Title IX violations at the University; responsible for the institution's compliance with Title IX.</i>
Women's Center	802-656-7892	<i>Provides a community space, resources, and support for women at UVM. The Women's Center also houses the Campus Victim's Advocate's office (the Advocate serves people of all gender identities and expressions).</i>

BURLINGTON COMMUNITY-BASED SUPPORT RESOURCES & SERVICES LISTING

Resource	Phone Number	Description
Burlington Police Department (non-emergency)	802-658-2704	Full municipal Police Services in Burlington, Vermont. Call for assistance or to report non-emergency crimes that happen in Burlington, but off campus. Always call 9-1-1 in an emergency. UVM Police can connect you to Burlington Police as needed if you are uncertain which agency to call.
Center for Crime Victim's Services (Vermont)	802-241-1250	Provides free support services to victims of crime, regardless of whether the crime is reported or prosecuted and independently of the criminal justice system.
HOPE Works Sexual Violence Hotline	802-863-1236	Free, confidential, 24-hour hotline offering support for victims and survivors of sexual and violence. HOPE Works also offers victim advocacy services.
SafeSpace Support Line for LGBTQA Survivors	802-863-0003 or toll free 1-866-869-7341	Free and confidential services to LGBTQ survivors of all forms of abuse or violence. Available Monday-Thursday 9AM-6PM & Friday 9AM-2PM.
Statewide Domestic Violence Hotline (Vermont)	1-800-228-7395	Free, 24-hour crisis & support hotline for victims and survivors of domestic violence in Vermont.
Statewide Sexual Violence Hotline (Vermont)	1-800-489-7273	Free, 24-hour crisis & support hotline for victims and survivors of sexual violence in Vermont.
Steps to End Domestic Violence (Formerly "Women Helping Battered Women")	802-658-1996	Free, confidential, 24-hour hotline for victims and survivors of domestic abuse. Steps to End Domestic Violence also offers legal advocacy services. Steps to End Domestic Violence offers services to people of all genders and identities.
US State Department	Passport Information 1-877-487-2778 Overseas Citizens Services 1-888-407-4747 (domestic) +1 202-501-4444 (overseas)	For US citizens, the State Department has resources for Americans traveling internationally, including a website with resources for students going abroad for their studies. More information available online at: https://travel.state.gov/content/studentsabroad/en.html
US State Department Bureau of Consular Affairs	Immigrant Visas 1-603-334-0700 Non-Immigrant Visas 1-603-334-0888	For non-US citizens, this Bureau within the US State Department has resources available on Visas and Immigration. This bureau issues visas for entry to the United States. The State Department also has information about immigration to the United States. More information available online at: https://travel.state.gov/content/visas/en.html
UVM Medical Center	802-847-0000	Full hospital adjacent to UVM Campus; offers full-range of medical care services.
UVM Medical Center Emergency Room / S.A.N.E. Nurse	802-847-2434	Full range of emergency medical services. The emergency department has SANE Nurses (Sexual Assault Nurse Examiners) available at any time. You can call ahead to request a nurse or walk into the emergency department at 111 Colchester Avenue.
Vermont Adult Crisis Hotline (Howard Center Mobile Crisis)	802-488-6400	Support for individuals and their family members or friends who are experiencing a mental health crisis and need immediate assistance, 24/7.
Vermont Bar Association Lawyer Referral Service	1-800-639-7036	Provides a referral to a lawyer at no-cost to you with an attorney who will provide an initial 30-minute consultation for no more than \$25.
Vermont Student Assistance Corporation (VSAC)	802-655-9602	Offers information about student financial aid and appointments with advisors to help navigate student financial aid and financing options. VSAC is a nonprofit organization that has several student loan programs and options.

ADDITIONAL RESOURCES & SUPPORT SERVICES

The resources listed above and many more, to include national support hotlines and services, are available on the University's Sexual Conduct and Education Resources website at <http://www.uvm.edu/~aaeo/sexualmisconduct/?Page=resources.html>. This website includes counseling, health, mental health, victim advocacy, legal assistance, visa & immigration assistance, student financial aid, and other resources, supports, hotlines (including crisis hotlines), and services for victims that are available from the University and in the community. These resources are provided to all UVM students and employees via email at the start of each fall and spring semester. They are also made available in writing by the Title IX Coordinator to all individuals who report sexual assault or misconduct to the University.

REMEDIAL & PROTECTIVE MEASURES

Following an incident, the University will offer reasonable and appropriate measures to protect the campus community, bystanders, and individuals who have experienced an act of violence, criminal activity, or other discrimination or harassment; reasonable and appropriate measures will further be offered to facilitate continued access to University employment or education programs and activities for individuals who have experienced an incident as described above. These measures may be **remedial** (designed to address the safety, well-being, and continued access to educational and/or employment opportunities of an individual who has experienced or witnessed a crime or act of violence) or **protective** (involving action against an individual accused of violence or criminal action, often a respondent in an administrative or criminal investigation). Remedial measures may also be provided for a person accused of policy violations or criminal conduct upon request. Remedial and protective measures are determined and provided on a case-by-case basis.

Remedial and protective measures, which may be temporary or permanent, may include issuance of no-contact directives, residence modifications, academic modifications and support, work schedule modifications, interim disciplinary suspension, suspension from employment, and pre-disciplinary leave (with or without pay). Remedial measures are available regardless of whether an individual who has experienced violence, criminal activity, or other discrimination/harassment pursues a criminal complaint, a complaint/investigation with AAEO (*The Office of Affirmative Action and Equal Opportunity*), or no formal investigation process. The University will maintain the privacy of any remedial and protective measures provided to the greatest extent practicable, and will promptly address any violation of protective measures taken.

The University will also provide reasonable remedial and protective measures to third parties, as appropriate and available, taking into account the role of the third party and nature of any contractual relationship with the University.

All individuals are encouraged to report concerns about the failure of another individual to abide by any restrictions imposed as a protective measure to UVM Police Services and AAEO. The University will take immediate and responsive action to enforce a previously implemented measure.

Please contact AAEO for assistance with obtaining remedial or protective measures, and note that the Title IX Coordinator, or designee, has the discretion to impose and/or modify any imposed measure based on all available information, and is available to meet with individuals requesting remedial measures or affected by protective measures to address any concern about the provisions of such measures.

Affirmative Action and Equal Opportunity can provide additional information about policies and procedures pertaining to remedial and protective measures, which is provided in writing to individuals who have experienced an incident of sexual harassment or misconduct once that incident has been reported to a UVM Reporter.

A UVM community member who has a basis for concern about his or her personal safety on campus as a result of criminal or campus proceedings, or due to threats or incidents of violence, is urged to contact UVM Police Services promptly regarding such concerns for law enforcement or public safety assistance. UVM Police Services and the Campus Victim's Advocate can also assist with obtaining orders of legal protection. If an individual has already secured a judicial no-contact,

restraining, or protective order, they should notify UVM Police Services to facilitate compliance with that order, as well as to determine appropriate safety plans while on-campus.

Additionally, when a person's or group's actions violate civil or criminal laws or University policy or pose a threat to the health, safety, welfare, or academic experience of members of the University community, that person or group may be denied access to all or part of campus through issuance of a written No-Trespass Notice. The full text of the University's No Trespass Policy may be found at: http://www.uvm.edu/policies/general_html/notrespass.pdf.

More about Remedial & Protective Measures can be found in the following University Policies:

- Sexual Harassment and Misconduct Policy: http://www.uvm.edu/policies/general_html/sexharass.pdf
- Discrimination and Harassment Policy – Interim: <https://www.uvm.edu/policies/student/studentharas.pdf>

CRIME AWARENESS AT UVM

Safety and security on campus is built on a strong foundation that includes community policing by area agencies, including UVM Police Services, and individual action and responsibility. Towards that end, the University has developed the crime awareness and prevention strategies described in this section to assist the whole UVM community in fostering a safe campus.

CRIME AWARENESS

The University of Vermont publishes the following information and statistics in print, and via our webpage to promote crime awareness within the campus community:

Daily Crime & Fire Log

The University publishes a daily Crime and Fire Log ("Crime Log") that is available for review 24 hours per day on the UVM Police Services website (<http://www.uvm.edu/police/?Page=reports/index.php&SM=reports/nav.html>) or by visiting UVM Police Services at 284 East Avenue during regular UVM business hours. The information in the Crime Log typically includes the nature, date, time, general location, and disposition (if known) of each crime. An entry, an addition to an entry, or a change in the disposition of a complaint, is recorded in the Crime Log within two (2) business days of a report of necessary information to UVM Police Services.

Annual Security Report

The University publishes an Annual Security Report (this document) each year by October 1, as required by law. The Annual Security Report includes a statistical report of certain crimes reported to have occurred on or around the UVM Campus and other property owned or controlled by the University for the three previous calendar years. Crime statistics for 2013, 2014, and 2015 are available in this report in the [ANNUAL CRIME STATISTICS: 2013 – 2015](#) section of this report; statistics begin on page 56.

The Annual Security Report is distributed to all UVM affiliates (faculty, staff, and students) via email upon publication every year by October 1. The Report is available to the public on the UVM Police Services website at: <http://www.uvm.edu/police/reports/clery/public-safety-report.pdf>, and is available for review in hard-copy by visiting UVM Police Services during regular UVM business hours.

