Annual Security and Fire Safety Report 2014

The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime

Prepared by the El Paso Community College Police Department
“The Jeanne Clery Act” is named in memory of nineteen year old Lehigh (PA) University freshman, Jeanne Ann Clery, who was raped and murdered while asleep in her residence hall room on April 5, 1986.
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Introduction

The El Paso Community College District (EPCC) and the El Paso Community College Police Department place a high priority on campus safety and protection of assets in pursuit of a peaceful educational environment on campus.

Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act

20 United State Code, Section 1092(f), the “Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act” and the Code of Federal Regulations requires each institution of higher education in the United States, which participates in federal student aid programs, must produce and distribute an annual report containing crime statistics and statements of security policy. Failure to include, or include inaccurate information may result in fines up to $35,000 per violation; imposed by the U.S. Department of Education.

Violence Against Women Reauthorization Act of 2013

The Violence Against Women Reauthorization Act of 2013, which was signed on March 7, 2013, (Pub. Law 113-4) also affects the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act. Notably, the Violence Against Women Act (VAWA) amended the Clery Act to require institutions to compile statistics for incidents of domestic violence, dating violence, sexual assault and stalking and to include certain policies, procedures and programs pertaining to these incidents in their annual safety reports.

These would include raising awareness, primary prevention, bystander intervention and training for adjudication officers. The college is currently reviewing existing policies and procedures and formulating new ones to comply with these new requirements and provide necessary training as mandated by VAWA.

Statistics for these new categories are included in this annual security report.
The Campus Sexual Violence Elimination Act of 2013

The Campus Sexual Violence Elimination Act of 2013 (SAVE Act) was also enacted in March, 2013. This act has implications for higher education facilities and is companion legislation to VAWA. This act requires institutions of higher education to educate students, faculty and staff on the prevention of rape, acquaintance rape, domestic violence, dating violence, stalking and sexual assault. It also requires education addressing offenses mentioned in the VAWA and assistance by campus authorities when reporting a crime. This act can be integrated with VAWA requirements and also amends the Clery Act. The college is revisiting current policies and procedures and training requirements in order to meet the requirements of this act and integration with VAWA and Clery requirements.

Campus Security Act – Legal Requirements

- Publish an annual report every year by October 1st that contains three years of crime statistics and certain security policy requirements, including sexual assault policies
- Disclose crime statistics for each campus, unobstructed public areas adjacent to or running through each campus and certain non-campus facilities, including student housing and remote classrooms
- Make a good faith effort to secure statistics from local law enforcement agencies and from the college police department and other college officials who are Campus Security Authorities, i.e., persons who have significant responsibility for students and campus activities
- Provide timely warning notices of those crimes that have occurred and pose an ongoing threat to students and employees
- Disclose in a public crime log any crime that occurred on campus or within the patrol jurisdiction of the campus police or the campus security department and is reported to the campus police or security department

Requests are made of the El Paso Police Department and the El Paso County Sheriff’s Office in order to gather crime statistics for adjacent public property. Adjacent public property is described as the sidewalks and streets, as well as, any public property directly across from the campus boundaries. All of these crime statistics are gathered, compiled and reported to the college community via this report, which is made available to students, staff, faculty, upon notification of publication, by posting it on the College’s webpage: http://www.epcc.edu/Pages/default.aspx.
Clery Crime Statistics

The following pages contain the offenses reported to the El Paso Community College Police Department, El Paso Police Department and the El Paso County Sheriff’s Office and others who have significant responsibilities for student and campus activities. The statistics are published in accordance with the standards and guidelines used by the FBI Uniform Crime Reporting (UCR) Handbook and the relevant federal law. It should be noted that the Clery Crime Statistics will not always match UCR statistics, due to different definitions.

Statistics are listed for each El Paso Community College District campus and include those offenses occurring on adjacent public property and any non-campus property.

Adjacent public property can be described as all public property, including thoroughfares, streets, sidewalks and parking facilities that is within the campus or immediately adjacent to and accessible from the campus that is owned by a public entity, such as a city, county or state government.

Non-campus property is described as 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 used by students and is not within the same reasonably contiguous geographic areas of the institution.

The El Paso Community College does not have student housing facilities, commonly referred to as dormitories.

If you have any questions about the crime statistics or safety issues on campus, please contact the El Paso Community College Police Department at (915) 831-2200.

The chart on the next page indicates the combined district wide Clery Crime Statistics for 2014, for the El Paso Community College District; compiled from all reportable crimes occurring on all campuses and adjacent public property as furnished by other law enforcement agencies.

Statistics were gathered from other agencies, including the El Paso Police Department and the El Paso County Sheriff’s Office. They are also taken from records maintained by the El Paso Community College Police Department. These statistics are included in the on-line reporting and for inclusion in this annual security report.

The statistics are for the last full calendar year plus the previous two full calendar years; a three year period.
There were no hate or bias crimes reported at any campus or on adjacent public property for the years 2013, 2012 and 2011.

There was one (1) motor vehicle theft on adjacent public property for the Rio Grande Campus geographic area for 2013, which is reflected in statistics for that campus.

The new categories created by the Violence Against Women Reauthorization Act of 2013 are included in this annual security report for the periods required. This would be the last full calendar year plus the past two calendar years, for a total of three years’ worth of statistics.

These statistics will not equal the on-line survey for 2014, as the final mechanism has not been established in order to collect these statistics on-line. Once the procedure is determined, three years of statistics will be collected and displayed in the on-line survey.

The newly required statistics are available in this report for the required Clery reporting periods. These categories are dating violence, domestic violence, sexual assault and stalking.

The district wide statistics are shown in the next table and the new categories requiring reporting are included in the tables for each campus on the following pages of this report; beginning on page 6.
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<tr>
<th>VAWA REPORTING CATEGORIES</th>
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<td>0</td>
<td>1 ***</td>
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<tr>
<td>Domestic Violence</td>
<td>1 *</td>
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<td>0</td>
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<tr>
<td>Sexual Assault *</td>
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<td>0</td>
</tr>
<tr>
<td>Stalking</td>
<td>4 **</td>
<td>0</td>
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</tbody>
</table>

* Shown as an Aggravated Assault for on-line report for 2013 statistics; also recorded here under the new category for further clarification and inclusion in the 2014 Annual Security Report

** Shown in new category for 2013 statistics and for inclusion in the 2014 Annual Security Report

*** Shown in new category for 2011 statistics to meet requirements for the 2014 Annual Security Report

* This category also appears under Forcible Sex Offenses in the Clery statistics, but is included separately here as further clarification of a VAWA offense

CLERY statistics for individual campuses of the El Paso Community College begin on the following page.
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<thead>
<tr>
<th>OFFENSE</th>
<th>2013</th>
<th>2012</th>
<th>2011</th>
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<tr>
<td>Aggravated Assault</td>
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<tr>
<td>Murder</td>
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<tr>
<td>Non-Negligent Homicide</td>
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<tr>
<td>Negligent Manslaughter</td>
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<tr>
<td>Sex Offenses</td>
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<tr>
<td>Forcible Sex Offenses</td>
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<td>Robbery</td>
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<tr>
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<tr>
<td>Stalking</td>
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</tbody>
</table>

There were no offenses for this campus or adjacent public property that could be classified as a hate or bias crime.

There were no reportable offenses occurring on any adjacent public property for this campus.
<table>
<thead>
<tr>
<th>OFFENSE</th>
<th>2013</th>
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<th>2011</th>
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<tr>
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</table>

There were no offenses for this campus or adjacent public property that could be classified as a hate or bias crime.

* There was one (1) motor vehicle theft that occurred on adjacent public property within the geographic area of this campus for 2013; handled by the El Paso Police Department. This was reported in the on-line survey for public property crime statistics. There were no motor vehicle thefts actually occurring on college property.

- The domestic violence occurrence was reported on campus, but the actual offense occurred off campus and not on adjacent public property. El Paso Police were contacted regarding this offense and they investigated the crime. This entry does appear in the VAWA breakdown for 2013; page 5, as the victim reported it first to EPCC Police.
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<td>Murder</td>
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<tr>
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<td>Sex Offenses</td>
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<tr>
<td>Forcible Sex Offenses</td>
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<tr>
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<td>Domestic Violence</td>
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<tr>
<td>Stalking</td>
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<td>0</td>
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</tr>
</tbody>
</table>

There were no offenses for this campus or adjacent public areas that could be classified as a hate or bias crime.

- The Dating Violence category for 2011 is shown here and is included in the VAWA table for the College District for the three year period; page 5.

- The Domestic Violence category for 2013 is shown here and is included in the VAWA table for the three year period; page 5.

- The Stalking category for 2013 is shown here and is included in the VAWA table for the three year period; page 5.

There were no reportable offenses occurring on any adjacent public property for this campus.
## MISSION DEL PASO - MDP

<table>
<thead>
<tr>
<th>OFFENSE</th>
<th>2013</th>
<th>2012</th>
<th>2011</th>
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</thead>
<tbody>
<tr>
<td>Aggravated Assault</td>
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<td>Murder</td>
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<td>Sex Offenses</td>
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<tr>
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<td>Robbery</td>
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<td>Burglary</td>
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<td>Motor Vehicle Theft</td>
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<td>Arson</td>
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<td>Hate/Bias Crimes</td>
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<td>Domestic Violence</td>
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<td>Sexual Assault</td>
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</tr>
<tr>
<td>Stalking</td>
<td>0</td>
<td>0</td>
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</tbody>
</table>

There were no offenses for this campus or adjacent public property that could be classified as a hate or bias crime.

