Message from the Dean of Student Services
Northern New Mexico College is committed to building a safe, respectful and healthy campus community.

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Northern New Mexico College Security Department

Campus Security
Northern New Mexico College Campus Security serves the campus and is responsible for all property owned by NNMC in the area.

Campus Security can be contacted via telephone at 505.927-2158 or by dialing ext. 2158. The office is located in the Montoya building.

Campus Security is also staffed by three full-time security guards and a Security Director. Campus Security officers provide coverage 7 days/week, 24-hours each day throughout the academic year.

It is College policy to encourage the prompt reporting of all crimes committed on campus to Campus Security and other appropriate law enforcement agencies and to assist the victims of those crimes.

Crime Prevention
Ensuring the safety of the College community is a group effort. We all must do our part.

When working, visiting, or attending classes on campus, keep in mind the following:

- Report any suspicious persons or activities to the Campus Security.
- Do not leave valuables unattended or unsecure.
- Do not prop open entrances to buildings.
- Lock your work areas every time you leave.
- Report any maintenance problems to Facilities.
- Call Campus Security if you would like an escort.
- Be mindful of your surroundings.
- Report lost keys immediately.

Valuables
Property theft is one of the most frequently occurring crimes on college campuses. Stolen items are rarely returned to the owner and most thieves are not arrested. However, a big difference can be made in the return of property and the apprehension of criminals if victims know the make, model and serial number of the stolen items.

Recording computer serial numbers and information in a cell phone is a handy way to keep the information.

Public Log
A public log of Campus Security Act offenses is available for public viewing at the NNMC Campus Security located at
Crime Reporting and the College's Response

Crime Reporting

Call security immediately if you witness a crime, are a victim of one, or observe suspicious activity. You can report a crime by calling 505-927-2158 or ext. 2158.

If you witness or are a victim of a crime, write down as much information as you can remember. Try to obtain a description of the offender’s clothing, age, gender, height, weight, and voice. Also try to describe details such as eye color, hair color, jaw and nose structure and distinguishing characteristics.

Try to obtain a description and license number of any vehicles involved. Note the direction that is taken. Preserve the crime scene. Do not touch any items involved in the incident. Close off the area and don’t let anyone in the crime area until security arrives.

Employees of Northern New Mexico College who become aware of Violation of College Policy, Student Conduct Code, or illegal activity are required to report the incident to their supervisor or to Campus Security.

The Campus Security Department encourages anyone who is the victim or witness to any crime to promptly report the incident to security. Because police reports are public records under state law, the Campus Security Department cannot hold reports of crime in confidence. Confidential reports for purposes of inclusion in the annual disclosure of crime statistics can generally be made to other NNMC campus security authorities as identified below.

Campus Security Authorities

Crimes also may be reported to persons who have been designated as having significant responsibility for student and/or campus activities. Each will be responsible for forwarding campus crime reports to NNMC Campus Security for investigation and campus crime reporting in compliance with the Campus Security Act. Campus security authorities are listed below:

Note: The 1998 amendments to the Clery Act note that Student Counseling staff are not required to report or disclose privileged information as Campus Security Authorities. As a matter of policy, they are encouraged, if and when they deem it appropriate, to inform persons being counseled of the procedures to report crimes on a voluntary basis for inclusion into the annual crime statistics.

College Response to Crime Reports

Campus Security will investigate all criminal allegations.

NNMC Campus Security will classify reports in conjunction with the appropriate police agency according to the New Mexico State Law.
Students are both members of the College community and citizens of the state. As citizens, students are responsible to the community of which they are a part and the College neither substitutes for nor interferes with regular legal processes. Students are also responsible for offenses against the academic community. Therefore, an action involving the student in a legal proceeding in a civil or criminal court does not necessarily free the student of responsibility for this conduct in a College proceeding, through the NNMC Student Behavior Committee, (see pg. 22 Student Conduct Code). When a student is charged in both jurisdictions, the College will decide on the basis of its interest and the interest of the student whether or not to proceed with its internal review simultaneously or defer action.

The major objective of the disciplinary system at Northern New Mexico College is to maintain standards of conduct and order commensurate with the educational goals of the institution. These procedures help students understand and accept the consequences of their behavior in relation to themselves and others. The procedures are designed to guarantee the rights of the accused and to protect the welfare of all members of the College community.