As a matter of policy, to the extent permitted by law, all entries made in the Crime Log and the Annual Security Report, which are both forms of publically available recordkeeping, shall not include identifying information about the victim.

Sex Offender Registry

The "Campus Sex Crimes Prevention Act" is a federal law enacted on October 28, 2000 that provides for the tracking of convicted, registered sex offenders enrolled as students, or serving as employees or volunteers at institutions of higher education. The State of Vermont Sex Offender Registry is located at the following link: http://vcic.vermont.gov/sex_offender. This is where all information about sex offenders that are required to register is housed for the entire state, including on and around the University campus.

Campus Alerts

The University may distribute different types of alerts to the campus community when certain crimes are reported. One function of alerts distributed to the campus is to promote crime awareness, which can help to reduce crime. The University may issue Campus Advisories, Timely Warning Notifications, or Emergency Notifications as appropriate and in accordance with the procedures described in the [CATALERT SYSTEM, WARNINGS, & NOTIFICATIONS](#) section of this report (see page 27).

CRIME PREVENTION AND EDUCATION AT UVM

In addition to maintaining a fully sworn comprehensive police agency on campus (UVM Police Services), the University of Vermont has many programs, departments, systems and other measures in place to enhance public safety and prevent crime. Some of these are outlined in this section.

MAINTENANCE OF CAMPUS GROUNDS AND FACILITIES

The departments of Physical Plant, Police Services and Residential Life, in a coordinated effort, regulate key facilities, campus lighting, shrubbery control, software systems, and hardware systems so as to optimize safety and prevent crime:

Landscaping

Facilities and landscaping are maintained in a manner that minimizes hazardous conditions. The Department of Police Services personnel regularly patrol the campus and report malfunctioning lights and other unsafe physical conditions to the Department of Physical Plant for correction. Other members of the University community are helpful when they report equipment problems to Police Services (802-656-3473) or to Physical Plant Service Operations Support (802-656-2560).

Facility Key and Access Systems

Some UVM facilities are open to the public during regular business hours, while others have restricted access 24/7. For those facilities with restricted access, as well as for access to facilities after regular business hours, the University issues keys or access Cards to faculty, staff and resident students for their designated work and/or living areas. The University has professional locksmiths designated to repair and maintain the integrity of the key and lock system. Based upon occupant requirements, UVM facilities are opened and closed at various times. Once the exterior doors are locked, Police Services personnel conduct patrols to recheck the security of the facility. In Residential Life areas, designated hall staff provides additional patrols.

Residence Hall Access Systems

Residence hall entrance doors have locking devices that can be opened by specially coded keys/cards issued to residents, and should be kept locked at all times (24/7). Exit-only doors have hardware that cannot be opened from outside. Most exterior doors have automatic closing devices. Student room doors have locking hardware that can be locked or unlocked at the discretion of the occupant, and residents are advised to keep their room doors locked at all times. Residential Life employees perform routine maintenance throughout the residences and respond to any reports of problems with locks. Residents are advised to stop and question any stranger in the hall (e.g. "Can I help you with something?") and notify police immediately of any suspicious activity.

Anti-Intrusion Alarms

Many academic and support areas of special sensitivity are protected by alarm systems which ring in directly to a central station or UVM Police Services. Officers are dispatched to evaluate the situation and take any appropriate response measures when these alarms are triggered.

Emergency & Blue Light Phones

There are more than 125 prominently placed emergency & blue light phones on UVM's main campus. These telephones connect directly to the UVM Police Services when picked up, making the reporting of emergency situations or suspicious persons instantaneous. UVM Life Safety Services (part of the Department of Physical Plant), in conjunction with UVM Police Services, tests each Emergency Blue Light once per month and repairs any issues or malfunctions identified.

BYSTANDER INTERVENTION – STEPPING UP TO PREVENT CRIME

In addition to education, programming, services, and awareness efforts, the University encourages all community members to take steps to reduce risk and promote bystander intervention, with a goal of reducing crime and promoting a safe and healthy campus community. In particular, these efforts can help to reduce incidents of high-risk alcohol and other drug use, instances of sexual misconduct, including dating violence, domestic violence, sexual assault, sexual exploitation, and stalking, as well as other crimes.

Who is a Bystander?

A bystander is any person who is present at or who is witnessing an event, but is not directly involved. When individuals in the community have the knowledge and skills to recognize and intervene in situations in which others may need help, it can have a profound and positive impact on a community.

What is Bystander Intervention?

Bystander intervention means safe and positive options that may be carried out by an individual or individuals to prevent harm or intervene when there is a risk of harm to another individual. Bystander intervention includes recognizing situations of potential harm, understanding institutional structures and cultural conditions that facilitate violence, overcoming barriers to intervening, identifying safe and effective intervention options, and taking action to intervene.

Safe and Positive Options for Bystander Intervention

There are four common strategies for Bystander Intervention, commonly referred to as the “Four D’s”. They are

1. **Direct** – Directly intervening, in the moment, to prevent a problem situation from happening;
2. **Delegate** – Seeking help from another individual, often someone who is authorized to represent others, such as a police officer or campus official;
3. **Distract** – Interrupting the situation without directly confronting the offender.
4. **Delay** – Recognition that you may not be able to do something right in the moment. Checking in with the individual who you witnessed at risk of or experiencing harm after an incident has occurred to see if you can do anything to help them. Providing support shows them that they are not alone.

In a given situation, any one or combination of these strategies may be appropriate. Some things to keep in mind when intervening in a concerning situation are:

- **Do not put yourself at risk** – if you are concerned that directly intervening could escalate a situation and put you or others at risk of harm, consider delegating by calling police, or interrupting the situation with a distraction;
- **Do not make a situation worse** – when intervening it is important to identify a way to stop the concerning situation without escalating it. If people are upset or fighting, a situation can be unpredictable and you should call the police;
- **Intervene at the earliest point possible;**
- Remember, **intervening does not necessarily mean confronting** – there are resources at your disposal such as UVM Police Services, your RA or RD (in a residence hall), a professor (in a classroom environment), a supervisor or manager (in a work environment), or another official who may be present or reachable in a given set of circumstances;
- **Ask for help!** Bystander intervention is a community effort – alert your friends if you see something and need to intervene, or call the police.

Examples of Bystander Intervention

- Interrupting a person who you see isolating, hitting on, trying to make out with, or trying to have sex with an incapacitated individual by spilling a drink on the violator and creating a scene about that instead;
- Speaking up when someone discusses plans to sexually take advantage of another person;
- Interjecting yourself into a conversation where another person appears to be unsafe;

- Offering to drive or call and share a cab to get an incapacitated friend home from a party;
- Calling the police or immediately alerting your RA or RD if you hear a couple fighting in your residence hall;
- Confronting someone or speaking up when you hear them using racist, sexist, homophobic, or other biased or harmful language;
- Confronting a person who is acting sexually or romantically aggressive toward someone who seems uninterested.

Additional Resources & Information on Bystander Intervention

The more you learn about bystander intervention, the easier it becomes to recognize concerning situations and intervene. Within UVM, [the UVM Women's Center](#), [1 in 4 at UVM](#), and [Living Well @ UVM](#) have resources that can help you develop your skills to intervene as a bystander, and to promote community safety.

The following **outside resources** have more valuable information about Bystander Intervention:

- **"Who Are You"** – Video on Bystander Intervention from New Zealand:
<https://www.youtube.com/watch?v=9zr1oxEbdsw>
- **"You Could Be the First to Know"** – Video Series on supporting friends who have been victimized. Produced by the UVM Women's Center, LGBTQA Center, and ALANA Student Center:
<http://www.uvm.edu/~women/?Page=ybtfk.html>
- **"Strategies for Effective Helping"** – More information and strategies for Bystander Intervention from Step UP!
<http://stepupprogram.org/facilitators/strategies-effective-helping/>

RISK REDUCTION – SAFE & POSITIVE WAYS TO REDUCE RISK

Risk reduction means options designed to decrease perpetration and bystander inaction, and to increase empowerment for individuals in order to promote safety and to help individuals and communities address conditions that facilitate violence. Risk reduction used jointly with Bystander Intervention can have a powerful positive impact on a community.

Safe & Positive Risk Reduction Strategies:

- Travel with friends in groups of three or more whenever possible. Have at least one person who is aware of where you are and who you are with. Be sure to update that person if plans change.
- Know your surroundings. Always carry emergency cash and keep phone numbers for friends, local cab companies, the Victim's Advocate, Police Services, etc. handy.
- Trust your instincts. If you find yourself at a party where you don't know a lot of people or the crowd doesn't feel right, gather your friends and leave.
- Always carry your cell phone charged. If you are concerned for you or a friend's immediate safety, do not hesitate to call 9-1-1.
- If a friend seems to be acting strangely or not like themselves, kindly check in with them to be sure everything is OK. Use "I" statements. Say something like "I have noticed that you seem to be doing XYZ lately. Is everything going OK?" Let them know that you are there and can support them, and that there are resources on campus that they can turn to.
- Continue educating yourself about personal and community safety, and bystander intervention. Get involved in on- or off-campus offices, like the Women's Center, 1 in 4 at UVM, or Living Well @ UVM, that are doing this type of work or sign up for a class that seems relevant like the RAD program sponsored every semester by UVM Police Services.