There were no reportable offenses occurring on any adjacent public property for this campus.
<table>
<thead>
<tr>
<th>OFFENSE</th>
<th>2013</th>
<th>2012</th>
<th>2011</th>
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</thead>
<tbody>
<tr>
<td>Aggravated Assault</td>
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<tr>
<td>Non-Negligent Homicide</td>
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<td>Sex Offenses</td>
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<tr>
<td>Non-Forcible Sex Offenses</td>
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<tr>
<td>Robbery</td>
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<td>0</td>
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<tr>
<td>Burglary</td>
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<td>3</td>
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<td>Motor Vehicle Theft</td>
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<td>Arson</td>
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<td>Drug Abuse Referrals</td>
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</tr>
<tr>
<td>Stalking</td>
<td>1</td>
<td>0</td>
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</tr>
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</table>

There were no offenses for this campus or adjacent public property that could be classified as a hate or bias crime.

- The Stalking offense for 2013 is shown here; being included in the annual security report and is included in the VAWA table for the three year period; page 5.

There were no reportable offenses occurring on any adjacent public property for this campus.
<table>
<thead>
<tr>
<th>OFFENSE</th>
<th>2013</th>
<th>2012</th>
<th>2011</th>
</tr>
</thead>
<tbody>
<tr>
<td>Aggravated Assault</td>
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<tr>
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<td>Negligent Manslaughter</td>
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<td>Sex Offenses</td>
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<tr>
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<tr>
<td>Non-Forcible Sex Offenses</td>
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<tr>
<td>Robbery</td>
<td>0</td>
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<td>0</td>
</tr>
<tr>
<td>Burglary</td>
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<td>0</td>
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<td>Arson</td>
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<td>Liquor Law Referrals</td>
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<td>Dating Violence</td>
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</tr>
<tr>
<td>Stalking</td>
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</tr>
</tbody>
</table>

There were no offenses for this campus or adjacent public property that could be classified as a hate or bias crime.

There were no reportable offenses occurring on any adjacent public property for this campus.
Below are campus arrest statistics for Clery reportable offenses for 2013, 2012 and 2011:

<table>
<thead>
<tr>
<th>OFFENSE</th>
<th>2013</th>
<th>2012</th>
<th>2011</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Weapon Offenses</strong></td>
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<td><strong>Liquor Violations</strong></td>
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</tr>
</tbody>
</table>

2013 Valle Verde Campus - 3 Arrests
2013 TransMountain Campus - 1 Arrest
2011 and 2012 Valle Verde Campus - 1 Arrest per prior year indicated

There were no arrests on adjacent public property.

**Campus Safety Disclosure Responsibilities**

The Higher Education Opportunity Act specified new campus safety requirements in the following areas that went into effect as of 2010.

- Hate crime reporting
- Emergency response and evacuation procedures
- Relationship between the College Police and local/state law enforcement
- Missing student notification and fire safety issues required of any institution that maintains on or off campus student housing facilities

This publication, keeping with the requirements of the Clery Act, is designed to aid in the effort of providing the public with specific information on campus asset protection, security and crime statistics for the most recent three year period, alcohol and drug use, crime prevention, police authority and operations, policies relating to reporting crime and campus disciplinary procedures.

Each year, all students and prospective students are notified, as part of the registration process that the report is available on-line and that hard copies are available, upon request. These are available through the El Paso Community College Police Department, Valle Verde Campus, during normal business hours, Monday through Friday.

El Paso Community College Police Department, 919 Hunter Drive, El Paso, TX  79915
Building C, Room C-101  (915) 831-2200
CAMPUS SECURITY

Facilities

Many campus buildings and facilities are accessible to members of the campus community, guests and visitors Monday through Friday during normal business hours. Weekends and holidays and after hours, outside doors are locked to protect persons and property. After hours users may be questioned by College Police and should carry appropriate identification.

Student Residences

The El Paso Community College District does not maintain or operate student residences at any campus or at any off campus locations. Campus organizations do not operate student residences or halls, either on or off campus.

Visitors

Visitors are welcome and are expected to adhere to campus rules, regulations and policies. Visitors are encouraged to visit the El Paso Community College Police Department office at the respective campus visiting, for information on college regulations. The college reserves the right to restrict access of any person who does not adhere to college policies and procedures.

Students and Employees

Employees and students should have their El Paso Community College identification card in their possession. Lost or stolen cards should be reported immediately to the EPCC Police Department.

Maintenance

Facilities, lighting and landscaping are maintained to promote campus safety. The college also provides emergency call boxes installed throughout each campus. Emergency call boxes are routinely checked and work orders submitted for those needing repair. Officers also report the need for replacement lights and any other physical hazards to Physical Plant for maintenance or repair. Emergency phone problems are reported to the El Paso Community Police Department for repair or maintenance needs. Any student, faculty member, staff, or visitor who observes a possible unsafe condition is encouraged to report it to EPCC Police by calling (915) 831-2200 or by contacting Physical Plant at (915) 831-2280.
CRIME PREVENTION AND EDUCATION PROGRAMS

The EPCC Police Department conducts crime prevention and information sessions at each scheduled new student and staff orientation. Participants are encouraged to ask questions of a safety and security nature and are informed of means to receive or view the Annual Security Report. Upon invitation, the department provides crime prevention programming. Officers are encouraged to make unscheduled crime prevention contacts during daily patrols. Programs and services are designed to promote safety on campus through prevention, intervention, mitigation and response. VAWA requisites will be added. The college provides programs and services, including:

- **Counseling Centers** – assists in determining referral sources and provides confidential counseling services free of charge to students and they are located at each campus listed below:
  
<table>
<thead>
<tr>
<th>Campus</th>
<th>Phone Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>Valle Verde</td>
<td>(915) 831-2642</td>
</tr>
<tr>
<td>Northwest</td>
<td>(915) 831-8807</td>
</tr>
<tr>
<td>Rio Grande</td>
<td>(915) 831-4636</td>
</tr>
<tr>
<td>Mission Del Paso</td>
<td>(915) 831-7094</td>
</tr>
<tr>
<td>TransMountain</td>
<td>(915) 831-5186</td>
</tr>
</tbody>
</table>

- **Safety Escorts** – officers provide students, staff and faculty safe escorts to their vehicles or buildings on campus whenever requested and can be requested by calling (915) 831-2200 for this free service

- **Walk-bys** – officers conduct periodic safety checks of the work or study areas and are typically requested during non-business hours by students, staff and faculty members who are engaged in afterhours activities on campus and can be requested by calling (915) 831-2200

- **Motorist Assist** – officers are available to assist motorists on campus who experience vehicle trouble, such as dead batteries or the driver has locked themselves out of the vehicle and they can request assistance by calling (915) 831-2200

- **New Student Orientation Programs** – officers present information pertaining to safety and asset protection at new student orientation sessions

- **New Staff and Faculty Orientation Programs** – officers present information pertaining to safety and asset protection at new staff and faculty orientation sessions

- **Crime Prevention and Personal Safety** – officers present general information pertaining to topics like personal safety, sexual assault education and prevention, automobile theft, identity theft and campus safety whenever requested by calling (915) 831-2200
➢ **Security Surveys** – officers conduct inspections looking for vulnerabilities and make recommendations for protection of persons, assets, facilities and buildings and a survey can be arranged by calling (915) 831-2200

The college has instituted security services and procedures. *However, the personal safety of individuals who are on campus remains an individual responsibility.* Failure to take precautions or being aware of one’s environment may result in increased risk. College Police continue to develop and implement safety measures and asset protection. The success of these measures is based upon active involvement and participation by faculty, staff, students and visitors.

Crime prevention is a tool to encourage students, faculty and staff to be aware of ways to reduce their chance of becoming victims of crime. Crime prevention presentations are presented whenever requested and at each new semester. While it is impossible to prevent all crime, awareness is the key to preventing crime. The El Paso Community College Police Department offers the following free crime prevention programs and services:

- **Directed Patrol** – this program encompasses directed patrol and park and walk at irregular intervals during each shift. A directed patrol is a walk through buildings where officers look for, or are alerted to suspicious activities. A park and walk involves officers parking their vehicles and conducting foot patrols of selected areas of the campus. These activities are documented in their patrol log sheets and in Dispatch.

- **Safety Escort Program** – when people feel the need for a little extra security, due to personal issues or other security concerns, officers provide escorts to all locations on campus and an escort may be requested by calling (915) 831-2200 or by using one of the emergency call boxes located on campus.

- **Operation ID** – an ongoing program that involves engraving personal property with an alternate identification marking, usually a license number or student identification number. Anyone wishing to take advantage of this program can call (915) 831-2200 for availability and locations.