**Timely Warning Issued**

**Campus Crisis Response** - When an emergency situation occurs that impacts the campus community, these administrators, in consultation with the Dean, identify a crisis response team (typically four to six people) to coordinate campus crisis response. Specific team members will vary to meet the needs of the situation at hand.

**Campus Notification System** - In events where a Crisis Response Team determines that the situation represents a serious or continuation threat to students and employees, the team will activate the Campus Notification System. A network of campus community members will be trained to carry out the campus notification system, notifying the campus and surrounding community of emergency events as quickly as possible. Notification may be made by Tone Alert radio, phone and fax trees; text messaging; group email to all students, faculty and staff; campus homepage announcement, and area media as well as posted emergency notices on building entrances and exits and person to person when notification via electronic media is not possible. The Campus Crisis Response Team will determine the best combination of notification strategies to use in each situation. The plan includes training for those designated to carry out notification responsibilities.

Depending on the circumstances of the crime, especially in situations that could pose an immediate threat to the community and individuals, Campus Security may also post a notice on the NNMC web site to be electronically distributed to all NNMC’s campus students, staff, and faculty via College email.
Emergency Response and Notification

Campus Emergency Response
When an emergency situation occurs on the campus, in consultation with the Dean of Student Services, identify an incident response team (typically four to six people) to coordinate campus emergency response. Specific team members will vary to meet the needs of the situation at hand.

Emergency Notification
In the event of a significant emergency or dangerous situation that poses an immediate threat to members of the NNMC community, the College will immediately notify the campus. The situation will dictate which of the following notification methods are used. These include information in the media; online at the NNMC home page at www.nnmc.edu; through TXT-U, the NNMC text message emergency notification system; and through e-mail; tone-alert radios; phone and fax trees; posted emergency notices on the entrances and exits to buildings; and on-the-ground public safety personnel.

Activating the Emergency Notification System
Campus Security, working in collaboration with the Dean of Student Services will confirm the significance of an event and activate the appropriate level of the NNMC Alert emergency notification system. Activation of the NNMC Alert emergency notification system must be approved by College officials. As may be practical, without jeopardizing life safety, the following individuals or entities will be consulted prior to emergency message dissemination. If the preceding person or entity is not available or it is not feasible to contact them, the next available entity (person) will be contacted for approval.

The college will, without delay, and taking into account the safety of the community, determine the content of the notification and initiate the notification system, unless issuing a notification will, in the professional judgment of responsible authorities, compromise efforts to assist a victim or to contain, respond to or otherwise mitigate the emergency.

The College has set responses for different emergencies that could occur on campus. This includes which notification methods will be used in an emergency and at what point during an emergency they will be activated. These set responses allow for quick and consistent activation of the emergency notification system.

Dissemination of emergency information to the larger community (i.e., parents, the Northern community) will take place at the discretion of the College’s Incident Response Team and as time allows. The Campus Security Department will work with the Emergency
Response Team to determine how much information is appropriate to disseminate at different times. Depending on the nature of the incident, the College could utilize such avenues as the College home page www.nnmc.edu or the media. The first concern of the College will be to disseminate information to those people directly affected by the emergency.

**Testing and Evacuation Drill**

The Northern Campus Emergency Response Team organizes and participates in several exercises throughout the year to prepare for emergencies. Campus Safety and Security, and Environmental Health and Safety work with other departments at the College to ensure that emergency evacuation and response procedures are up-to-date and effective. At least once a year, the Northern Campus conducts an exercise to test the emergency response and evacuation procedures of the Northern Campus. The College will be notified of this exercise, and the notification will summarize the emergency evacuation procedures and indicate where full versions of the procedures can be found.

**Services and Resources**

**Access to Campus Facilities**

The NNMC campus is for use by the students, faculty, staff and guests. Access is limited to normal business and building hours. Most campus facilities are accessible throughout the work day, Monday through Friday, and for limited hours on weekends. The NNMC Campus Safety and Security Department locks and secures campus buildings each evening.

Requests for access to facilities for events or others purposes should be directed to contacts noted in NNMC scheduling policies. NNMC reserves the right to deny access to facilities and services to those people or groups who do not meet campus guidelines and policies.