PERSONAL SAFETY TIPS & STRATEGIES TO REDUCE CRIME

The University encourages community members to take simple, common-sense precautions to maximize their personal safety and that of the campus community. There are a number of different crime prevention strategies and personal safety tips that you can use, depending on who you are and where you are on campus.

Residence Hall Safety & Security

- Never leave your room unlocked and unoccupied.
- Lock your residence hall room or apartment when you are sleeping.
- Do not prop card reader or **any** doors.
- Call Police Services if you see someone in the building who you know does not belong.
- Do not allow strangers to follow you into the building.

Report solicitors in Residence Halls to Police Services. Door-to door solicitation is not permitted in UVM residence halls. If a solicitor or any suspicious looking person approaches you in a residence hall, jot down a description and call (802)-656-3473 (**9-1-1 if an emergency**) immediately. Do not confront the person.

Report ‘Peeping Tom’ incidents immediately by calling 9-1-1. It is usually best not to yell or try to detain the offender. He or she may panic and react in an unpredictable manner. If the offender runs away, note the direction in which he or she traveled. If there is a place from which you can observe safely, watch to see if the offender gets into a car, goes to another residence hall, etc. Try to get a good description of the person, and report the incident immediately to **9-1-1.**

Workplace Safety & Security

- Secure and lock your work area when no one is in it.
- If you must work alone before or after normal business hours, lock your work area and call Police Services to make them aware that you are there.
- Create a safety plan with your colleagues (Police Services can assist).
- Be aware of your environment – you are the best judge of who “belongs” in your workplace.
- Report suspicious or strange activity by co-workers to your supervisor.
- Secure propped doors. Report repeated offenses to Police Services at (802) 656-3473.
- Report defective lighting, locks or phones.
- Check elevators before entering. Before/after hours, consider using the stairs if you are able.

Personal Safety Tips & Strategies

- When walking or jogging, go with a friend, not alone.
- Avoid isolated, dark areas.
- Carry your cellphone and *keep it charged.*
- Know your limits with alcohol and do not accept drinks from others. **Drink responsibly and in moderation.**
- Tell a friend where you are going and when you will return. Check in with your friend if your plans change.
- Carry a whistle or noise maker. Do not be afraid to scream if you need help.
- Use a cell phone or raise the hood and stay in your car if it breaks down. If someone stops ask them to call the police. Have a car cell phone charger in your vehicle when traveling.
- Be aware of your surroundings. Remove one ear bud and pay attention to your surroundings.
- Walk with confidence. Show that you are aware and in control with your body language.
- Use campus/public transportation after dark, rather than walking.
- Carry a small, readily available, high-intensity flash light.

- If you feel that you are being followed look directly at the person, awareness is often a deterrent.
- If a follower persists, head toward a well-lit, occupied area, and call the police (9-1-1).
- Park in an area that will be well lit when you return. When approaching your car or your door, get your keys out in advance. Avoid fumbling for your keys at the door.
- Lock your car. Lock valuables in the trunk or hide them from view.
- Check the inside of your car before getting in, especially the back seat.
- Before driving, lock your doors and put on your seatbelt.
- If possible with your phone off: Practice calling **9-1-1** and send.

Protecting Your Personal Property

- Record the serial numbers of your valuables including your electronics. Store this information in a safe place that is quickly accessible (not on your cellphone or other small electronics) if the items are stolen.
- Register your bike and other personal property with Police Services:
<https://www.uvm.edu/police/?Page=services/registrations.html&SM=services/nav.html>
- Do not leave valuables including textbooks, backpacks and other carrying cases, as well as your personal electronic devices unattended or visible in parked cars or unlocked rooms or residences.

Technology Security Strategies & Tips

- Personally identify your property. Have your electronic equipment permanently marked with an identifying number that can be traced only back to you. Keep a paper copy of all your property with serial numbers. This form should be kept someplace safe. Police Services loans engravers to students or a Service Officer may be able to assist you with the engraving. Check our web site for on-line property registration <https://www.uvm.edu/police/?Page=services/registrations.html> or call (802)-656-3473 for more information.
- Make up passwords that are easy to remember, but hard to guess or crack. Avoid common dictionary words and **never** use “password” as your password.
- Use a different password for every web site that requires one. Password manager software can help you with remembering multiple passwords.
- Keep your passwords and PINs secret; if you have to write them down, keep the list encrypted or locked.
- Keep your computer’s anti-virus software up-to-date.
- Check <http://www.uvm.edu/it/> regularly for current security warnings & helpful information.
- Run virus protection software if available for your system.
- Require a password to start up or wake your computer from sleep or screen saver.
- Lock your keyboard or log off when away from your computer.
- Ask UVM/IT if you’re uncertain whether an email you’ve received, or a message that pops up on your computer is legitimate. Never respond if you are unsure.
- Protect your privacy and safety by limiting the information you post about yourself online.
- Avoid future embarrassment by thinking twice about what you say and post online.
- **Never** leave electronics unattended.
- **Never** post your Net-ID and/or password near your computer/workstation.
- **Never** give your Net-ID password to anyone who asks for it by email, phone, in person, or on non-uvm.edu web sites.
- **Never** enter your UVM Net-ID and password on a non-“uvm.edu” web page.
- **Never** install software from unknown or untrusted people or web sites.
- **Never** open email attachments or follow links you weren’t expecting, even from people you know.
- **Never** put yourself at risk by allowing your computer to share your music, videos, and other files illegally via peer-to-peer (P2P) programs like uTorrent or FrostWire.

Please contact the UVM Computing Helpline at <http://www.uvm.edu/it/help/> or 802-656-2604 for further assistance and

guidance on electronics safety.

Handling Obscene & Annoying Phone Calls

- Hang up as soon as you realize the nature of the call. Do not try to find out who the caller is, even if you think it is a friend playing a joke.
- Use caller ID and voicemail to screen your calls.
- Do not delete any recorded messages or captured numbers.
- If you receive multiple calls and you don't know the caller, listen carefully to the voice quality and mannerism, listen for background noise or other sounds that may assist in locating the caller.
- Consider changing your number.
- Call police Services to report and for guidance.

Reporting Suspicious Activity

Any time you need immediate police, fire or medical response, call **9-1-1**. Remember, *9-1-1 is a free call from any phone*. In addition, emergency blue lights are located all over campus that will connect you to a UVM Police Services emergency dispatcher with a single button. When you are outside on campus, an emergency blue light should be visible if you turn 360 degrees. These devices require a push of a button to notify Police Services of your situation. For non-emergency police response call (802) 656-3473.

Call 9-1-1 if you think a crime is in progress, which might be indicated by:

- A scream or call for help.
- The sound of a whistle or loud horn.
- A strange car repeatedly driving up and down the street.
- Seeing someone you don't know or recognize enter your neighbor's room or home, enter an office or lab with no apparent business or transaction, or loiter in a parking area or at a bike rack near your home, residence hall, or work.

If You Are Victimized

When faced with robbery, surrender your valuables, don't risk your life for your property. If you are assaulted, be realistic about your response. Only you can decide whether or not to resist. As soon as safety permits, you are encouraged to report any crime to the police. Visit the [Reporting Crimes & Other Incidents](#) section of this report for more information about how to report what has happened.

PROGRAMMING, EDUCATION, & SERVICES

The University of Vermont offers an array of crime prevention and awareness programs throughout the year. Programs include general crime prevention and awareness, as well as programs to prevent discrimination and harassment, including dating violence, domestic violence, sexual assault, sexual exploitation, and stalking.

Crime prevention, awareness, and safety education efforts at UVM are conducted using a multifaceted, multi-department approach that begins before a student arrives on campus. Incoming students at all levels must complete primary prevention programs before their first semester, such as the online *AlcoholEDU* program and the *Haven* program on sexual misconduct and bias awareness and prevention. All incoming first year students are also required to attend two hours of on-campus crime prevention and awareness training during the *Opening Weekend Sessions* when they arrive on campus. In August, members of the Residential Education Team (many leadership staff in the Department of Residential Life) and all Resident Advisors (RAs) for the upcoming academic year receive specific training in preventing harassment, bias, and sexual misconduct. New employees must complete an orientation program during onboarding called *UVM Culture and Community*; this includes a *Preventing Sexual Harassment and Bias* training which covers identification, prevention, and awareness of sexual misconduct and bias in an academic workplace.

Many ongoing crime awareness and prevention programs are held on campus throughout the year and are hosted by a number of departments. UVM Police Services employs a crime prevention officer who conducts a range of trainings for all UVM community members. Police Services also offers security audits, active shooter response training, and safety planning for students, employees, and departments, as well as *RAD Self Defense training* (available to all woman-identified UVM community members). Other University departments host several additional programs, including educational efforts such as *The Men's Program* and social norms marketing initiatives such as *Think. Care. Act.* described below.

The University encourages community members to take full advantage of safety programs and initiatives designed to protect their person and property.