- **Lost and Found** – lost and found property is turned into the police department office at each campus and each year large numbers of unclaimed books and other personal property is received. Recovered property is securely stored and you may report lost property in the event it is turned in. Every possible attempt is made to return property to its legal owner – *if the owner can be identified.*
Security Alarm System

An electronic security alarm system is located at the EPCC Police Dispatch Office and is monitored by the dispatcher in the dispatch center. The alarm system provides a network of fire, intrusion detection and duress alarms for various campus buildings. Cameras are also monitored from the dispatch center.

Off-Campus Monitoring – when an EPCC student is involved in an off-campus incident, officers may assist with the investigation in cooperation with local, state or federal law enforcement. The El Paso Police Department routinely works and communicates with the EPCC Police Department on serious incidents occurring in the immediate area surrounding campuses inside the city limits. Outside the city limits, the El Paso County Sheriff’s Office works with and communicates with the EPCC Police Department. These agencies have primary jurisdiction in areas off campus, but EPCC police may assist with major crimes and incidents near campus when viable. To coordinate an emergency response, EPCC police have communication with the El Paso Police Department, El Paso County Sheriff’s Office, Clint Fire Department and Fire Medical Services.

Authority and Jurisdiction of the El Paso Community College District Police

El Paso Community College District police officers are licensed as Texas peace officers by the Texas Commission on Law Enforcement. Officers are sworn law enforcement officers, commissioned under the provisions of the Texas Education Code and the Texas Code of Criminal Procedure. Officers are vested with all the powers, privileges and immunities of peace officers while within the jurisdiction of the El Paso Community College District or otherwise in the performance of their assigned duties. Generally speaking, this covers El Paso County.

The El Paso Community College Police Department also employs parking enforcers, who provide parking enforcement and support for special events. Parking enforcers do not have arrest authority except as provided for citizens as outlined by the Texas Code of Criminal Procedure.

The El Paso Community College Police Department is responsible for enforcing local, state and federal laws and rules and regulations of the community college district. Police officers carry firearms, arrest violators and also make referrals to the Vice-President of Student Services.

Criminal violations are processed through the El Paso County District Attorney’s Office, El Paso County Attorney’s Office or the federal criminal justice system. Officers may issue court appearance Class C misdemeanor citations, make custody arrests and issue traffic citations which would be heard in the El Paso County Justice of the Peace Courts.
Law Enforcement Jurisdiction

The El Paso Community College District predominately lies with the city limits of El Paso, Texas, although some facilities lie outside of the city limits but within El Paso County. The EPCC Police Department works in close partnership with the El Paso Police Department, El Paso County Sheriff’s Office, Texas Department of Public Safety, District Attorney’s Office and all federal law enforcement agencies. There are no Memorandums of Understanding currently in place for other agencies. Other agencies have arrest authority (jurisdiction) on campuses because the College District lies within the county and city of El Paso.

Jurisdiction for the El Paso Community College District Police is set out in the Texas Education Code statutes. Primary jurisdiction of peace officers commissioned by the District includes all counties in which property is owned, leased, rented or otherwise under the control of the District. With such statutory authority, no memorandums of understanding are needed for officers to act in a law enforcement capacity off campus, as needed or requested by proper authority.

REPORTING CRIMES

Procedures for Reporting Crimes and Other Emergencies

Community members and guests of the college are encouraged to report emergencies and suspected criminal activity, such as, but not limited to; suspicious activity or behavior, health emergencies, fires, crime and violations of college policies and procedures to the EPCC Police Department by calling (915) 831-2200.

The college provides several methods to report an emergency, request assistance, or to report suspicious behavior. Conspicuously placed around campuses are emergency call boxes. These phones are activated by opening the cover and picking up the receiver. The boxes have a blue light which activates to aid in locating the reporting party. Elevators are equipped with an emergency button or phone and when activated, place the caller in direct communication with the EPCC Police Dispatcher.

The EPCC Police Department encourages anyone who is the victim or witness to any crime to promptly report the incident to police. Because police reports are public records under state law, the EPCC Police Department cannot hold reports of crime in confidence. Confidential or anonymous reports for purposes of inclusion in the Annual Disclosure Report of crime statistics can also be made to other campus security authorities, such as the Vice-President of Student Services or the Chief of Police, or his designee. A process for reporting criminal offenses in confidence is also provided for.
Violations of law are referred to law enforcement agencies. Community members are encouraged to report all crimes, to include off campus incidents. The EPCC Police Department assists community members in the reporting of off campus incidents to the appropriate law enforcement agency. Local agency non-emergency telephone numbers are:

- **El Paso Police Department** – (915) 832-4400
- **El Paso County Sheriff’s Office** – (915) 546-2280

### Reporting Crimes to Other Campus Security Authorities

The Clery Act mandates that institutions must disclose statistics both for crimes reported to local police agencies and crimes reported to campus security authorities. Campus security authorities include the following:

- A member of a campus police department or campus security department of an institution. A member of a private “event staffing” company working on campus under contract.
- Any individual or individuals who have responsibility for campus security, but who do not constitute a campus police department or a campus security department (e.g., an individual who is responsible for monitoring the entrance into institutional property).
- Any individual or organization specified in an institution’s statement of campus security policy as an individual or organization to which students and employees should report criminal offenses.
- An official of an institution who has significant responsibility for student and campus activities, such as:
  
  **Vice-President of Student Services** – 919 Hunter Drive, El Paso, Texas, 79915  
  **Student Life Dean** – 919 Hunter Drive, El Paso, Texas, 79915  
  **Athletics Director** – 919 Hunter Drive, El Paso, Texas, 79915  
  **Student Leadership & Campus Life** – 919 Hunter Drive, El Paso, Texas, 79915  
  **Center for Students with Disabilities Director** – 919 Hunter Drive, El Paso, Texas, 79915

The intent of including non-law enforcement personnel as campus security authorities is to acknowledge that many people, students in particular, are hesitant about reporting crimes to the police, but may be more inclined to report incidents to other campus affiliated individuals.

Examples of individuals who **do not** meet the criteria for being campus security authorities include a faculty member who does not have any responsibility for student and campus activity beyond the classroom, clerical staff, custodians and maintenance personnel and cafeteria staff. A pastoral or professional counselor on campus does not have significant responsibility for student and campus activities.
activity and are exempt from reporting crimes to the campus police. A physician in a campus health center or a counselor in a counseling center whose only responsibility is to provide care to students is unlikely to have significant responsibility for campus and student activity.

All campus officials, counselors, faculty and staff are encouraged to report all crimes, even if not required to do so. Such officials should also encourage the victim of a crime to report the circumstance to the EPCC Police Department. The police department understands the confidential nature of certain campus officials and will respect the confidentiality of information obtained for statistical reporting purposes. Only general information, such as general location, type of crime and date of crime are needed to report crime statistics. Complete reporting by all college members will assist in providing a secure campus environment.

**Responsibilities of Campus Security Authorities**

Because the law has some complex reporting requirements, the most reasonable and effective way to manage the reporting is as follows:

If Campus Security Authorities observe any crime listed below, or if any person reveals to a Campus Security Authority, *in good faith*, that they learned of, or were the victim of, perpetrator of, or witness to any crime listed below, the Campus Security Authority must immediately notify the EPCC Police Department.

### Crimes That Should Be Reported:

- Murder / Non-Negligent Manslaughter
- Negligent Manslaughter
- Forcible Sex Offenses
- Non-Forcible Sex Offenses
- Robbery
- Aggravated Assault
- Burglary
- Motor Vehicle Theft
- Arson
- *All hate/bias crimes that fall under the listed Clery reportable offenses listed above (UCR index crimes)*
- Liquor, Drug or Weapons Law Violations
- Stalking *{New}*
- Domestic Violence *{New}*
Dating Violence \{New\}

\{(Definitions of the above crimes can be found on pages 24, 25 and 26)\}
\{(Definitions of the new VAWA categories can be found on page 26)\}

Clery Act crimes reported to local municipal, county and state police will be included as long as the agencies notifies the EPCC Police Department and the reported crime occurred in an area in which the institution is responsible. The EPCC Police Department contacts these agencies and makes a good faith effort to obtain information on reportable Clery Act crimes. These will include VAWA offenses.

Reporting Crimes Outside of the Primary Jurisdiction of EPCC Police

The police department makes a good faith effort to stay informed of all criminal activity involving students at off campus locations. Surrounding municipal, county and state law enforcement agencies and federal agencies do not routinely inform campus police about incidents where their officers come in contact with EPCC students.

Timely Warnings – Crime Alerts

In order to keep the college community informed about serious crimes and security issues, Timely Warnings may be issued in the form of a Crime Alert. Crime Alerts are issued on a case-by-case basis in a manner that will provide notification to the campus community about certain reportable criminal incidents that occur on, or very near the campuses. The institution must also believe the criminal incident poses a continuing threat to the community and the alert will aid in the prevention of similar crimes in the future. In the event that a situation arises, either on or off campus, in the judgment of the Chief of Police of the El Paso Community College District, constitutes an ongoing or continuing threat, a campus wide “timely warning” will be issued. The warning can be issued through electronic e-mail. The web page can also be used to inform students, faculty and staff of the threat.