**Policies and Procedures for Safe Access to Campus Buildings**

- Keys are issued only to authorized faculty, staff, students and approved contractors.
- Exterior doors should not be propped open when the doors are locked.
- Building evacuation is mandatory for all fire alarms.
- Individual academic buildings are normally open by 7:00 am. Employees and students in buildings after normal working hours should have College ID in possession.
- Only authorized individuals will be allowed to stay after building hours.

**Campus Lighting**

NNMC Campus Security completes weekly lighting surveys of all exterior campus lighting. The College encourages
Parking Facilities

Parking lots are well lit and checked frequently by Campus Security. Security cameras placed in locations around the campus are monitored by Northern New Mexico College Security. Blue light emergency telephones are located near campus parking and outdoor activity areas. For emergency use open the door and push the red panic call button. You will be immediately connected to the Rio Arriba County 9-1-1 Dispatch Center. Wait until the emergency dispatch officer responds to your call and then provide the nature of the emergency to the officer. The phone will stay connected to the dispatch office after you have completed the call. It will take approximately 60 seconds for the phone to disconnect and reset. The blue light on top of the phone unit is activated and provides a flashing beacon signal.

Escorts

NNMC Campus Security provides walking escorts to students, faculty and staff from all campus locations to other on-campus or nearby locations. Call (505) 927-2158

Crime Prevention and Education Programs

Crime prevention and security awareness programs on personal safety and theft prevention are sponsored by various campus organizations throughout the year.

Campus Security personnel facilitate programs for students, parents, faculty, staff, resident advisors and directors, student organizations, and community organizations. They provide a variety of educational strategies and tips on how to protect themselves from theft, sexual assault (stranger and familiar rape, and other forcible and non-forcible sex offenses) and other crimes.

Campus Security, Peer Health Educators, Student Counseling, and the Violence Prevention Coordinator often collaborate in presenting crime prevention awareness sessions on sexual assault, relationship violence, stalking, alcohol and drug abuse, as well as educational sessions on personal safety.

A common theme of all awareness and crime prevention programs is to encourage students and employees to be aware of their responsibility for their own security and the security of others.

Violence Prevention Education

Northern New Mexico College, has a Violence Prevention Program addressing sexual violence, relationship violence and stalking. A US Department of Justice Grant to Combat
Violent Crimes Against Women on Campus Program helped to establish the program.

The Violence Prevention Program strengthens campus and community victim/survivor advocacy and services. The program supports the work of NNMC’s Violence Prevention and Response Team, campus offices, and programs, and the Stevens County Violence Prevention Task Force in providing a coordinated, effective response to sexual violence, relationship violence, and stalking. The program provides staffing and resources to build a comprehensive education and prevention effort on the NNMC campus. Program leaders are working collaboratively to create a campus culture that addresses the roots of gender and relationship violence while fostering healthy relationships.

**Sexual Offender Registration**

The Campus Sex Crimes Prevention Act (CSCPA) of 2000 is a federal law that provides for the tracking of convicted sex offenders enrolled at, or employed by, institutions of higher education. The federal law requires state law enforcement agencies to provide NNMC with a list of registered sex offenders who have indicated that they are either enrolled, employed or carrying on a vocation at NNMC.

NNMC is required to inform the campus community that a registration list of sex offenders is available by going to the NNMC Campus Safety and Security website, click on Campus Security Act, and then click on Sex Offender Registry.

The CSCPA further amends the Family Educational Rights and Privacy Act of 1974 (FERPA) to clarify that nothing in the Act can prohibit an educational institution from disclosing information provided to the institution concerning registered sex offenders.

**Policies and Procedures**

**Student Conduct Code**

The NNMC Student Conduct Code is based in these guiding principles:

- The College seeks an environment that promotes academic achievement and integrity, that is protective of free inquiry, and that serves the educational mission of the College.

- The College seeks a community that is free from violence, threats, and intimidation; that is respectful of the rights, opportunities, and welfare of students, faculty, staff, and guests of the College; and that does not threaten guests of the College; and that does not threaten the physical or mental health or safety of members of the College community.

- The College is dedicated to responsible stewardship of its resources and to protecting its
property and resources from theft, damage, destruction, or misuse.
- The College supports and is guided by state and federal law while also setting its own standards of conduct for its academic community.

- The College is dedicated to the rational and orderly resolution of conflict.