Primary Prevention and Awareness Programs

Summary and Compliance Statement

Primary prevention programs are programming, initiatives, and strategies intended to stop all forms of sexual misconduct, including dating violence, domestic violence, sexual assault, sexual exploitation, and gender-based stalking before they occur through the promotion of positive and healthy behaviors that foster healthy, mutually respectful relationships and sexuality, encourage safe bystander intervention, and seek to change behavior and social norms in healthy and safe directions. Awareness programs are community-wide or audience specific programming, initiatives, and strategies that increase knowledge, and share information and resources to prevent violence, promote safety and reduce perpetration.

The University of Vermont prohibits the crimes of dating violence, domestic violence, sexual assault, and stalking as those terms are defined for the purposes of the Clery Act (definitions in [Appendix A see page 61](#)) and as those terms are defined by the State of Vermont (definitions in [Appendix B see page 62](#)). The University has defined *consent* in the Institution's *Sexual Harassment & Misconduct Policy* ([full UVM definition on page 13](#)), and the State of Vermont has defined *consent* in the Vermont State Statutes ([full State of Vermont definition on page 13](#)). The University encourages members of the community to take safe and positive options for bystander intervention; [more information, including a definition of bystander intervention, is available on page 40](#). The University also encourages members of the community to take risk reduction steps; [more information, including a definition of risk reduction, is available on page 41](#).

Primary prevention and awareness programs offered by UVM are tailored to the needs of the UVM community, including students and employees. These programs are culturally relevant, inclusive of and responsive to all parts of the UVM community, and are informed by research for efficacy.

All incoming UVM students must complete the primary prevention and awareness programs *Haven* and *Alcohol EDU*, and incoming First Year students also are required to attend *Opening Weekend Sessions*. All new UVM Employees must complete the New Employee Orientation program *UVM Culture and Community*, which includes an in-person *Preventing Sexual Harassment and Bias Training*. These primary prevention and awareness programs for students and employees are further described below.

Haven Primary Prevention Program for Incoming Students

All incoming students are required to complete an online educational program prior to their arrival on campus known as *Haven*. *Haven* uses a population-level approach to educate students on the issues associated with sexual harassment, sexual misconduct, sexual assault, and relationship violence, taking into account their unique perspectives and experiences, providing: key definitions and statistics, reflective and personalized content, bystander skill and confidence-building strategies for intervention, and campus-specific policies, procedures and resources. Incoming students under age 21 complete the standard *Haven* program, and incoming students 21 and over complete a program called *Haven Plus*, specifically tailored for students of legal drinking age and older. For more information about *Haven*, please email the Dean of Students Office at deanofstudents@uvm.edu.

Haven Primary Prevention Program for Student Employees

As part of the hiring process for Student Employees, the University's Student Employment Office verifies that prospective student employees have completed the required *Haven* training program (*Haven* or *Haven Plus*). Students are not eligible for student employment positions until the appropriate *Haven* training has been completed. Should the Student Employment Office find that a student has not completed the *Haven* training program, the student will be required to complete the training before being hired into a student employment position at the University.

AlcoholEdu for College Students

The University of Vermont continually takes active steps to reduce unsafe alcohol use on campus. Toward that end, every incoming student under age 21 is required to complete *AlcoholEdu for College Students*, an online tangible population-level prevention program that challenges students' expectations around alcohol while encouraging students to make healthier and safer decisions, and to reduce risk. For more information, please email the Dean of Students Office at deanofstudents@uvm.edu.

Opening Weekend Sessions

In collaboration with Residential Life, Student Life, the Center for Health & Wellbeing, and the Dean of Students Office, all first year students are required to attend an in-person 2 hour educational session during move-in weekend covering the following topics: sexual and relationship violence, mental health, bias, and high risk alcohol and other drug use. This in-person session builds off of the required online education courses (described above) that incoming students are required to complete, and incorporates a safe and positive bystander intervention model. For more information, please email the Dean of Students Office at deanofstudents@uvm.edu.

New Employee Orientation: UVM Culture and Community

New employees are required to participate in a comprehensive onboarding program. The program is designed to help ensure that individuals experience a smooth transition into their role at UVM, and provide a forum to discuss issues related to the climate and culture of the University. This program covers a variety of topics, including diversity and inclusion at UVM, internet and data security, fire and personal safety, risk reduction, and preventing sexual harassment and bias.

Preventing Sexual Harassment and Bias Training - Employees

All new employees receive preventing sexual harassment and bias training as part of UVM Culture and Community during orientation. This training is also provided as part of available supervisor training programs, and as a standalone training for any department, upon request. This training includes safe and positive options for bystander intervention and how to recognize and prevent sexual harassment and misconduct. To request a session for your area, please visit the [HRS Learning Services Skills Development website](#).

Ongoing Prevention and Awareness Campaigns

Ongoing prevention and awareness campaigns are programming, initiatives, and strategies that are sustained over time and provide the same information as, and share goals with, primary prevention and awareness programs. The University of Vermont coordinates multiple ongoing prevention and awareness programs, some of which target the entire UVM community and some of which target segments of the community, with the goal of reaching all populations of students and employees at the institution. A representative selection of ongoing prevention and awareness campaigns offered at the University is described below.

Think. Care. Act.

The *Think. Care. Act.* campaign began with the task of balancing UVM's open and welcoming community with providing the safest environment possible. *Think. Care. Act.* serves as the institutional motto, promoting a healthy and safe community at UVM. *Think. Care. Act.* also serves as the official campaign tagline for the *StepUP! Think. Care. Act.* (*Bystander Intervention Program*) described below, which promotes and supports health and safety initiatives and

encourages bystanders to intervene on behalf of those in need of help. *Think. Care. Act.* is a social norms marketing campaign that includes posters, social media, and direct communications to the community. The campaign promotes the idea that UVM students and employees have the power to contribute to a culture of care as members of the University of Vermont Community. Furthermore, it encourages UVM community members to *think* about the impact of their words, actions or silence; *care* about their community members, and *act* to help others in need and end incidents of harm or injustice. For more information about this campaign, please contact the Dean of Students Office within the Division of Student Affairs at deanofstudents@uvm.edu or visit www.uvm.edu/saffairs.

StepUP! Think. Care. Act. (Bystander Intervention Program)

StepUP! is a prosocial behavior and bystander intervention program that educates students to be proactive in helping others. The goals of the program are to raise awareness of helping behaviors, increase motivation to help, develop skills and confidence when responding to problems or concerns, and ensure the safety and wellbeing of self and others. The basic training consists of a multi-media presentation as well as small group scenario discussions, which are tailored for each group. StepUP! was developed by the University of Arizona C.A.T.S. Life Skills Program, along with the National Collegiate Athletic Association (NCAA) and leading national experts. At UVM, StepUP! is managed and presented by Living Well, part of the Center for Health and Wellbeing (CHWB). CHWB develops customized topic-specific StepUP! programming to meet the needs of the University of Vermont's culture and community. Living Well presents a number of StepUP! trainings each year to a broad range of UVM constituents. StepUP! training is also available on request. To schedule a training for your group, club, office, or organization, or for more information, please contact Living Well at (802) 656-0441 or LivingWell@uvm.edu.

The Men's Program

In 2013-14, the University established "The Men's Program", an all-male, peer-education empathy-based program that lowers men's likelihood of committing sexual violence, and increases the likelihood of bystander intervention in high-risk situations. The Men's Program is a well-researched and proven program hosted at institutions nationwide. The program also provides male participants with the opportunity to join the University's "One in Four" chapter, which assists in developing leadership, presentation, and activist skills, while creating a safer campus climate for all students. For more information about the Men's Program, please visit <http://www.uvm.edu/~CHWB/psych/?Page=men.html> or contact Keith E. Smith, Men's Outreach Coordinator (Keith.Smith@uvm.edu or 802-656-3340).

One in Four

A men's peer group who present "The Men's Program" to interested groups and offices on campus, and work to support efforts to combat sexual violence. One in Four participates in the annual *Take Back the Night* march and coordinates local-level bystander intervention and awareness efforts. For more information about One in Four, contact Keith E. Smith (Keith.Smith@uvm.edu or 802-656-3340).

You Could be the First to Know Campaign

The "You Could be the First to Know" campaign is a video series, produced by the UVM Women's Center, ALANA Student Center, and LGBTQA Center that provides information to help students when peers disclose that they have experienced violence. The video series, as well as additional resources and information about how to help a friend who has experienced violence, are available at: <http://www.uvm.edu/~women/?Page=help.html>. For more information about this campaign, contact the UVM Women's Center at 802-656-7892.

Dismantling Rape Culture Conference (DRCC)

The DRCC is an annual, day-long conference sponsored by the UVM Women's Center that offers an opportunity to both the campus community and the public for training, education and awareness in which participants uncover various aspects and systems within society that perpetuate, maintain and sustain rape culture. Attendees will leave with a greater awareness of how our campus and greater societal cultures support violence, as well as a better understanding of how we have power and responsibility to transform it. Previous workshop session topics include bystander intervention, sexual violence and communities of color, the portrayal of violence in the media, and how we define consent. Please contact the UVM Women's

Center at (802) 656-7892 for more information, and visit <http://www.uvm.edu/~women/?Page=events.html&SM=eventsmenu.html> for upcoming program announcements.

Stalking Awareness Month – January

Stalking Awareness Month takes place annually in January. Activities include tabling to raise awareness, daily social media posts with laws, thought-provoking questions and statistics, and informational table tents (flyers) at on-campus dining facilities. For more information, contact the UVM Women’s Center at (802) 656-7892.