The timely warning will contain sufficient information about the nature of the threat so as to allow members of the campus community to take action to protect themselves, such as:

✓ A description of the incident; including date/time and location of occurrence
✓ Possible connection to previous incidents; if applicable
✓ Physical description of suspect
✓ Composite drawing or photograph of suspect; if available
✓ Date and time the warning was released
✓ Other relevant and important information

The crimes that typically result in a Timely Warning are referred to herein as “Clery Act Crimes”. These crimes, as defined by 34 CFR668.46 (b) (c), are:
Criminal Homicide

1. Murder / Non-Negligent Manslaughter
2. Negligent Manslaughter

Forcible Sex Offenses

1. Forcible Sexual Assault
2. Forcible Sodomy
3. Sexual Assault with an Object
4. Forcible Fondling

Non-Forcible Sex Offenses

1. Incest
2. Statutory Rape

Robbery

Aggravated Assault

Burglary (this does not include burglary of a vehicle; is considered theft/larceny)

Motor Vehicle Theft

Arson

These crimes must have occurred within those areas of the campus that are specifically defined in 34 CFR668.46 (a). These are broken down into four categories:

- On campus property
- Residential facilities
- Non-Campus property
- Public property

EPCC will not necessarily issue Timely Warnings for every Clery Act criminal incident that is reported since the specific incident may not pose a continuing threat to the community. Certain Clery Act crimes, like motor vehicle theft, occur at random locations and infrequently on campuses. Suspect information is often never provided or able to be determined. This is true of the El Paso area, in general. Individuals should exercise due care and caution to avoid being a victim. Check out the crime prevention tips posted by the EPCC Police Department to help deter these crimes.
Crime Alert – Off Campus

EPCC may post a Crime Alert (off campus) for certain Clery Act crimes occurring outside the main patrol area of the EPCC police when timely notification is received the EPCC police and the offense is considered to represent a serious or continuing threat to the students and employees of EPCC, due to the nature of the crime and/or proximity to campuses.

EPCC believes strongly in supporting the spirit of the Clery Act by informing the community about certain crimes that are reported in the areas immediately surrounding our campuses; yet still outside the normal patrol areas of EPCC police.

When are Timely Warnings issued?

The decision to issue a Timely Warning is made on a case-by-case basis in light of all facts surrounding the crime, including; nature of the crime, continuing danger to the community and possible risk of compromising law enforcement efforts. “Timely” is not defined by either the Clery Act or the Department of Education. The Department of Education has stated that the warning should be issued as soon as the pertinent information is available.

EPCC will issue the warning without delay, once reported information has been verified and the determination is made that an immediate threat to the community exists. Also, warnings may be issued for other offenses which do not fall under regulations if it is determined that the warning will aid in preventing similar offenses from occurring.

How are Timely Warnings issued?

Depending on the particular circumstances of the crime, the EPCC Police Department may disseminate the information through e-mail to all students, faculty and staff, electronic signs and the college website. Persons with information warranting a Timely Warning should report the circumstances to the EPCC Police Department by phone at (915) 831-2200 or in person at the police department office at 919 Hunter Drive.
CRIME DEFINITIONS

- **Murder / Non-Negligent Manslaughter** -
The killing of another person intentionally and with premeditation

- **Negligent Manslaughter** -
The killing of one human being by another 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 placing the victim in fear

- **Aggravated Assault** -
An unlawful attack by one person against another for the purpose of inflicting severe or aggravated bodily injury-this type of assault usually is accompanied by use of a weapon or other means likely to produce death or great bodily harm-it is not necessary that injury results from an aggravated assault when a knife, firearm or other weapon is used that could and probably would result in serious personal injury if the crime was successfully completed

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

- **Motor Vehicle Theft** –
The theft or attempted theft of a motor vehicle-includes cases where automobiles are taken by persons not having lawful access, even though the vehicles are later abandoned: joyriding

- **Weapon Law Violations** –
Violations of laws or ordinances relating to weapon offenses; regulatory in nature, such as: manufacture, sale, 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 regarding the unlawful possession, sale, use, growing, manufacturing and making narcotic drugs—substances include opium, cocaine and derivatives (morphine, heroin and codeine), marijuana, synthetic narcotics and dangerous non-narcotic drugs (Ecstasy, GHB and Rohypnol)

Liquor Law Violations –

Violations of laws or ordinances prohibiting manufacture, sale, transporting, furnishing, possessing of intoxicating liquor, driving under the influence as a minor, maintaining unlawful drinking places, bootlegging, operating an illegal still, furnishing liquor to a minor or intemperate person; using a vehicle to illegal transportation of liquor, drinking on a train or public conveyance and attempts to commit the aforementioned (Public Intoxication and Driving Under the Influence are penal violations and are not included in this definition)

Arson –

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.

Sex Offenses-Forcible – (from NIBRS)

Any sexual act directed against another person, forcibly and/or against that person’s will; or not forcibly or against the person’s will, where the victim is incapable of giving consent

- **Forcible Rape** – 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 their temporary or permanent mental or physical incapacity or because of their youth; including both males and females
- **Forcible Sodomy** – oral or sexual intercourse with another person, forcibly and/or against that persons will; or not forcibly against the person’s will where the victim is incapable of giving consent because of their youth or because of their temporary or permanent mental or physical incapacity
- **Sexual Assault with an Object** – 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 the person’s will, or not forcibly or against the person’s will where the victim is incapable of giving consent because of their youth or because of their temporary or permanent mental or physical incapacity
- **Forcible Fondling** – touching of the private body parts of another person for the purpose of sexual gratification, forcibly and/or against the person’s will, or not forcibly or against the person’s will where the victim is incapable of giving consent because of their youth or because of their temporary or permanent mental or physical incapacity
Sex Offenses – Non-Forcible 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 age of consent as established by law

ADDITIONAL CRIME DEFINITIONS – VIOLENCE AGAINST WOMEN ACT

- Domestic Violence – means a felony or misdemeanor crime of violence committed by:
  - a current or former spouse or intimate partner of the victim
  - a person with whom the victim shares a child in common
  - a person who is cohabitating with or has cohabitated with the victim as a spouse or intimate partner
  - a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction receiving grant monies (under VAWA), or
  - 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

- Dating Violence – means violence committed by a person –
  - who is or has been in a social relationship of a romantic or intimate nature with the victim, and
  - where the existence of such a relationship shall be determined based on a consideration of the following factors:
    - the length of the relationship
    - the type of relationship, and
    - the frequency of interaction between the persons involved in the relationship

- Stalking – means engaging in a course of conduct directed at a specific person that would cause a reasonable person to –
  - fear for his or her safety, or the safety of others, or
  - suffer substantial emotional distress
Sec. 42.072. STALKING. (a) A person commits an offense if the person, on more than one occasion and pursuant to the same scheme or course of conduct that is directed specifically at another person, knowingly engages in conduct that:

(1) constitutes an offense under Section 42.07, or that the actor knows or reasonably should know the other person will regard as threatening:

(A) bodily injury or death for the other person;

(B) bodily injury or death for a member of the other person's family or household or for an individual with whom the other person has a dating relationship; or

(C) that an offense will be committed against the other person's property;

(2) causes the other person, a member of the other person's family or household, or an individual with whom the other person has a dating relationship to be placed in fear of bodily injury or death or in fear that an offense will be committed against the other person's property, or to feel harassed, annoyed, alarmed, abused, tormented, embarrassed, or offended; and

(3) would cause a reasonable person to:

(A) fear bodily injury or death for himself or herself;

(B) fear bodily injury or death for a member of the person's family or household or for an individual with whom the person has a dating relationship;

(C) fear that an offense will be committed against the person's property; or

(D) feel harassed, annoyed, alarmed, abused, tormented, embarrassed, or offended.

(b) An offense under this section is a felony of the third degree, except that the offense is a felony of the second degree if the actor has previously been convicted of an offense under this section or of an offense under any of the following laws that contains elements that are substantially similar to the elements of an offense under this section:

(1) the laws of another state;

(2) the laws of a federally recognized Indian tribe;
(3) the laws of a territory of the United States; or

(4) federal law.

(c) For purposes of this section, a trier of fact may find that different types of conduct described by Subsection (a), if engaged in on more than one occasion, constitute conduct that is engaged in pursuant to the same scheme or course of conduct.

(d) In this section:

(1) "Dating relationship," "family," "household," and "member of a household" have the meanings assigned by Chapter 71, Family Code.

(2) "Property" includes a pet, companion animal, or assistance animal, as defined by Section 121.002, Human Resources Code.

Sec. 22.01. ASSAULT. (a) A person commits an offense if the person:

(1) intentionally, knowingly, or recklessly causes bodily injury to another, including the person's spouse;

(2) intentionally or knowingly threatens another with imminent bodily injury, including the person's spouse; or

(3) intentionally or knowingly causes physical contact with another when the person knows or should reasonably believe that the other will regard the contact as offensive or provocative.