The College-wide Student Conduct Code specifically prohibits scholastic dishonesty; disruptive classroom conduct; falsification; refusal to identify and comply; attempts to injure or defraud; threatening, harassing, or assaultive conduct; disorderly conduct; illegal or unauthorized possession or use of weapons; illegal or unauthorized possession or use of drugs or alcohol; unauthorized use of College facilities and services; theft, property damage, and vandalism; unauthorized access; disruptive behavior; hazing; rioting; violation of College rules; and violation of federal or state law.

**Northern New Mexico College Policy Statement on Sexual Assault, Stalking and Relationship Violence**

**Policy 2.6.3, Effective May 2001, Last Updated January 2009**

As a college and as a community we strive to assure the safety and to respect the dignity of each student, staff and faculty member. Sexual assault, relationship violence and stalking are prohibited at the College. Sexual assault and relationship violence, including threats of sexual assault and related relationship violence, are attacks not only on a person's body, but also on the person's dignity, and are not tolerated. To foster a community free from sexual assault and relationship violence, the College provides reporting options for responding, including the police department; victim/survivor assistance; internal mechanisms for discipline and dispute resolution; prevention training; and other related services.

Board of Regents Policy on Sexual Harassment prohibits conduct covered by this administrative policy and the Student Code of Conduct. Further, this policy implements the Regent's policy in part and establishes procedures for responding to incidents involving sexual assault and relationship violence. The commitment of the entire College community to this policy contributes to our goal of creating a campus free from sexual assault and from other violence that may occur within a personal, intimate relationship.

**Definitions**

**Consent:** Consent is informed, freely and actively given, and mutually understood. If physical force, coercion, intimidation, and/or threats are used, there is no consent. If the victim/survivor is mentally or physically incapacitated or impaired so that the victim/survivor cannot understand the fact, nature or extent of the sexual situation, and the condition was or would be known to a reasonable person, there is no consent. This includes conditions due to alcohol or drug consumption, or being asleep or unconscious.

**Sexual Assault:** Sexual assault is actual, attempted or threatened sexual contact with another person without that person's consent. Sexual assault often is a criminal act that can be prosecuted under New Mexico state law, as well as under the Student Conduct Code and
employee discipline procedures.

**Relationship Violence:** Relationship violence means causing physical harm or abuse, and threats of physical harm or abuse, arising out of a personal, intimate relationship. Relationship violence often is a criminal act that can be prosecuted under New Mexico state law, as well as under the Student Conduct Code and employee discipline procedures.

**Responsibilities**

*Counseling Services:* Provide counseling services and referrals.

*Equal Opportunity and Affirmative Action:*

*Health Care Services:* Provide health care and counseling, and referrals

*Police Departments:* Investigate allegations for possible criminal prosecution.

*Student Conduct Offices:*

- Respond to and resolve allegations by students consistent with the Student Conduct Code. This includes advising and sanctioning student offenders when warranted.

- Provide resource and guidance for training for College presenters and formal hearing board members and chairs.

*Victim/Survivor Services:*

- Maintain all contacts and reports as strictly confidential.

- Provide crisis intervention and advocacy

- Assist victim/survivor in contacting police and/or reporting to other College offices, if the victim/survivor consents (some can assist in obtaining restraining orders).

- Assist victim/survivor in obtaining medical assistance and counseling, changing academic programs or housing, etc.

- Campus-based programs will also provide awareness, prevention and risk-reduction training, and educational programming for students and employees.

An electronic version of this policy and a listing of additional resources can be found at

Responding to Incidents of Sexual Assault, Stalking and Relationship Violence: Administrative Procedures

*Victims/Survivors*

- Any Northern New Mexico College student or employee who has been sexually assaulted or physically harmed is strongly encouraged to

- Victims/survivors are also encouraged to contact College officials for appropriate action. Specific contact information is contained the Contact section above, but in general:
— If a student is accused, report it to the student conduct office on the appropriate campus.

— If an employee is accused, report it to Equal Opportunity and Affirmative Action.

**College Employees and Students (when informed of an incident of assault)**

- Encourage the victim/survivor to report the incident to the police, and to contact the Violence Prevention Program or the local victim/survivor service office.

- If you are a College employee with supervisory or advising responsibilities, contact your campus student conduct office, or Equal Opportunity and Affirmative Action, for guidance on the next step.

**College Offices Receiving a Report**

- **Victim/survivor support services will:**
  
  — Maintain the contacts as strictly confidential.