Sexual Assault Awareness Month – April

Sexual Assault Awareness Month takes place annually in April. In addition to the Dismantling Rape Culture Conference, which happens annually during April, past activities have included a “Take Back the Night” rally, march, and speak out, thought provoking film screenings with an accompanying service provider panel, lunch time talks, and tabling. Each year the UVM Women’s Center develops relevant programming tailored to the UVM community to raise awareness of sexual assault during the month of April. For more information contact the UVM Women’s Center at (802) 656-7892.

Domestic Violence Awareness Month – October

Domestic Violence Awareness Month takes place annually in October. Activities include film viewings, survivor talks, healthy relationship programs, lunch time talks (i.e. Obstacles to Ending an Abusive Relationship), and tabling at the University’s student center. Each year the UVM Women’s Center develops relevant programming tailored to the UVM community to raise awareness of domestic violence during the month of October. For more information contact the UVM Women’s Center at (802) 656-7892.

Campus Transportation and Safety Escorts

UVM maintains a robust Campus Area Transportation System that is closely integrated with local public transportation systems. Buses travel on the campus and into student neighborhoods downtown until midnight during the week, and until 3 a.m. Thurs – Sat. All UVM students and employees also have free access to the Chittenden County Transportation (CCTA) bus system. After hours parking is available to all students and employees with late-night commitments. Safety escorts and rides are also offered by UVM Police on a case-by-case basis, usually after the shuttle buses stop running, by calling (802) 656-3473. Information about bus service and safety escorts are regularly advertised to students, and students are encouraged to utilize these resources as a means of risk reduction.

Residential Advisors (RA) Training

RAs are required to participate in a 2-week intensive training that addresses the following topics: high risk alcohol and other drug use, sexual misconduct and assault and institutional protocols for response, mental health and assisting students in distress, and understanding how to report student conduct efficiently and accurately to address community and individual health and safety. Residential Advisors are student leaders who live with their peers in each UVM Residence Hall who provide mentoring, roll modeling, support, and leadership to the students who live in their halls. Residential Advisors also do regular foot patrols through the Residence Halls to promote safety and wellness in the UVM Residential communities. For more information, contact UVM Residential Life at (802) 656-3434.

Department of Athletics Life Skills Program

The Life Skills Program consists of programming in five focus areas: athletic excellence, academic excellence, personal development, community service, and career development. In addition to a mandatory one credit course for all first-year student-athletes designed to invoke thoughtful, reflective discussion from student-athletes as a means of leading them towards greater understanding of how they might achieve their academic goals, meet college challenges, and make healthy decisions, the Life Skills Program at the University of Vermont offers various speakers, presentations, group training, and workshops through the fall and spring semesters. All athletes receive training and information on personal leadership, social climate and inclusion, and bystander intervention skills as part of this program. For more information, contact UVM

Athletics at (802) 656-3131.

Security Surveys

UVM Police and Service Officers perform security surveys for employees, students, and other organizations and departments upon request, including recommendations for access and surveillance systems. Security surveys from Police Services can help UVM employees, students, organizations, buildings, and departments reduce risk and promote a safe and positive environment on campus. Please call UVM Police Services at (802) 656-3473 for more information.

Individual Safety Planning

A safety plan is a tool that is designed to empower you in becoming proactive about your personal safety. Safety plans are individualized plans that you should share with a trusted friend(s) describing daily actions you take to stay safe. A good safety plan covers everything from simple actions such as keeping your door locked at all times to more elaborate plans that detail actions for emergency or crisis situations. Safety planning is a way to take individual steps to reduce personal risk. Please call UVM Police Services at (802) 656-3473 for more information.

Rape Aggression Defense (RAD)

RAD is a twelve-hour course (offered in 3 hour segments), taught by certified instructors, designed to develop and enhance participants' options of self-defense. This course is offered free of charge to members of the University community by the University Police Department approximately 4 times per year. For more information on the RAD Program, please contact Crime Prevention Officer, Sue Roberts at sue.roberts@uvm.edu or (802) 656-8009.

Campus Security Authority (CSA) and Responsible Employee Training

A minimum of four (4) live programs are scheduled each calendar year for the benefit of designated UVM Reporters to familiarize themselves with their responsibilities under federal law (Clery Act, Title IX, and other non-discrimination laws) and University policy. Additional trainings are scheduled on an as requested basis. This training includes basic information on how to support victims of crime and how to safely intervene as a bystander by delegating to the appropriate University or Law Enforcement Official. For more information on this training program, please contact the Clery Act Coordinator at (802) 656-3052 or kelly.riel@uvm.edu. The training materials are also available electronically at www.uvm.edu/~gencnsel/?Page=training.html.

PREPARING AND DISTRIBUTING THE ANNUAL CRIME REPORT

UVM Police Services is responsible for the collection and compilation of crime statistics for Clery qualifying crimes, including hate crimes, through exercise of their traditional duties, working relationships with area law enforcement agencies, and receipt of CSA Reporting Forms through www.uvm.edu/police/csa. Written requests for Clery crime statistical information related to off-campus facilities controlled by the institution and used by UVM students as part of their UVM program frequently, repeatedly, or for a long duration are made on an annual basis to relevant police agencies that do not share the same Law Enforcement Records Management system used by UVM Police Services. Police agencies that do share the same Law Enforcement Records Management system are sent a request letter that includes notice that UVM Police Services is collecting the relevant information pursuant to Clery reporting and a request for assistance in the event that any records may not be included, accurate, or up to date in the Records Management System.

In addition, UVM Police Services is responsible for querying UVM Responsible Officials for campus conduct processes at the close of each calendar year as to (1) the number, (2) location on University property, and (3) classification of violations of state and local ordinances (drug, liquor and weapon laws) occurring on or near campus for the applicable time period for inclusion in this Report. UVM Police Services, in cooperation with local law enforcement agencies as outlined above, tracks arrests of the same.

Each year, an e-mail notification is made to all enrolled students, faculty and staff that provides direct web site access (including exact URL - <http://www.uvm.edu/police/reports/clery/public-safety-report.pdf>) to this report. All prospective students are further noticed of the availability of this Report by the Offices of Admissions via the UVM Viewbook. All prospective employees are noticed of this report by the office of Human Resource Services, which prominently includes a notice of and link to this report in all job postings at the University. Hard copies of the Report are available upon request from University Police Services located at 284 East Avenue in Burlington, Vermont.

ANNUAL CRIME STATISTICS: 2013 – 2015

Under the Clery Act, colleges and universities are required to report a number of crime statistics using uniform definitions. UVM reports these statistics directly to the Department of Education and publishes them in the University's Annual Security Report (this document) by October 1 each year. The Annual Security Report is published online and distributed as described in the previous section. The Department of Education publishes the Clery statistics from every college and university with obligations under the Clery Act on its website at: <http://ope.ed.gov/campussafety/#/>.

UNDERSTANDING CLERY CRIME STATISTICS

Introduction

The Clery Act requires the UVM to report statistics for certain crimes reported to have occurred on and around campus and at other properties owned or controlled by the institution that are frequently used by students in support of an educational program. In addition to crime report statistics, the University also must report statistics for certain crimes determined to be motivated by bias or hate (hate crimes), as well as certain arrests and disciplinary referrals to the campus judicial process.

It is important to note that the Clery Act may define a particular crime differently than that crime is defined under Vermont law. For purposes of this report, the University uses the Clery Act definitions, which have been adopted from the Federal Bureau of Investigation's Uniform Crime Reporting Handbook (UCR), the National Incident-Based Reporting System Edition of the UCR for sex offenses, and the Violence Against Women Reauthorization Act of 2013. The definitions used for crime classification under the Clery Act are used by institutions throughout the United States.

The Clery Act requires that the statistical information in this report be broken down into standardized geographic categories. These categories are defined by the Department of Education and are used by all colleges and universities with Clery reporting obligations. In the statistical tables in this section, the data is broken down by both the type of offense and the geographic location where the offense occurred, as required by law.

Definitions: Geographic Location Categories

- **On-Campus Property:** Any building or property owned or controlled by an institution within the same reasonably contiguous geographic area and used by the institution in direct support of, or in a manner related to, the institution's educational purposes, including residence halls; and any building or property that is within or reasonably contiguous to such buildings or property that is owned by the institution but controlled by another person and is frequently used by students and supports institutional purposes.
- **Student Housing Facilities (Subset of On-Campus Property):** Any student housing facility that is owned or controlled by the institution, or is located on property that is owned or controlled by the institution, and is within the reasonably contiguous geographic area that makes up the campus.
- **Public Property:** All thoroughfares, streets, sidewalks, and parking facilities that are within the campus, or immediately adjacent to and accessible from the campus.
- **Non-Campus Property:** Any building or property owned or controlled by a student organization that is officially recognized by the institution; or any building or property owned or controlled by an institution that is used in direct support of, or in relation to the institution's educational purposes, is frequently used¹¹ by students, and is not within the same reasonably contiguous geographic area of the institution.