(b) An offense under Subsection (a)(1) is a Class A misdemeanor, except that the offense is a felony of the third degree if the offense is committed against:

(1) a person the actor knows is a public servant while the public servant is lawfully discharging an official duty, or in retaliation or on account of an exercise of official power or performance of an official duty as a public servant;

(2) a person whose relationship to or association with the defendant is described by Section 71.0021(b), 71.003, or 71.005, Family Code, if:

(A) it is shown on the trial of the offense that the defendant has been previously convicted of an offense under this chapter, Chapter 19, or Section 20.03, 20.04, 21.11, or 25.11 against a person
whose relationship to or association with the defendant is described by Section 71.0021(b), 71.003, or 71.005, Family Code; or

(B) the offense is committed by intentionally, knowingly, or recklessly impeding the normal breathing or circulation of the blood of the person by applying pressure to the person's throat or neck or by blocking the person's nose or mouth;

(3) a person who contracts with government to perform a service in a facility as defined by Section 1.07(a)(14), Penal Code, or Section 51.02(13) or (14), Family Code, or an employee of that person:

(A) while the person or employee is engaged in performing a service within the scope of the contract, if the actor knows the person or employee is authorized by government to provide the service; or

(B) in retaliation for or on account of the person's or employee's performance of a service within the scope of the contract;

(4) a person the actor knows is a security officer while the officer is performing a duty as a security officer; or

(5) a person the actor knows is emergency services personnel while the person is providing emergency services.

(b-1) Notwithstanding Subsection (b)(2), an offense under Subsection (a)(1) is a felony of the second degree if:

(1) the offense is committed against a person whose relationship to or association with the defendant is described by Section 71.0021(b), 71.003, or 71.005, Family Code;

(2) it is shown on the trial of the offense that the defendant has been previously convicted of an offense under this chapter, Chapter 19, or Section 20.03, 20.04, or 21.11 against a person whose relationship to or association with the defendant is described by Section 71.0021(b), 71.003, or 71.005, Family Code; and

(3) the offense is committed by intentionally, knowingly, or recklessly impeding the normal breathing or circulation of the blood of the person by applying pressure to the person's throat or neck or by blocking the person's nose or mouth.

(c) An offense under Subsection (a)(2) or (3) is a Class C misdemeanor, except that the offense is:
(1) a Class A misdemeanor if the offense is committed under Subsection (a)(3) against an elderly individual or disabled individual, as those terms are defined by Section 22.04; or

(2) a Class B misdemeanor if the offense is committed by a person who is not a sports participant against a person the actor knows is a sports participant either:

(A) while the participant is performing duties or responsibilities in the participant's capacity as a sports participant; or

(B) in retaliation for or on account of the participant's performance of a duty or responsibility within the participant's capacity as a sports participant.

(d) For purposes of Subsection (b), the actor is presumed to have known the person assaulted was a public servant, a security officer, or emergency services personnel if the person was wearing a distinctive uniform or badge indicating the person's employment as a public servant or status as a security officer or emergency services personnel.

(e) In this section:

(1) "Emergency services personnel" includes firefighters, emergency medical services personnel as defined by Section 773.003, Health and Safety Code, emergency room personnel, and other individuals who, in the course and scope of employment or as a volunteer, provide services for the benefit of the general public during emergency situations.

(3) "Security officer" means a commissioned security officer as defined by Section 1702.002, Occupations Code, or a noncommissioned security officer registered under Section 1702.221, Occupations Code.

(4) "Sports participant" means a person who participates in any official capacity with respect to an interscholastic, intercollegiate, or other organized amateur or professional athletic competition and includes an athlete, referee, umpire, linesman, coach, instructor, administrator, or staff member.

(f) For the purposes of Subsections (b)(2)(A) and (b-1)(2):

(1) a defendant has been previously convicted of an offense listed in those subsections committed against a person whose relationship to or association with the defendant is described by Section 71.0021(b), 71.003, or 71.005, Family Code, if the defendant was adjudged guilty of the offense or entered a plea of guilty or nolo contendere in return for a grant of deferred adjudication,
regardless of whether the sentence for the offense was ever imposed or whether the sentence was probated and the defendant was subsequently discharged from community supervision; and

(2) a conviction under the laws of another state for an offense containing elements that are substantially similar to the elements of an offense listed in those subsections is a conviction of the offense listed.

(g) If conduct constituting an offense under this section also constitutes an offense under another section of this code, the actor may be prosecuted under either section or both sections

Family Code Applicability

Sec. 71.0021. DATING VIOLENCE. (a) "Dating violence" means an act, other than a defensive measure to protect oneself, by an actor that:

(1) is committed against a victim:

(A) with whom the actor has or has had a dating relationship; or

(B) because of the victim's marriage to or dating relationship with an individual with whom the actor is or has been in a dating relationship or marriage; and

(2) is intended to result in physical harm, bodily injury, assault, or sexual assault or that is a threat that reasonably places the victim in fear of imminent physical harm, bodily injury, assault, or sexual assault.

(b) For purposes of this title, "dating relationship" means a relationship between individuals who have or have had a continuing relationship of a romantic or intimate nature. The existence of such a relationship shall be determined based on consideration of:

(1) the length of the relationship;

(2) the nature of the relationship; and

(3) the frequency and type of interaction between the persons involved in the relationship.

(c) A casual acquaintanceship or ordinary fraternization in a business or social context does not constitute a "dating relationship" under Subsection (b).
Sec. 71.003. FAMILY. "Family" includes individuals related by consanguinity or affinity, as determined under Sections 573.022 and 573.024, Government Code, individuals who are former spouses of each other, individuals who are the parents of the same child, without regard to marriage, and a foster child and foster parent, without regard to whether those individuals reside together.

Sec. 71.004. FAMILY VIOLENCE. "Family violence" means:

(1) an act by a member of a family or household against another member of the family or household that is intended to result in physical harm, bodily injury, assault, or sexual assault or that is a threat that reasonably places the member in fear of imminent physical harm, bodily injury, assault, or sexual assault, but does not include defensive measures to protect oneself;

(2) abuse, as that term is defined by Sections 261.001(1)(C), (E), and (G), by a member of a family or household toward a child of the family or household; or

(3) dating violence, as that term is defined by Section 71.0021.

Domestic violence and dating violence are clarified and categorized when recording sexual assault statistics for Clery reporting purposes which further enhance the offense in forcible and non-forcible sex offenses under UCR, federal and state statutes.

Monitoring and Recording Criminal Activity

The EPCC Police Department tracks and records index crimes occurring on campus and in those areas immediately contiguous to the campuses where students frequently access. These are categorized as:

- Non-campus buildings or property owned or controlled by EPCC that are used in direct support of, or in relation, to the college’s educational purposes; are frequently used by students and are not in the same reasonable contiguous geographic area of the college.

- Public property, including thoroughfares, streets, sidewalks and parking facilities that are within the campuses or immediately adjacent to and accessible from the campus. The jurisdiction of the EPCC Police Department does not extend to public property contiguous to the campuses; therefore, the department has a limited role in investigating criminal activity in these locations. The department’s role is limited to information sharing, cooperation and coordination with the law enforcement agency having primary jurisdiction.
Public Crime Log

A crime log is kept for all crime activity for all campuses and is maintained by the EPCC Police Department. The crime log contains: nature of the crime, date and time the crime was reported, general location where the crime occurred and disposition of the case. This log is electronic and is posted on the EPCC website; available at www.epcc.edu/Police/Pages/DailyCrimeLog.aspx. The Open Campus Police Log contains activity for the current month and preceding months (over 60 days). Any copy of the log that is older than sixty days may have to be requested and will be made available within two business days, upon request and is available for review at any police office.

Criminal Incidents within the Contiguous Area for Calendar Year 2013

The EPCC Police Department obtains crime statistics from the El Paso Police Department and the El Paso County Sheriff’s Office regarding criminal incidents occurring within the contiguous area surrounding each campus. These are included in the Clery reporting for each campus of the college.

Hate / Bias Crimes

These are reported by category of prejudice; any crime reported that manifests evidence that the victim was intentionally selected because of the victim’s race (actual or perceived), gender, religion, sexual orientation, ethnicity, national origin, gender identity or disability. There were no hate or bias crimes reported for the years 2013, 2012 and 2011.

Sex Offender Registry and Access to Related Information

The Federal Campus Sex Crime Prevention Act, enacted on October 28, 2000, requires institutions of higher education to issue a statement advising the campus community where law enforcement agency information provided by a State concerning registered sex offenders may be obtained.

It also requires sex offenders already required to register in a State to provide notice as required under State law, of each institution of higher education in that State at which the person is employed, carries out a vocation or is a student.

The Family Educational Rights and Privacy Act of 1974 was amended to make clear that nothing in the Act may be construed to prohibit an educational institution from disclosing information provided to the institution concerning registered sex offenders and requires the Secretary of Education to take appropriate actions to notify educational institutions that disclosure of this information is permissible.
State law requires persons convicted of or placed on deferred community supervision for certain offenses to register as sexual offenders. Offenders who have committed “sexually violent” offenses must register for the remainder of their lives, even after completing probation or parole. Others, may quit registering ten years after completing their terms of supervision, while others, may cease registration ten years after completing their terms of supervision.

Registered sex offenders are required to inform the college when they become enrolled as students or become employed as staff or faculty; volunteering services on campus and upon leaving the college. To learn if information of this nature has been provided to the college, contact the EPCC Police Department at 919 Hunter Drive, or call (915) 831-2200.

Information on sex offender registration files is available through the Texas Department of Public Safety website:

https://records.txdps.state.tx.us/SexOffender/

Alcohol

The college is dedicated to provide a healthy, comfortable and productive environment for students, faculty, staff and visitors. Members of the college community are expected to maintain self-control. Conduct should be consistent with ideals of academic excellence, health and responsible public behavior, including recognition of others rights. The college is also guided by the Drug Free Schools & Communities Act.