  — Provide crisis intervention and advocacy, in some cases including assisting victims/survivors in seeking restraining orders.

  — Assist and support the victim/survivor in contacting police and/or reporting to other College offices, if the victim/survivor consents.

  — Assist the victim/survivor in obtaining medical assistance and counseling, changing academic programs or housing, etc.

- **Counseling and health care services will:**
  
  — Maintain the contact as confidential

  — Encourage, assist (as needed) and support the victim/survivor in reporting the incident to the police

  — Provide appropriate counseling and medical services.

- **Equal Opportunity and Affirmative Action will:**
  
  — Contact victim/survivor service office and assist in obtaining medical care if needed.

  — Encourage the victim/survivor to report the incident to the police, and assist in making the report if requested by the victim/survivor. EOAA may be obligated to report to the police the fact that an assault was reported, but the name of the victim will only be provided with the victim/survivor’s consent, except in extenuating circumstances.

  — Allow the victim/survivor and the person accused to have a non-participating support person present for interviews.

  — If the person accused is a student, the incident will be reported to the Dean of Student Services.

  — If the person accused is an employee, investigate, and make recommendations for
action, as appropriate (in many cases the police may conduct the investigation).

- **Campus student conduct offices will:**
  - Respond to the allegations and discipline if needed, consistent with the Student Conduct Code.
  - Assist the victim/survivor in contacting victim/survivor service office if desired.
  - Encourage the victim/survivor to report the incident to the police, and will assist in making the report if requested by the victim/survivor. Campus conduct offices may be obligated to report to the police the fact that an assault was reported, but the name of the victim/survivor will only be provided with the victim/survivor’s consent, except in extenuating circumstances.
  - Permit the victim/survivor and the person to have a support person or advisor present at any interview or hearing, in a manner consistent with the governing student conduct procedures.

- **College investigatory and disciplinary procedures will:**
  - Proceed independently of any action taken in the criminal or civil courts, as determined on a case-by-case basis. College procedures are not a substitute for criminal court proceedings.
  - Not require a victim/survivor to mediate directly with the person accused.
  - Possible sanctions include, but are not limited to, dismissal, suspension, and warning.
  - Inform both victim/survivor and accused person of the outcome.

**The Discipline Process**

**Student Hearings**

If a disciplinary hearing is conducted, both the reporting party and the accused will be given the opportunity to have a support person with them during proceedings. If either party does not have a support person and wishes to have one, the Student Behavior Committee will provide the party with options to accommodate their needs.

Once the hearing is concluded and a determination made, the accused student will be informed of the outcome in writing, including information regarding access to an appeal if responsibility for a violation has been established. The reporting party will be informed verbally of any portion of the disposition that has a direct impact on them. The hearings are closed. Therefore the committee’s actions will not be made public.
Sanctions that may occur as a result of a determination of a violation include a warning and admonition, required compliance, and probation, suspension or expulsion.

Drug and Alcohol Policy

Federal laws require the College to carry out a program to prevent the unlawful possession, use or distribution of illegal drugs and abuse of alcohol by its students and employees. The College prohibits the unlawful possession, use, or distribution of alcohol and illicit drugs by students and employees on all of its campuses and facilities, and as part of the College-sponsored activities. It also prohibits the unlawful manufacture, dispensation, possession, or use of controlled substances in the workplace. Such laws are strictly enforced by NNMC Campus Security. Violators may be subject to College disciplinary action and criminal prosecution.

Educational and Treatment Programs: Services for students and employees include: diagnosis and assessment, short-term counseling, referral, and support groups. Consultation also is available for supervisors whose staff members may have alcohol- and/or drug-related problems. Federal law requires that any information obtained from clients or patients by doctors, psychologists, or drug treatment centers remain confidential. This makes it possible for people to receive help for drug problems without getting into trouble with the law. Current contact information for students and employees seeking professional help for a drug- and/or alcohol-abuse problem is included in the College’s Drug-Free Campus Policy.

Bias Incidents and Hate Crimes

Policy Statement

Definitions

Bias Incident: Expressions of disrespectful bias, hate, harassment or hostility against an individual, group or their property because of the individual or group’s actual or perceived race, color, creed, religion, national origin, gender, gender identification, age, marital status, disability, public assistance status, veteran status and/or sexual orientation can be forms of discrimination. Expressions vary, and can be in the form of language, words, signs, symbols, threats, or actions that could potentially cause alarm, anger, fear, or resentment in others, or that endanger the health, safety, and welfare of a member(s) of the College community, even when presented as a joke.