A copy of the University's Clery Map depicting campus ground, buildings, and structures, as well as public property, can be

¹¹ The University of Vermont considers a property "frequently used" if it is rented, leased, or otherwise controlled by the institution for a "long duration" or if it is subjected to "repeated use." The University defines a "long duration" as use for 20 nights or more in a calendar year, and considers a property subjected to "repeated use" if it is used for two nights in a two calendar-year period by at least two students. This standard has been updated for the 2015 reporting period based on federal guidance and generally accepted practice in higher education. For reporting years prior to 2015, the University defined "frequently used" property as property rented, leased or controlled for four or more cumulative days or nights in a single calendar year, or any such control of a single property year over year (repeated use).

found at http://www.uvm.edu/policies/riskmgm/campussecurity_geo.pdf.

Definitions: Primary Reportable Clery Crimes (*Criminal Offenses*)

The first table below contains statistics for reports of incidents considered to be “*Primary Crimes*” under the Clery Act (also called “*Criminal Offenses*” for reporting purposes). This category includes statistics regarding eleven types of criminal incidents. Sexual assault statistics (also referred to as “*sex offenses*”) are reported in this table and are listed as four specific crime categories: *fondling, incest, rape, and statutory rape*. The list of primary crimes and their definitions are listed here.

- **Murder/Non-Negligent Manslaughter**: The willful (non-negligent) killing of one human being by another.
Note: deaths caused by negligence, attempts to kill, assaults to kill, suicides, accidental deaths, and justifiable homicides are excluded.
- **Manslaughter by Negligence (Formerly called “Negligent Manslaughter”)**: The killing of another person through gross negligence.
- **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. This offense includes the rape of both males and females.
- **Fondling (Formerly called “Forcible 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.
- **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.
- **Aggravated Assault**: An unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury. This type of assault usually is accompanied by the use of a weapon or by means likely to produce death or great bodily harm. *Note*: It is not necessary that injury result from an aggravated assault when a gun, knife or other weapon is used which could or probably would result in a serious potential injury if the crime were successfully completed.
- **Burglary**: The unlawful entry of a structure to commit a felony or a theft. For reporting purposes, this definition includes: unlawful entry with intent to commit a larceny or a felony; breaking and entering with intent to commit a larceny; housebreaking; safecracking; and all attempts to commit any of the aforementioned.
- **Motor Vehicle Theft**: The theft or attempted theft of a motor vehicle. Motor vehicle theft includes all cases where automobiles are taken by persons not having lawful access, even though the vehicles are later abandoned, including joy riding.
- **Arson**: The willful or malicious burning or attempt to burn, with or without intent to defraud, a dwelling house, public building, motor vehicle or aircraft, or personal property of another, etc.

Definitions: Violence Against Women Act (VAWA) Offenses

The second table below contains statistics for offenses defined by the *Violence Against Women Reauthorization Act of 2013*; these offenses included Dating Violence, Domestic Violence, and Stalking. It should be noted that sexual assault / sex offenses are also VAWA Offenses, but that sex offenses must be reported with *Primary Crimes* (see above) under the Clery Act.

- **Domestic Violence**: Felony or misdemeanor crimes of violence committed by a current or former spouse or intimate partner of the victim; by a person with whom the victim shares a child in common; by a person who is cohabitating with, or has cohabitated with, the victim as a spouse or intimate partner; by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred; or by any other person against an adult or youth victim who is protected from that person’s acts under the domestic family violence laws of the jurisdiction in which the crime of violence occurred.

In accordance with Vermont law [15 V.S.A. § 1101], Domestic Violence includes felony or misdemeanor crimes of violence committed by persons who, for any period of time, are living or have lived together, are sharing or have shared occupancy of a dwelling, are engaged in or have engaged in a sexual relationship, or minors or adults who are dating or who have dated [“household members”]. *Due to the inclusion of “household members” in the definition of domestic violence under Vermont law, incidents of ‘Dating Violence’ as defined below which occur in Vermont are captured under ‘Domestic Violence.’* For more information, see the definition of Dating Violence below, and refer to [STATISTICAL TABLE CAVEATS](#) numbers [4](#) and [5](#) on page [58](#) for additional information.

- **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. The existence of such a relationship shall be determined 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, dating violence includes, but is not limited, to sexual or physical abuse or the threat of such abuse, and *dating violence does not include acts covered under the definition of domestic violence.*
 - **Please note:** Due to the inclusion of “household members” in the definition of domestic violence under Vermont law [15 V.S.A. § 1101], all incidents occurring in the State of Vermont covered by the definition of *Dating Violence* listed here are covered under the definition of *Domestic Violence* and are reported as such. See [STATISTICAL TABLE CAVEATS](#) numbers [4](#) and [5](#) on page [58](#) for additional information.
- **Stalking:** Engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for their safety or the safety of others, or suffer substantial emotional distress. For the purposes of this definition: *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. *Reasonable Person* means a reasonable person under similar circumstances and with similar identities to the victim. *Substantial Emotional Distress* means significant mental suffering or anguish that may, but does not necessarily require medical or other professional treatment or counseling.

Definitions: Weapon, Drug, and Liquor Law Violations

The third table below contains statistics for arrests and referrals for disciplinary action (disciplinary referrals) for law violations including weapons laws, drug abuse laws, and liquor laws. For the purposes of this table, “arrest,” “disciplinary referral,” and each type of law violation is defined here. **Please note:** *if, in a single incident, an individual is arrested for multiple violations in this category, the statistic will be counted only as the most egregious law violation as determined by a hierarchy rule used internally at the University of Vermont; this hierarchy rule ranks violations from most egregious to least egregious as: Weapons Law Violations, Drug Abuse Violations, Liquor Law Violations.*

- **Arrest:** Persons processed by arrest, criminal citation or summons.
- **Referral for Disciplinary Action / Disciplinary Referral:** The referral of any person to any official who initiates a disciplinary action of which a record is established and which may result in the imposition of a sanction.
- **Weapon Law Violation:** The violation of state and local laws or ordinances dealing with weapon offenses, regulatory in nature, such as: manufacture, sale, or possession of deadly weapons; carrying deadly weapons, concealed or openly; furnishing deadly weapons to minors; aliens possessing deadly weapons; all attempts to commit any of the aforementioned.
- **Drug Abuse Violation:** Violations of state and local laws relating to the unlawful possession, sale, use, growing, manufacturing, and making of narcotic drugs. The relevant substances include, but are not limited to: Opium or cocaine and their derivatives (morphine, heroin, codeine); marijuana; synthetic narcotics (Demerol, methadone); dangerous non-narcotic drugs (barbiturates, Benzedrine); bath salts and their derivatives; and illegally obtained prescription drugs.
- **Liquor Law Violation:** The violation of state and local laws or ordinances prohibiting: the manufacture, sale, transporting, furnishing, possessing of intoxicating liquor; maintaining unlawful drinking places; bootlegging; operating a still; furnishing liquor to minor or intemperate person; using a vehicle for illegal transportation or liquor; drinking on a train or public conveyance; all attempts to commit any of the aforementioned. Drunkenness

and driving under the influence are NOT included in this definition, nor is possession of alcohol by an individual 21 years of age or older where such possession is in violation of University policy (i.e. in a residence hall).

Definitions: Hate Crimes

Hate Crime statistics are presented in a narrative format following the statistical tables. A **Hate Crime** is a criminal offense that manifests evidence that the victim was intentionally selected because of the perpetrator's bias against the victim. In order for an incident to be classified as a Hate Crime, sufficient objective facts must be present to lead a reasonable and prudent person to conclude that the offender's actions were *motivated*, in whole or in part, by bias.

Although there are many possible categories of bias, under the *Clery Act* only Hate Crimes motivated by bias based on Race, Religion, Sexual Orientation, Gender, Gender Identity, Ethnicity, National Origin, and Disability are reported. These categories of bias are defined by the Department of Education below.

- **Race**: A preformed negative attitude toward a group of persons who possess common physical characteristics, e.g., color of skin, eyes, and/or hair; facial features, etc., genetically transmitted by descent and heredity which distinguish them as a distinct division of humankind, e.g., Asians, blacks or African Americans, whites.
- **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, e.g., Catholics, Jews, Protestants, atheists.
- **Sexual Orientation**: A preformed negative opinion or attitude toward a group of persons based on their actual or perceived sexual orientation.
- **Gender**: A preformed negative opinion or attitude toward a person or group of persons based on their actual or perceived gender, e.g., male or female.
- **Gender Identity**: A preformed negative opinion or attitude toward a person or group of persons based on their actual or perceived gender identity, e.g., bias against transgender or gender non-conforming individuals.
- **Ethnicity**: A preformed negative opinion or attitude toward a group of people whose members identify with each other, through a common heritage, often consisting of a common language, common culture (often including a shared religion), and/or ideology that stresses common ancestry.
- **National Origin**: A preformed negative opinion or attitude toward a group of people based on their actual or perceived country of birth. This bias may be against people that have a name or accent associated with a national origin group, participate in certain customs associated with a national origin group, or because they are married to or associate with people of a certain national origin.
- **Disability**: A preformed negative opinion or attitude toward a group of persons based on their physical or mental impairments, whether such a disability is temporary or permanent, congenital or acquired by hereditary, accident, injury, advanced age, or illness.