We recognize that the college is a community of free and open inquiry in which adults are encouraged to make responsible decisions in their lives; including abstinence or careful use of alcohol. The college recognizes that freedom of conscience determines such issues, but cautions that such freedom does not imply license to violate college policy or the law. There are disciplinary actions which can be brought against any student who engages in conduct which is prohibited by state, federal, local law or college rules and regulations.

The college may impose such penalties for conduct relating to the unlawful use, possession or distribution of alcohol, which can include disciplinary probation, suspension of rights and privileges, suspension for a specified period of time, expulsion or such other penalty as may be deemed appropriate for the given circumstances.
Texas Law on Alcohol Possession and Consumption

All members of the college community should be cognizant of and comply with state and local liquor laws. It is unlawful in Texas for any person under the age of 21 to possess, purchase or drink alcoholic beverages (except when with a parent or adult spouse). Providing alcoholic beverages to minors other than where the law provides, is prohibited. A violation of this statute subjects the offender to law enforcement action, which may include arrest or a court appearance citation and may involve internal disciplinary action.

The El Paso Community College District prohibits the possession and consumption of alcoholic beverages on any property owned by the college. This also extends to activities held on district property.

Drugs

EPCC students shall be responsible for compliance with all local, state and federal laws regarding controlled substances, including but not limited to; use, sale, distribution, possession or manufacture. Violations of any local, state or federal laws regarding controlled substances may subject the person to disciplinary proceedings, without regard to any proceedings in local, state or federal courts.

When standards of conduct regarding illicit drugs are violated, sanctions may be imposed by the Vice-President of Student Services. Possible sanctions include, but are not limited to; suspension, suspension of privileges, suspension for a specific period of time or expulsion.

Sanctions imposed as a result of conviction in the criminal court system for possession, distribution, or manufacture of controlled substances range from fines and probation to imprisonment. The amount of fines, terms of probation or years of imprisonment are generally contingent on the circumstances and amounts of drugs in possession, sold, distributed or manufactured.

EPCC enforces all state and federal laws which prohibit the possession or sale of illegal drugs or drug paraphernalia. Additionally, the Vice-President of Student Services can suspend students found guilty of possessing drugs on campus.

Education Programs

The college counseling centers work to assist those students who are at risk or have violated drug and alcohol policies. The centers can also assist students, faculty and staff and can refer persons to outside agencies for assistance. Education programs are also being developed to address the requirements of VAWA.
More information can be found on counseling centers at:

http://www.epcc.edu/Counseling/Pages/PersonalCounseling.aspx

Telephone numbers:

Valle Verde – 831-2642  
Rio Grande – 831-4636

TransMountain – 831-5186  
Northwest – 831-8807

Mission Del Paso – 831-7094

Additional information regarding Drug Free Schools and Campus Act and Penalties for Drug Offenses can be found at:

http://www2.ed.gov/about/offices/list/osdfs/index.html

Sexual Assault Policy

EPCC is a community of trust, whose very existence depends on adherence to standards of conduct. Student conduct that violates these standards is handled by the Vice-President of Student Services. This includes cases involving sexual misconduct and/or sexual assault or attempted sexual assault. Sexual assault reporting is also required under the Violence Against Women Reauthorization Act of 2013. College policies, training, education and prevention programs and procedures are being revised to incorporate the VAWA requirements.

Students, faculty and staff are also being encouraged to make use of the Texas Association Against Sexual Assault website. This site provides information and resources aimed at the prevention of domestic violence, dating violence, stalking and sexual assault. There is also additional information and resources provided, in the event you have become a victim of these type of offenses. Their web address is: http://taasa.org . An application (app) is also available for downloading, at no charge, to your personal devices, by link to Texas Safety University. This can be found at: http://taasa.org/txsafetyu/ .

Sexual Assault – Texas Penal Code 22.011

A person commits an offense if the person:

1. intentionally or knowingly:
A. Causes the penetration of the anus or sexual organ of another person by any means without that person’s consent

B. Causes the penetration of the mouth or another person by the sexual organ of the actor without that person’s consent; or

C. Causes the sexual organ of another person, without that person’s consent, to contact or penetrate the mouth, anus, or sexual organ of another person, including the actor; or

2. Intentionally or knowingly:
   A. Causes the penetration of the anus or sexual organ of a child by any means;
   B. Causes the penetration of the mouth or a child by the sexual organ of the actor;
   C. Causes the sexual organ of a child to contact or penetrate the mouth, anus, or sexual organ of another person, including the actor;
   D. Causes the anus of a child to contact the mouth, anus, or sexual organ of another person, including the actor; or
   E. Causes the mouth of a child to contact the anus or sexual organ of another person, including the actor.

b. A sexual assault under Subsection (a) (1) is without the consent of the other person if:
   1. the actor compels the other person to submit or participate by threatening physical force or violence;
   2. the actor compels the other person to submit or participate by threatening to use force or violence against the other person and the other person believes that the actor has the present ability to execute the threat;
   3. the other person has not consented and the actor knows the other person is unconscious or physically unable to resist;
   4. the actor knows that as a result of mental disease or defect the other person is at the time of the sexual assault incapable either of appraising the nature of the act or of resisting it;
   5. the other person has not consented and the actor knows the other person is unaware that the sexual assault is occurring;
   6. the actor has intentionally impaired the other person’s power to appraise or control the other person’s conduct by administering any substance without the other person’s knowledge;
   7. the actor compels the other person to submit or participate by threatening to use force or violence against any person and the other person believes that the actor has the ability to execute the threat;
8. the actor is a public servant who coerces the other person to submit or participate;
9. the actor is a mental health services provider
10. the actor is a clergyman
11. the actor is an employee of a facility where the other person is a resident, unless the employee and resident are formally or informally married to each other under Chapter 2 Family Code.

If You Have Been Sexually Assaulted

Any person who may have been the victim or is aware of a victim of sexual assault on campus should immediately report the incident to EPCC Police. Students, faculty and staff are strongly encouraged to report sexual assaults to EPCC Police, whether the assault occurs on or off campus, no matter who the alleged assailant is. Students may report sexual assaults to EPCC Police Department or any other campus security authority. Reporting a sexual assault to college officials or filing a police report does not spontaneously initiate criminal charges.

If the assault occurred off campus, EPCC Police will assist the victim with notifications to the appropriate law enforcement agency having primary jurisdiction where the offense occurred.

It is important for persons who have been sexually assaulted to seek medical attention. A medical examination specifically tailored for sexual assault victims is conducted by the hospital staff. This will aid in preserving evidence of the sexual assault if the person who has been sexually assaulted decides to prosecute. It is important for persons who have been sexually assaulted to contact police who will arrange for immediate medical attention and will initiate an investigation.

The EPCC Police Department investigates all sexual assault complaints with sensitivity, patience, compassion and respect for the victim. Investigations are conducted in compliance with guidelines established under state law and the El Paso County District Attorney’s Office.

Victims may use a pseudonym to protect their identity, authorized by the Texas Code of Criminal Procedure, Article 57. A pseudonym is a set of initials or a fictitious name chosen by the victim to be used in all public files and records concerning the sexual assault. Victims of sexual assault are not required to file criminal charges; however, pressing charges is encouraged.

Students may report sexual assaults to the EPCC Police Department or any other Campus Security Authority. Reporting a sexual assault to anyone other than police will delay any criminal investigation and could possibly hinder a criminal prosecution of the person responsible.
If Sexually Assaulted:

- Call (915) 831-2200 on campus and if off campus 911
- If you do not have a phone and on campus – use an emergency call box
- Do not shower, bathe or douche
- Have a trusted friend take you to Sierra Medical Center- it is the only hospital in El Paso County that performs sexual assault examinations. Take the clothing in which you were assaulted with you to the hospital in a paper bag (do not use plastic). If reported to the police, clothing and other items should be provided to you at the hospital.
  - Remember – It is NOT your fault

How to File a Sexual Assault Complaint

If a complainant does not wish to file criminal charges, but still wish to proceed with formal administrative charges, an investigation is conducted and the case is referred to the Vice-President of Student Services. Students may contact the Vice-President of Student Services at (915) 831-2229. Procedures for discipline and student standards of conduct are outlined in the EPCC Student Code of Conduct. These procedures are being evaluated to comply with VAWA requirements. It can be found online at:

www.epcc.edu/VPStudentServices/Pages/StudentRightsResponsibilities.aspx

Changes in Academic Situation

The Vice-President of Student Services can assist the victim with concerns, such as, but not limited to; class schedule changes, withdrawal procedures or campus relocation. If the reporting student provides credible evidence that the accused student poses a continuing danger to person or property or poses an ongoing threat of disruption to the academic process, the Vice-President of Student Services may take interim action against the accused student as applicable.