Hate Crimes:

Bias Incidents not under the jurisdiction of Northern New Mexico College: Bias incidents impacting students, faculty, and staff but occurring beyond the campus should be reported through this process. The Response Team will coordinate with appropriate community agencies.

Conduct and Free Speech: The conduct underlying some bias incidents might be protected speech, but still violate the Northern New Mexico College’s commitment to civility and diversity. Constitutional rights will continue to be protected, and College community members will also exercise the right to speak, engage in educational dialogue, and seek a constructive response rooted in the college’s mission and vision.

Procedures: Reporting a Possible Bias Incident

PLEASE LET US KNOW if you, someone you know, or a group within our college community has experienced bias, discrimination or hostility. We are concerned about incidents based on actual or perceived race, color, creed, religion, national origin, gender, gender identification, age, marital status, disability, public assistance status, veteran status and/or
sexual orientation. Northern New Mexico College is ready and willing to provide support, and address disrespectful bias and discrimination within our community. We need to know what happens and how often so that we can respond and help those who are targeted. By reporting incidents, you become part of the solution.

We encourage you to report potential crimes and incidents before removing any evidence of bias.

Reasons for reporting an incident:
- So you or someone you know can receive support
- So any damage to property can be repaired
- So we can follow-up with any alleged perpetrators
- So we can track campus climate and work towards improving it
- So we can try to prevent further acts of bias
- Because suffering in silence can be a suffocating experience

**Northern New Mexico College Contacts and Reporting:**
Many NNMC offices and staff members are willing to assist you, and provide support. If you have experienced or witnessed a bias incident please contact us for support and to allow us to respond:
- Dean of Student Services 505.747.2269
- Safety and Security office 505.747.2158
- Mental Health Counselor 505.747.2256

**Possession or Carrying of Weapons**
No person, whether a student, employee, or visitor, shall possess or carry a weapon while on College property.

**Violations**

**Students:** Violation of this policy by a student is a violation of, and will be adjudicated in accordance with, Board of Regents Policy: *Student Conduct Code.*

**Employees:** Violation of this policy by an employee constitutes misconduct subject to College discipline up to and including termination.

**Visitors:** Violation of this policy by a visitor shall result in a request to leave the College property, function, or event, as the case may be, and also may result in a written directive to remain off College property.

**Referral to Law Enforcement Agencies:** The College may refer related suspected violations of law to appropriate law enforcement authorities and provide access to investigative and other data as permitted by law.

**Definitions**

**Criminal Offenses**

**Aggravated Assault:** The unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury. This type of assault usually is accompanied by the use of a weapon or by means likely to produce death or
great bodily harm. (It is not necessary that injury result from aggravated assault when a gun, knife, or other weapon is used that could and probably would result in serious personal injury if the crime were successfully completed.)

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

**Burglary:** The unlawful entry of a structure to commit a felony or a theft. For reporting purposes, this definition includes unlawful entry with intent to commit a larceny or felony; breaking and entering with intent to commit a larceny; housebreaking; safecracking; and all attempts to commit any of the aforementioned.

**Motor Vehicle Theft:** The theft or attempted theft of a motor vehicle. (Classify as motor vehicle theft all cases where automobiles are taken by persons not having lawful access even though the vehicles are later abandoned—including joyriding.)

**Murder and Non-negligent Manslaughter:** The willful (non-negligent) killing of one human being by another.

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

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

**Sex Offenses**

**Forcible Sex Offenses:** Any sexual act directed against another person, forcible and/or against the person's will; or not forcible or against the person's will where the victim is incapable of giving consent.

**Forcible Rape:** The carnal knowledge of a person, forcibly and/or against that person's will; or not forcibly or against the person's will where the victim is incapable of giving consent because of his/her temporary or permanent mental or physical incapacity (or because of his/her youth).

**Forcible Sodomy:** Oral or anal sexual intercourse with another person, forcibly and/or against that person's will; or not forcibly or against the person's will where the victim is incapable of giving consent because of his/her youth or because of temporary or permanent mental or physical incapacity.