Hate Crime statistics are reported for the Primary Reportable Crime categories of Aggravated Assault, Arson, Burglary, Motor Vehicle Theft, Murder/Non-Negligent Manslaughter, Robbery, and Sexual Assault (including Fondling, Incest, Rape, and Statutory Rape). In addition, hate crimes are reported for the offenses of Larceny-Theft, Simple Assault, Intimidation, and Destruction/Damage/Vandalism of Property, as defined below.

- **Larceny-Theft**: The unlawful taking, carrying, leading, or riding away of property from the possession or constructive possession of another. Constructive Possession is the condition in which a person does not have physical custody or possession, but is in a position to exercise dominion or control over a thing.
- **Simple Assault**: An unlawful physical attack by one person upon another where neither the offender displays a weapon, nor the victim suffers obvious severe or aggravated bodily injury involving apparent broken bones, loss of teeth, possible internal injury, severe laceration, or loss of consciousness.
- **Intimidation**: To unlawfully place another person in reasonable fear of bodily harm through the use of threatening words and/or other conduct, but without displaying a weapon or subjecting the victim to actual physical attack.

- **Destruction/Damage/Vandalism of Property:** To willfully or maliciously destroy, damage, deface, or otherwise injure real or personal property without the consent of the owner or the person having custody or control of it. *Incidents of burning that willfully or maliciously destroy, damage, or deface property are counted as Arson, not Destruction/Damage/Vandalism of Property.*

Definitions: Unfounded Crimes

Beginning with the 2014 crime statistics, the *Clery Act* has required institutions to report statistics for the total number of crime reports that were “unfounded” and subsequently withheld from crime statistics during each of the three most recent calendar years. The total number of unfounded crimes is reported in a narrative format following the Hate Crime statistics.

For *Clery Act* purposes, a crime is only considered unfounded if sworn or commissioned law enforcement personnel make a formal determination that the report is false or baseless. Crime reports can be properly determined to be false only if the evidence from a complete and thorough investigation establishes that the crime reported, was not, in fact, completed or attempted in any manner. Crime reports can be determined to be baseless only if the allegations reported did not meet the elements of the offense or were improperly classified as crimes in the first place.

- **Unfounded Crimes:** *Clery Act* crimes reported to have occurred on the institution’s *Clery Act* geography that are thoroughly investigated by sworn or commissioned law enforcement personnel and found, through investigation, to be false or baseless, meaning that **the crime did not occur and was never attempted.** Reports of burglaries where investigation determined that the items were misplaced by the owner and burglary did not occur and was not attempted, and reports of motor vehicle thefts where investigation determines that the car was misplaced by the owner and a motor vehicle theft did not occur and was not attempted are not included as unfounded crimes.

PRIMARY CRIME STATISTICS: 2013 – 2015

	On Campus (1)	Public Property	Non-Campus Property	Annual Total: All Geography	Student Housing Facilities (2)
Murder / Non-Negligent Manslaughter					
2013	0	0	0	0	0
2014	0	0	0	0	0
2015	0	0	0	0	0
Manslaughter by Negligence					
2013	0	0	0	0	0
2014	0	0	0	0	0
2015	0	0	0	0	0
Rape (3)					
2013	11	0	4	15	7
2014	27	0	0	27	16
2015	16	0	3	19	12
Fondling					
2013	0	0	0	0	0
2014	1	1	0	2	0
2015	9	1	1	11	2
Incest					
2013	0	0	0	0	0
2014	0	0	0	0	0
2015	0	0	0	0	0
Statutory Rape					
2013	0	0	0	0	0
2014	0	0	0	0	0
2015	0	0	0	0	0
Robbery					
2013	0	0	0	0	0
2014	1	1	1	3	0
2015	0	1	1	2	0
Aggravated Assault					
2013	1	0	0	1	0
2014	6	0	1	7	2
2015	1	0	2	3	0
Burglary					
2013	49	0	2	51	34
2014	21	0	1	22	19
2015	16	0	3	19	14
Motor Vehicle Theft					
2013	0	0	0	0	0
2014	2	0	0	2	0
2015	1	0	1	2	0
Arson					
2013	4	0	0	4	1
2014	1	0	0	1	0
2015	2	0	0	2	2

VIOLENCE AGAINST WOMEN ACT (VAWA) OFFENSE STATISTICS: 2013 – 2015

	On Campus (1)	Public Property	Non-Campus Property	Annual Total: All Geography	Student Housing Facilities (2)
Domestic Violence (4)					
2013	2	0	0	2	2
2014	5	1	2	8	5
2015	4	1	7	12	4
Dating Violence (5)					
2013	0	0	0	0	0
2014	0	0	0	0	0
2015	0	0	1	1	0
Stalking					
2013	2	0	0	2	0
2014	4	0	0	4	3
2015	18	0	0	18	12

WEAPON, DRUG, AND LIQUOR LAW VIOLATION STATISTICS: 2013 – 2015

	On Campus (1)	Public Property	Non-Campus Property	Annual Total: All Geography	Student Housing Facilities (2)
Arrests: Weapons – Carrying, Possessing, etc.					
2013	0	0	0	0	0
2014	0	0	0	0	0
2015	0	0	0	0	0
Disciplinary Referrals: Weapons – Carrying, Possessing, etc.					
2013	0	0	0	0	0
2014	0	0	0	0	0
2015	0	0	0	0	0
Arrests: Drug Abuse Violations (6)					
2013	23	16	0	39	18
2014	5	1	1	7	5
2015	2	0	0	2	1
Disciplinary Referrals: Drug Abuse Violations					
2013	673	6	3	682	627
2014	344	2	0	346	315
2015	317	0	1	318	245
Arrests: Liquor Law Violations					
2013	5	1	0	6	4
2014	1	1	0	2	1
2015	0	0	0	0	0
Disciplinary Referrals: Liquor Law Violations					
2013	1222	45	17	1284	1132
2014	667	41	5	713	613
2015	628	38	9	675	576

STATISTICAL TABLE CAVEATS

In the statistical tables above, caveats are indicated by numbers in parentheses. There are six caveats to the above statistical tables. These caveats are described by number below.

1. Incidents that were reported without exact geographic locations but believed by the University to have occurred on campus are included in the On Campus statistics.
2. All crimes in the “Student Housing Facilities” column are also represented in the “On Campus” column. This is in accordance with Department of Education *Clery Act* reporting guidelines.
3. To the extent that sex offenses were reported with insufficient information to characterize the type of sex offense, they have been classified and reported as Rape.
4. These statistics encompass both Domestic Violence and Dating Violence as contemplated by the *Violence Against Women Act* for all crimes reported to have occurred in the State of Vermont, as the State of Vermont’s definition of Domestic Violence captures all incidents of Dating Violence as defined by the Act. See Statistical Table Caveat number five for additional details.
5. Due to the inclusion of “household members” in the definition of Domestic Violence under Vermont law [[15 V.S.A. § 1101](#)], all incidents occurring in the State of Vermont considered Dating Violence as defined by the *Violence Against Women Act* are covered under the definition of Domestic Violence and are reported as such. Due to this jurisdictional definition of Domestic Violence, Dating Violence statistics are not separately reportable by the University of Vermont for locations to include On Campus, Public Property, and Student Housing Facilities, as the entirety of each these geographic categories is within the state of Vermont. Incidents of Dating Violence within these geographic locations are reported as Domestic Violence, in accordance with jurisdictional definition of these crimes.
6. On July 1, 2013, marijuana possession under 1 ounce became a civil offense, rather than a criminal offense, in the State of Vermont. This change has significantly impacted the number of drug arrests made on and around UVM Campus.

HATE CRIME STATISTICS: 2013 – 2015

In 2013, one (1) act of vandalism was deemed to be bias motivated. The type of bias evidenced was race. The incident occurred in a non-residential on-campus setting.

In 2014, one (1) act of intimidation was deemed to be bias motivated. The type of bias evidenced was sexual orientation. The incident occurred in a non-residential on-campus setting.

In 2015, three (3) crimes were deemed to be bias motivated:

- Two (2) incidents of intimidation were deemed to be bias motivated. The type of bias evidenced in both incidents was religion. One incident occurred in a non-residential on campus setting, and one incident occurred in an on campus student housing facility.
- One (1) incident of simple assault was deemed to be bias motivated. The type of bias evidenced was race. The incident occurred on public property.

UNFOUNDED CRIME STATISTICS: 2014 – 2015

In 2014 there were 7 unfounded crimes.

In 2015 there were 2 unfounded crimes.

Unfounded Crimes Caveats:

On October 11, 2016, the total number of unfounded crimes for 2014 was changed from 17 to 7 because several (a total of 10) unsubstantiated reports were incorrectly classified and reported as unfounded crimes for 2014. This change was made after the University received clarification from the Department of Education on classifying unfounded crimes, particularly regarding drug abuse, liquor law, and weapon violations.

On October 11, 2016, the total number of unfounded crimes for 2015 was changed from 9 to 2 because several (a total of 7) unsubstantiated reports were incorrectly classified and reported as unfounded crimes for 2015. This change was made after the University received clarification from the Department of Education on classifying unfounded crimes, particularly regarding drug abuse, liquor law, and weapon violations.

UVM POLICE SERVICES DIRECTORY

UVM Police Services is available 24 hours a day, 7 days a week, 365 days a year.