Procedures for Campus Disciplinary Action

A student may also choose to report the assault to the Vice-President of Student Services for disciplinary action regardless of whether or not the student had decided to press criminal charges. A student may also file a report of sexual assault against another student. Contact the Vice-President of Student
Services at (915) 831-2229. With implementation of the requirements of VAWA, the college is currently revisiting policies and procedures with respect to the standards of evidence that will be used in any institutional conduct proceeding arising from such a report of domestic violence, dating violence, sexual assault or stalking. Other items to be addressed include; victim’s options for and available assistance in changing academic, living, transportation and working situations, if requested and reasonably available, regardless of whether the victim elects to report the offense or not to law enforcement. Also, what appropriate type of training should be provided to personnel handling these crimes.

**Sanctions**

Disciplinary actions assessed in a particular case will be dependent upon the nature of the conduct involved, the circumstances and conditions which existed at the time the student engaged in such conduct and the results which followed as a natural consequence of such conduct. Sanctions can include:

- Disciplinary warning
- Disciplinary probation
- Withholding of grades, transcripts or degree
- Bar against readmission
- Drop from current enrollment
- Suspension of rights and privileges
- Suspension
- Expulsion
- Other penalty as deemed appropriate under the circumstances

**Campus Sexual Assault Victim’s Bill of Rights**

The United States Congress enacted the “Campus Sexual Assault Victim’s Bill of Rights” in 1972, as a part of the Higher Education Amendments of 1992. This law requires that all universities afford sexual assault victims certain basic rights, such as:

- Accuser and accused must have the same opportunity to have others present
- Both parties shall be informed of the outcome of any disciplinary proceeding
- Survivors shall be informed of their options to notify law enforcement
- Survivors shall be notified of counseling services
- Survivors shall be notified of options for changing academic living situation
Assisting a Student if the Sexual Assault Occurs Off Campus

If the assault occurred off campus, the EPCC Police Department will assist a victim with notifying the appropriate law enforcement agency having primary jurisdiction where the crime occurred.

College counselors are available to assist in notification of proper authorities and to support a victim of sexual assault. Police and the Counseling Centers can assist with referrals to mental health agencies and other services for the victims of sexual assault.

*Counseling and support services outside of EPCC, in El Paso and surrounding area, can be obtained through:*

S.T.A.R.S. (Sexual Trauma & Assault Response Services) - 24 hours a day, 7 days a week; confidential Crisis Line (915) 533-7700

Center Against Family Violence – 24 hours a day, 7 days a week; Crisis Line (915) 593-7300

*Other service providers:*

La Pinon Sexual Assault Recovery Services of Southern New Mexico
Toll Free: 1-888-595-7273

Casa Amiga in Ciudad Juarez, Chihuahua, Mexico
(01 656) 6-90-83-00 or (01 656) 6-90-83-01

New Mexico Coalition Against Domestic Violence
1-505-246-9240

*Weapons Policy*

It is a felony to intentionally, knowingly, or recklessly possess a firearm, illegal knife, or prohibited weapon (with or without a concealed handgun permit) on the physical premises of a school or educational institution, to include any buildings or passenger transportation vehicles under the direct control of the educational institution (Texas Penal Code, Chapter 46). This policy does not apply to Peace Officers and duly authorized Federal Agents, whether on or off duty (Texas Penal Code, 46.15).
FIRE SAFETY

The El Paso Community College District does not maintain, nor provide any residential student housing facilities, either on or off campus. Clery Act requirements regarding maintaining a Fire Log and other associated reporting requirements is applicable upon the college having student residences or dorms. College buildings are equipped with fire alarm and fire suppression systems.

EPCC does not maintain a Fire Log but does report Arson crimes in accordance with UCR reporting requirements. EPCC police respond to fires occurring on campus.

GENERAL EMERGENCY RESPONSE

The El Paso Community College is developing an Incident Manual that includes information about college operating status parameters, incident priorities and performance expectations. Operational plans for shelter in place and evacuation guidelines are developed. Departments are responsible for developing and submitting contingency plans and operations plans for their departments. The college tests its emergency notification system on campus.

EPCC police officers have received training in Incident Command and Active Shooter. When a serious incident occurs that causes an immediate threat to the campus, first responders are usually EPCC Police, who can be supplemented by El Paso Police, El Paso County Sheriff’s Office and the El Paso and Clint Fire Departments. Other EPCC departments and other city, county, state or federal agencies could also be involved in responding to an incident.

Notification to the College Community Regarding an Immediate Threat

The EPCC Chief of Police receives information from various offices and departments on campus. If it is determined that there is an emergency or dangerous situation that poses an immediate threat to the health or safety of some or all members of the college community, the Chief of Police will collaborate to determine the content of the message and will use some or all of the systems to communicate the threat to the EPCC community or to the appropriate segment of the community, if the threat is limited to a particular building or segment of the population. The Chief of Police and the college’s I.T. Department will, without undue 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 judgment of the first responders, compromise the efforts to contain, respond to, assist a victim or otherwise mitigate the emergency.

In the case of a serious incident which poses an immediate threat to members of the EPCC community, the college has systems in place for communicating information quickly. Some or all of these methods
may be activated in the event of an immediate threat. The methods of communication include network e-mails, text messaging and telephones.

EPCC utilizes a text message service called Tejano Alert. This is the primary source for notification to the campus community regarding immediate threats. E-mails are also sent to students, staff and faculty. To sign up for Tejano Alert go to: www.epcc.edu/alert/pages/default.aspx

The college will post updates during a critical incident on the EPCC Website. Members of the larger EPCC community interested in receiving information about emergencies on campus should enroll with the emergency text message system (Tejano Alert).

**Emergency Evacuation**

In cases where there is an imminent and immediate threat to the college community, EPCC has designed a notification system that employs campus wide text messages and e-mails. In addition, low tech solutions can include portable radios, telephones and runners delivering messages delivering information by word of mouth, all with the goal of notification, regardless of the disaster-related failures of communications. Primary notification is through Tejano Alert.

When the need to evacuate the campus arises, fire alarms may be used. Faculty and staff will advise students to evacuate to the areas surrounding the buildings. Cars may not be allowed to leave; permitting access to the campus and parking lots of emergency vehicles.

**Shelter in Place**

If an incident occurs and the buildings or areas around where you are have become unstable, the air outdoors becomes dangerous due to toxic or irritating substances in the air; it is usually safer to stay indoors because leaving the area may expose you to those dangers. *Thus, to “shelter in place” means to make a shelter of the building you are in and with a few adjustments, this location can be made even safer and more comfortable until safe to go outside.*

**Basic Guidance**

If an incident occurs and the building you are in is not damaged, stay inside, seeking an interior room – until you are told it is safe to come out. If the building is damaged, take your personal belongings with you and follow the evacuation instructions. Once evacuated, seek shelter at the nearest college building quickly. Follow directions of fire or police personnel on scene.
Although it is unlikely you will ever need to shelter in place, it is helpful to know what to do; just in case. You should plan to stay inside for about 12 hours—usually less. Staff and faculty can keep in their offices the additional items in the event of this happening:

- Extra prescription medication
- Basic first aid supplies
- Non-perishable foods
- Bottled water
- Flashlight
- Battery operated radio
- Batteries
- Telephone – Remember: services may not be available in a disaster

How Will You Know to Shelter in Place?

A shelter in place notification can be issued by EPCC Police, college employees, the local, state or federal government. Notification may also come over the radio or television, i.e., Emergency Broadcast System. The college can also announce the need to shelter in place using the Tejano Alert system.

How to Shelter in Place

No matter where you are, the basic steps to shelter in place will generally remain constant. Should the need ever arise; follow these steps unless instructed by emergency personnel to do otherwise.

- If inside – stay where you are; if outside, go to nearest building
- Collect supplies (food, water, etc.)
- Locate a room to shelter inside:
  ✓ interior room
  ✓ above ground level
  ✓ least amount of windows
  ✓ make a list of people with you
  ✓ call or have someone call the list into EPCC police with the location
  ✓ make yourself comfortable
Weather Related Emergencies

In the event of a weather related emergency, such as a tornado or other severe thunderstorm; students, faculty and staff are encouraged to heed the following precautions:

- Tornado Warning – seek shelter inside an interior room within the building in which you are located at the time of the warning – avoid being by windows, doors and outside walls
- Do not drive to shelter, unless you are already in a vehicle when the warning is issued – drive to the nearest building or seek shelter in a ditch or ravine
- If the building has a designated shelter area, go there – if not, go to an interior room on the lowest level (bathroom, closet, hall, etc.)
- If a sturdy piece of furniture is available, use it for cover and stay away from windows

PROTECTING YOURSELF AGAINST SEXUAL ASSAULT

Sometimes things may be out of your control, but you can take some measures to help prevent sexual assault. Keep the following general prevention tips in mind to help minimize risk:

- If you’re going on a first date or a blind date, go to a public place with a group of friends; such as a restaurant
- Make sure your cell phone is charged and you have money for a taxi
- Be aware alcohol and drugs can impair your judgment and ability to make clear decisions; they also lower you sexual inhibitions
- Keep your drink with you at all times if you’re at a bar or party and don’t accept drinks from people you don’t know or trust
- Listen to your gut feelings: if a situation seems suspicious or you sense you might be in danger, leave immediately and go to a safe place
- Know your sexual limits and remember you have a right to say “NO”; no matter the circumstances
- Communicate your limits firmly and directly
- Talk to your friends; agree to look out for each other while out – if you think someone is at risk for sexual assault, consider it an emergency and get involved
- If leaving with someone; let them know with who, where you are going and when you will be back
CRIME PREVENTION TIPS