**Sexual Assault With an Object:** The use of an object or instrument to unlawfully penetrate, however slightly, the genital or anal opening of the body of another person, forcibly and/or against that person's will; or not forcibly or against the person's will where the victim is incapable of giving consent because of his/her youth or because of temporary or permanent mental or physical incapacity.

**Forcible Fondling:** The touching of the private body parts of another person for the purpose of sexual gratification, forcibly and/or against that person's will; or not forcibly or against the person's will where the victim is incapable of giving consent because of his/her youth or because of temporary or permanent mental or physical incapacity.

**Non-Forcible Sex Offenses:** Unlawful, non-forcible sexual intercourse.

**Incest:** Non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.

**Statutory Rape:** Non-forcible sexual intercourse with a person who is under the statutory age of consent.
Hate Crimes

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

Although there are many possible categories of bias, under Clery, only the following six categories are reported:

- **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, whites).

- **Gender.** A preformed negative opinion or attitude toward a group of persons because those persons are male or female.

- **Religion.** A preformed negative opinion or attitude toward a group of persons who share the same religious beliefs regarding the origin and purpose of the universe and the existence or nonexistence of a supreme being (e.g., Catholics, Jews, Protestants, atheists).

- **Sexual orientation.** A preformed negative opinion or attitude toward a group of persons based on their sexual attraction toward, and responsiveness to, members of their own sex or members of the opposite sex (e.g., gays, lesbians, heterosexuals).

- **Ethnicity/national origin.** A preformed negative opinion or attitude toward a group of persons of the same race or national origin who share common or similar traits, languages, customs and traditions (e.g., Arabs, Hispanics).

- **Disability.** A preformed negative opinion or attitude toward a group of persons based on their physical or mental impairments/challenges, whether such disability is temporary or permanent, congenital or acquired by heredity, accident, injury, advanced age or illness.

**Additional Hate Crime categories:** (Note: these crimes are only reported in the annual statistics if the crime is considered a hate crime.)

- **Larceny-Theft:** The unlawful taking, carrying, leading, or riding away of property from the possession or constructive possession of another. (Constructive possession is where one 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 (Except “Arson”):** To willfully or maliciously destroy, damage, deface, or otherwise injure real or personal property without the consent of the owner or the person having custody or control of it.
Illegal Weapons Possession

The violation of laws or ordinances dealing with weapon offenses, regulatory in nature, such as manufacture, sale, or possession of deadly weapons; carrying deadly weapons, concealed or openly; furnishing deadly weapons to minors; aliens possessing deadly weapons; and all attempts to commit any of the aforementioned.

Drug Abuse Violations

Violations of state and local laws relating to the unlawful possession, sale, use, growing, and making of narcotic drugs. The relevant substances include opium or cocaine and their derivatives (morphine, heroine, codeine); marijuana; synthetic narcotics (Demerol, methadone); and dangerous non-narcotic drugs (barbiturates, Benzedrine).

Liquor Law Violations

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

Other Definitions

Professional counselor: A person whose official responsibilities include providing mental health counseling to members of Northern's community and who is functioning within the scope of his or her license or certification. (Note: professional counselors are not campus security authorities for reporting campus crime statistics when acting in their counseling capacities.)

Referred for campus disciplinary action: The referral of a student to any campus official who initiates a disciplinary action of which a record is kept and which may result in the imposition of a sanction. (Note: These referrals do not include those students already counted in the arrest categories for liquor law violations, drug law violations, and arrests for weapons violations, but will include students referred for disciplinary action for a major crime (murder, sexual offenses, robbery, aggravated assault, burglary, motor vehicle theft, arson, and manslaughter). Crime definitions from the Uniform Crime Reporting Handbook.

Locations

On Campus: 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. Also, any building or property that is within or reasonably contiguous to the area identified in the first part of this definition that is owned by the institution but controlled by another person, is frequently used by student, and supports institutional purposes (such as a food or other retail vendor).

Non-Campus Property: Any building or property owned or controlled by a student organization that is officially recognized by the institution; or this is used in direct support of, or in relation to, the institution's educational purposes, is frequently used by students, and is not within the same reasonably contiguous geographic area of the institution.
**Public Property:** All public property, including thoroughfares, streets, sidewalks, and parking facilities, that is within the campus, or immediately adjacent to and accessible from campus.

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**Crime Statistics**

**Records Retention**

Records supporting the statistics reported in the NNMC Campus Safety and Security Report are kept for seven years from the date of incident.
For More Information

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