In the event of an emergency, always call 911

Phone / Non-Emergency Dispatch (Regular & TTY) -----	802-656-3473
Administrative Phone Number -----	802-656-2027
General Email Address -----	Police@uvm.edu
Anonymous Tips via Text Message -----	847411 – include the keyword “UVM” in your message

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APPENDIX A: Violence Against Women Reauthorization Act of 2013 Definitions

The University of Vermont's definitions of relationship violence, sexual assault, and stalking (listed above, see page 22) capture all offenses defined by the Violence Against Women Reauthorization Act of 2013 (VAWA) as dating violence, domestic violence, sexual assault, and stalking. Below is a listing of these offenses as defined by VAWA:

1. **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.

2. **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.

3. **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."

4. **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.

APPENDIX B: Vermont Criminal Statute Definitions

The University of Vermont department of Police Services has full law enforcement authority in the State of Vermont as enacted by the General Assembly of the State of Vermont: Title 16 VSA § 2283. The State of Vermont Statutes contain jurisdictional criminal definitions of domestic violence, sexual assault, and stalking. In addition to enforcement of University of Vermont policies and compliance with the Violence Against Women Reauthorization Act of 2013, The University of Vermont, through the department of Police Services, enforces the Vermont Criminal Statutes. This includes enforcement of laws against domestic violence, sexual assault, and stalking. Vermont criminal definitions of these acts are listed below:

Domestic Violence (defined in 15 V.S.A. § 1151)

"Domestic violence" means an act of abuse as defined in subdivision 1101(1) of this title and includes a threat of such acts committed against an individual in a domestic situation, regardless of whether these acts or threats have been reported to law enforcement officers.

15 V.S.A. § 1101 Definitions

The following words as used in this chapter shall have the following meanings:

1. "**Abuse**" means the occurrence of one or more of the following acts between family or household members:
 - a. Attempting to cause or causing physical harm.
 - b. Placing another in fear of imminent serious physical harm.
 - c. Abuse to children as defined in subchapter 2 of chapter 49 of Title 33.
 - d. Stalking as defined in 12 V.S.A. § 5131(6).
 - e. Sexual assault as defined in 12 V.S.A. § 5131(5).
2. "**Household members**" means persons who, for any period of time, are living or have lived together, are sharing or have shared occupancy of a dwelling, are engaged in or have engaged in a sexual relationship, or minors or adults who are dating or who have dated. "Dating" means a social relationship of a romantic nature. Factors that the court may consider when determining whether a dating relationship exists or existed include:
 - a. the nature of the relationship;
 - b. the length of time the relationship has existed;
 - c. the frequency of interaction between the parties;
 - d. the length of time since the relationship was terminated, if applicable.

NOTE: There is no separate definition of "dating violence" in the Vermont Statutes. Notably, the above statutory definition of domestic violence captures all incidents characterized by VAWA as dating violence.

Sexual Assault (defined in 15 V.S.A. § 1151)

"Sexual assault" means an act of assault as defined in 13 V.S.A. § 3252(a) or (b) (sexual assault) or 3253(a) (aggravated sexual assault), and includes a threat of such acts, regardless of whether these acts or threats have been reported to law enforcement officers.

Sexual assault (13 V.S.A. § 3252)

- A.** No person shall engage in a sexual act with another person and compel the other person to participate in a sexual act:
 1. without the consent of the other person; or
 2. by threatening or coercing the other person; or
 3. by placing the other person in fear that any person will suffer imminent bodily injury.
- B.** No person shall engage in a sexual act with another person and impair substantially the ability of the other person to appraise or control conduct by administering or employing drugs or intoxicants without the knowledge or against the will of the other person.

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- C. No person shall engage in a sexual act with a child who is under the age of 16, except:
 - 1. where the persons are married to each other and the sexual act is consensual; or
 - 2. where the person is less than 19 years old, the child is at least 15 years old, and the sexual act is consensual.
- D. No person shall engage in a sexual act with a child who is under the age of 18 and is entrusted to the actor's care by authority of law or is the actor's child, grandchild, foster child, adopted child, or stepchild.
- E. No person shall engage in a sexual act with a child under the age of 16 if:
 - 1. the victim is entrusted to the actor's care by authority of law or is the actor's child, grandchild, foster child, adopted child, or stepchild; or
 - 2. the actor is at least 18 years of age, resides in the victim's household, and serves in a parental role with respect to the victim.

NOTE: For the purposes of the above, the following definitions should be used (from 13 V.S.A. § 3251):

(1) A "**sexual act**" means conduct between persons consisting of contact between the penis and the vulva, the penis and the anus, the mouth and the penis, the mouth and the vulva, or any intrusion, however slight, by any part of a person's body or any object into the genital or anal opening of another.

(3) "**Consent**" means words or actions by a person indicating a voluntary agreement to engage in a sexual act.

Stalking (13 V.S.A. § 1061)

- 1. "Stalk" means to engage in a course of conduct which consists of following, lying in wait for, or harassing, and:
 - a. serves no legitimate purpose; and
 - b. would cause a reasonable person to fear for his or her physical safety or would cause a reasonable person substantial emotional distress.
- 2. "Following" means maintaining over a period of time a visual or physical proximity to another person in such manner as would cause a reasonable person to have a fear of unlawful sexual conduct, unlawful restraint, bodily injury, or death.
- 3. "Harassing" means actions directed at a specific person, or a member of the person's family, which would cause a reasonable person to fear unlawful sexual conduct, unlawful restraint, bodily injury, or death, including verbal threats, written, telephonic, or other electronically communicated threats, vandalism, or physical contact without consent.
- 4. "Lying in wait" means hiding or being concealed for the purpose of attacking or harming another person. (Added 1993, No. 95, § 1; amended 1999, No. 124 (Adj. Sess.), § 3; 2005, No. 83, § 4; 2013, No. 150 (Adj. Sess.), § 1.)

APPENDIX C: Listing of Potential Student Sanctions for Sexual Harassment & Misconduct Policy Violation

This information is taken from the Sanctioning Procedures under UVM's Sexual Harassment & Misconduct Policy (section IV.C).

These procedures are available in full at: www.uvm.edu/~sconduct/?Page=SanctioningProcedures.html

Sanctions that may be imposed include, but are not limited to, the following:

- Probation: An official notice indicating that subsequent violations of University policy will result in a review for suspension or dismissal from the University.
- Educational Sanctions: The Sanctioning Panel may require completion of a variety of educational sanctions, examples of which may include (1) a reflective essay or a research paper on a designated topic, (2) creating or attending a program, reading books, watching videos, (3) a formal apology, in writing or in person, (4) a presentation, or (5) alcohol or other drug education or referral.
- Fines or Fees: The Respondent must pay all fines or fees associated with required education, consultations, and classes, as well as those for sessions with a Certified Counselor. Such fines may be billed to a student's financial account.
- Community Restitution: The Sanctioning Panel may also require performance of a specified number of community restitution hours. This sanction will be fulfilled either on or off campus, as specified. On campus service will take place in a specified department.
- Suspension from Residence Halls: This sanction prohibits the student from residing in any University operated residence hall on either a temporary or a permanent basis. The Respondent may reapply for housing after the stated period of suspension. Specific restrictions on access to residence halls during the period of suspension may also be imposed. Suspension usually includes forfeiture of any fee rebate for the remainder of the housing contract.
- Suspension from the University: This sanction separates the student from the University for a specified period of time, and prohibits attendance at any classes or participation in the University Study Abroad program during the suspension period. The terms of the suspension may restrict access to University grounds or buildings, as well as attendance at University-sponsored social events, or other functions, as deemed appropriate by the Dean of Students. The student may not register or enroll until the stated period of suspension is completed and any requirements for the period of suspension are fulfilled.
- Deferred Suspension: This sanction is offered to students in lieu of suspension from the University of Vermont, and serves as a designated period of time during which a student is given the opportunity to demonstrate the ability to abide by the University's expectations of behavior. The duration of any deferred suspension period, and the specific restrictions imposed, will be determined by the Sanctioning Panel on a case-by-case basis. During a deferred suspension period, the student may continue to attend classes. However, the underlying suspension will be automatically enforced for failure to complete any assigned deferred suspension program or other imposed sanction by the deadline, or for any subsequent violation of University policy. Deferred suspension programs include:
 - Personal Development Commitment Program. This program is coordinated through the UVM's Center for Student Conduct. Students meet with a Coach who will work with them throughout the semester to develop a set of personal development goals, activities, and identify any additional service providers to complete the application.
 - Project Discovery (PD). PD is a 12-week program that meets once per week for two hours per session. The program can best be described as a deliberate application of sociological framework to question how gender socialization might impact our decision making processes. Throughout the semester, students are asked to examine their

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goals, create a success plan, and identify campus resources for future support.

- Dismissal: This sanction separates the student permanently from the University of Vermont.

In addition to the sanctions listed above, the Center for Student Conduct may place a hold on the student's future registration privileges with the University should there be any incomplete sanctions. Such a hold results in a cancellation of all pre-registered courses. The hold remains in effect until the outstanding student conduct matter and sanctions have been resolved.

Additionally, a student who fails to comply with sanctions imposed will be billed a \$150 non-compliance fee to the student's account, and the Center for Student Conduct may impose additional sanctions on the Respondent, up to and including dismissal from the University.

Printed copies of this Report are available at:

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Burlington, Vermont 05405
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