General Crime Prevention Tips:

✓ Avoid walking alone, especially after dark
✓ Contact EPCC Police for a safety escort - (915) 831-2200
✓ Be alert of your surroundings
✓ Use the “Buddy System” when walking at night
✓ Avoid shortcuts – the shortest route is not always the safest
✓ Walk away from alleys and bushes
✓ Dress for mobility – especially after dark
✓ Avoid deserted areas, poorly lit streets and pathways
✓ Never jog alone after dark
✓ When walking or jogging – go against the flow of traffic
✓ If harassed from a vehicle – walk or run in the opposite direction of vehicle travel
✓ Do not jog wearing stereo headphones – be alert to what’s happening around you

Personal Safety Tips:

Vehicles

✓ Scan the area
✓ Have your keys out and ready
✓ Don’t overload yourself with packages
✓ Prior to entering your vehicle, quickly scan the back seat area
✓ Once inside, lock all doors
✓ Do not open the door to strangers
✓ Keep valuables out of sight, lock in trunk
✓ Park in well lighted areas
✓ If driving a small car, avoid parking next to a larger vehicle
✓ Don’t let your gas tank go below ¼ of a tank

Buildings

✓ Be aware of your surroundings
✓ Be alert
✓ Avoid entering an elevator occupied by only one person
✓ Avoid isolated corridors or hallways
✓ In an elevator, stand near the controls and locate the emergency button
Personal Property

✓ Never leave valuables unattended
✓ Register or document your valuables – identifying numbers, type, make
✓ Keep valuables from view in vehicles – secure in trunk
✓ Remember:
  - *Hide your Valuables*
  - *Lock your vehicle*
  - *Take your keys*
✓ If you use a computer—install anti-virus programs and regularly update it and download security patches
✓ You may want to install tracking software in the event your computer is lost or stolen
✓ Engrave a personal number on your property that only you would know (*four or more numbers, such as: last four or five numbers of license or identification card number, for example*)

Protecting Yourself

✓ Be aware of your surroundings
✓ Know your campus and locations of emergency phones
✓ Use the “Buddy System” at night
✓ Call EPCC Police for Safety Escort – (915) 831-2200
✓ Never accept a ride from a stranger
✓ Never offer a ride to a stranger
✓ Keep your vehicle locked at all times
✓ Do not park in unsafe or dimly lit areas
✓ Always have your keys out when walking to vehicle
✓ Check the back seat before entering your vehicle
✓ Using an ATM – have someone with you

Protecting Your Identity

✓ Have a strong user name and password for starting up your computer
✓ Do not give out personal information to any person or business you did not initiate the contact with; either by telephone or internet
✓ Check to make sure your connection is secure when conducting business (https)
✓ Make sure anti-virus and security patches are up to date
✓ Use a strong password (at a minimum, 11 characters; mixing letters, numbers and special characters, so as to appear random; avoid common words and names, birth dates, anniversary dates, pet’s names, etc.)
✓ Encrypt your files and e-mails if possible when using other Wi-Fi networks
✓ Do not loan your computer out and do not allow someone else to connect portable devices to the computer (may contain malware or virus)
✓ Do not open or respond to e-mails from persons or companies you do not know or have not asked for information from
✓ Do not open or respond to e-mails indicating you can make a lot of money, have inherited money or have won a contest or lottery
✓ Do not post personally identifying information on social networks
✓ If posting photographs, disable the GPS information contained in the photograph prior to posting it
✓ If you conduct a lot of business transactions on line; you may want to subscribe to an identity protection service in the event your personal information is compromised (as with any service; check them out closely)

Do You Feel Safe at Home?

Does a person you love……………..

- Threaten to hurt you, your children or someone else in your family?
- Say it is your fault if he or she hits you, then says it will not happen again (but it does)?
- Put you down in public or keep you from contacting family or friends?
- Throw you down, push, hit, choke, kick or slap you?
- Force you to have sex when you don’t want to?

Just one “yes” answer may mean that you are in an abusive relationship.

You are not alone and you have choices.

No one deserves to be hurt – you deserve to be safe at home!

What Can I Do?

➢ Call 911 if you are in danger or need help
➢ It is hard to decide to leave – when you are ready, you need to have a safety plan
Call the National Hotline to get help and to formulate a safety plan 1-800-799-SAFE (1-800-799-7233)

Teach your children how to stay out of the fights
- Teach them to call 911 and where to go when they are scared
- Talk to someone about what is going on (they may be able to help)
- You and your children need to have bags packed and ready
- Leave the bags with someone you trust
- Have cash or credit cards in the bags
- Include medicines, important papers, extra clothing for yourself and children and some toys
- Include coins, pen and paper in case you need to use a pay phone
- Hide extra car keys and house keys outside your house, in case you must leave in a hurry
# HELPFUL PHONE NUMBERS

<table>
<thead>
<tr>
<th>Emergency Off Campus - Fire / Police / Ambulance</th>
<th>911</th>
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</thead>
<tbody>
<tr>
<td>Emergency On Campus</td>
<td>(915) 831-2200</td>
</tr>
<tr>
<td>EPCC Police (All Campuses)</td>
<td>(915) 831-2200</td>
</tr>
<tr>
<td>Vice-President of Student Services</td>
<td>(915) 831-2229</td>
</tr>
<tr>
<td>EPCC Counseling Center (Valle Verde)</td>
<td>(915) 831-2642</td>
</tr>
</tbody>
</table>

| Sierra Medical Center                         | (915) 747-4000 |
| University Medical Center                    | (915) 544-1200 |
| El Paso Police Department (Non-Emergency)    | (915) 832-4400 |
| El Paso Fire Department (Non-Emergency)      | (915) 771-1000 |
| El Paso County Sheriff's Office (Non-Emergency) | (915) 546-2280 |
| Stars Rape Crisis Center                     | (915) 533-7700 |
| Mental Health Crisis Hotline                 | (915) 779-1800 |
| Texas Road Conditions                        | 1-800-452-9292 |
| New Mexico Road Conditions                   | 1-800-432-4269 |
| Texas Road Side Assistance                   | 1-800-525-5555 |
| National Domestic Violence Hotline           | 1-800-799-7233 |
JEANNE CLERY ACT INFORMATION & ADDITIONAL RESOURCES

❖ Security on Campus
http://securityoncampus.org

❖ U.S. Department of Education
http://safesupportivelearning.ed.gov/topic-research/safety

❖ Jeanne Clery / Campus Save Act
http://www.cleryact.info/campus-save-act.html

❖ Texas Association Against Sexual Assault
www.Taasa.org

❖ Texas Safety University App
http://taasa.org/txsafetyu/

❖ Casa Amiga
http://www.casa-amiga.org.mx
(01 656) 6-90-83-00 or (01 656) 6-90-83-01

❖ STARS (Sexual Trauma & Assault Response Services)
http://www.stars-elpaso.org/
Crisis Line (915) 533-7700

❖ La Pinon Sexual Assault Recovery Services of Southern New Mexico
http://lapinon.org/index.htm
Toll Free: 1-888-595-7273
❖ Center Against Family Violence
   www.cafv.org
   Crisis Line (915) 593-7300

❖ Coalition Against Domestic Violence (Las Cruces, NM)
   info@nmcadv.org
   1-505-246-9240

❖ Crime Victims Rights Council of El Paso
   http://www.elpasocrimevictims.org/

❖ Not Alone
   https://www.notalone.gov/

❖ El Paso District Attorney’s Office
   (Protective Orders)
   (915) 546-2050

❖ Child Protective Services
   1-800-252-5400

❖ Adult Protective Services
   (915) 542-4535

❖ El Paso Police Department Victim Services Assistance
   (915) 564-7045

❖ El Paso County Sheriff’s Office Crime Victims Services
   (915) 538-2242

❖ Battering Intervention and Protection Program
   (915) 562-0077

❖ National Domestic Violence Hotline
   1-800-799-SAFE (7233)
**EL PASO COMMUNITY COLLEGE**
**POLICE DEPARTMENT OFFICES**

**********************************************************
EPCC POLICE COMMUNICATIONS  (915) 831-2200
(Available 24 hours – Located at Valle Verde Campus)
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**VALLE VERDE CAMPUS**
919 Hunter Drive, Bldg. C, Room C-101  
El Paso, TX  79915
(Includes CTC/Alpha)
(915) 831-2200

**MISSION DEL PASO CAMPUS**
10700 Gateway East, Bldg. A, Room A-114
El Paso, TX  79927
(915) 831-7155

**TRANSMOUNTAIN CAMPUS**
9570 Gateway North, Room 1070
El Paso, TX  79924
(915) 831-5041

**RIO GRANDE CAMPUS**
1100 North Stanton, Room 100  
(includes Stanton Building)
El Paso, TX  79902
(915) 831-4742

**NORTHWEST CAMPUS**
6701 South Desert Boulevard, Room 14
El Paso, TX  79932
(915) 831-8911

**ADMINISTRATIVE SERVICES CENTER**
9050 Viscount, Bldg. A, Room A-108
El Paso, TX  79925
(915) 831-6657