



Southeastern Oklahoma State University

Annual Security & Fire Safety
Report 2016

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INTRODUCTION



Message from SE Chief of Police Stacy Ballew

The SE University Campus Police Department is dedicated to the SE Community to provide a safe and secure environment to achieve the best possible educational and professional atmosphere. The SE Campus Police Department has an excellent working relationship with all local Law Enforcement Agencies, which assists in our ability to provide unequaled service to the University community.

Within this report are tools for safety and awareness. I may be contacted by telephone or email with any questions pertaining to the information within this report.

Chief Stacy Ballew
SE University Police Department
580-745-2727
sballew@se.edu

NOTICE OF AVAILABILITY OF ANNUAL SECURITY REPORT

The Federal Student Right-to-Know, Crime Awareness and Campus Security Act, now cited as the "Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act" and herein identified as the "Clery Report," requires institutions of higher education to annually prepare and publish a report concerning campus crime statistics and security policies. The report is distributed through appropriate publications, mailings, or computer networks to all current students and employees, as well as to all prospective students and employees upon request. The report contains annual specific campus crime and arrest statistics and campus policies and practices intended to promote crime awareness, campus safety and security. This report is prepared by Chief Stacy Ballew SE University Campus Police.

Copies of this report may be obtained by visiting the SE Campus Police website:
<http://homepages.se.edu/public-safety/files/2013/03/Annual-Security-and-Fire-Safety-Report-2015.pdf>.

A copy of this report can also be obtained in person by contacting Chief Stacy Ballew at the following:

301 University
Durant, OK 74701
Phone - (580) 745-2727 / Fax - (580) 745-7507
Email - sballew@se.edu

CAMPUS SECURITY AUTHORITIES

The U.S. Department of Education defines campus security authorities as:

- A Campus Police Department or a Campus Security Department of an Institution.
- 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, including, but not limited to, student housing, student discipline and campus judicial proceedings.

DESIGNATED CAMPUS SECURITY AUTHORITIES

The following individuals are designated Campus Security Authorities:

- SE Police Chief/all University Police Officers and Police employees
- Dean of Students
- Director of Residence Life/Residence Life Hall Directors/Resident Assistants
- Director of Student Activities
- Athletic Director/Coaches/Athletics Graduate Assistants
- Faculty & Staff Advisors to Student Organizations
- Title IX Coordinator

CAMPUS POLICE AUTHORITY AND JURISDICTION

SE University Police Officers have complete Police authority to apprehend and arrest anyone involved in illegal acts on-campus and areas immediately adjacent to the campus. If minor offenses involving University rules and regulations are committed by a University student, the campus police may also refer the individual to the Student Conduct Coordinator.

The prosecution of all criminal offenses, both felony and misdemeanor, are conducted at the Bryan County District Court. Campus Police personnel work closely with Local, State, and Federal police agencies and have direct radio communication with the City of Durant Police Department and Bryan County Sheriff's Department. The SE University Police Department is also a part of the Bryan County 911 Emergency System. By mutual agreement with State and Federal agencies, The SE University Police Department maintains an NLETS terminal (National Law Enforcement Telecommunications Network). Through this system police personnel can access the National Crime Information Computer system as well as the Oklahoma Law Enforcement Telecommunications. These computer databases are used for accessing criminal history data, nationwide police records, driver/vehicle identification information, as well as other Local, State and Federal law enforcement information.

Any University owned or leased property in outlying areas is patrolled jointly by both SE University Police and Durant Police. Through coordination with Local Law Enforcement agencies, any criminal activity engaged in by students at off-campus locations of student organizations, is monitored and recorded when possible. This information is provided to the Student Conduct Coordinator for any action or follow-up that may be required.

WORKING RELATIONSHIP WITH OTHER LAW ENFORCEMENT AGENCIES

SE University Police maintains a Memorandum of Understanding (MOU) with the following Law Enforcement Agencies:

- Durant Police Department
- Bryan County Sheriff Department
- Calera Police Department
- Choctaw Nation Tribal Police

TIMELY WARNING POLICY

To help prevent crimes or serious incidents, the SE University Police Department, in conjunction with other departments on campus, issue timely warnings to notify the SE University community members about crimes or other serious incidents in and around the community. If a situation arises that, in the judgment of a committee which includes Chief

Stacy Ballew, President Sean Burrage and Director of University Communications Alan Burton, would be considered an ongoing or continuing threat, a campus-wide warning will be issued. The warnings will be issued by email, text and telephone call by utilizing the SE Alert System. In the case of an emergency, SE Police Chief Stacy Ballew is the sole authority for issuing timely warnings.

The purpose of timely warnings is to provide the SE University community with information relevant to their safety. Anyone with information warranting a timely warning should report the circumstances to SE Police Chief Stacy Ballew (745-2727), President Sean Burrage (745-2500) or Alan Burton (745-2731)

DAILY CRIME LOG

A daily crime log is available for review 24 hours a day at SE Police Department, 301 University Blvd., Durant, OK. The information in the crime log typically includes the case number, classification, date reported, date occurred, time occurred, general location and disposition of each crime. It does not include names of the parties involved.

EMERGENCY RESPONSE AND EVACUATION PROCEDURES STATEMENT

SE University conducts an annual test of the SE Alert to insure that all systems are working properly. Durant Emergency Management conducts a monthly test of all storm sirens, on the 1st Thursday of each month, weather permitting.

Fire Alarm Evacuation Procedures

Fire alarms are sounded in the event of any smoke, fire, etc. When a fire alarm sounds for any reason, do the following:

1. Make sure that the Fire Department (9-911) & SE Campus Police (745-2727) are contacted.
 - a. Give building name.
 - b. Give your name.
 - c. Follow designated plan for evacuation of building.
 - d. Have available list of residents with special assistance needs for evacuation.
2. Evacuate from the building using nearest designated exit
 - a. Be aware of two ways out.
 - b. Use enclosed stairwells, if available.
 - c. Continue evacuating even if the alarm stops before you are out of the building.

- d. Completely leave the building; do not gather in the lobbies or entrances.
3. Do not return to the building until the all clear is given by the Fire Department.

This is to be done each time the Fire Alarm sounds!

What You Should Do If You Discover a Fire

1. Sound vocal alarm and mechanical alarms
2. Report a fire to Fire Department - 9-911 and SE Campus Police - extension 2727
3. Leave building and do not re-enter until all clear is given by the Fire Department.

When a Tornado Warning is given

Everyone will follow all directives given by emergency operations personnel and proceed with safety to the nearest shelter area. Everyone on campus has a responsibility during a tornado emergency. A list of these responsibilities is outlined below.

1. Faculty will inform their class of the shelter location and lead them there. Once safely in the shelter, the faculty member will take roll and note any unaccounted for students.
2. Staff and employees will be led by supervisors to shelter locations. Once safely in the shelter, the supervisor or a designated employee will take a headcount and note any unaccounted for personnel.
3. Visitors, students with no scheduled class and employees not in assigned shelters will check into the nearest shelter location and report to any Emergency Operations Manager. EOMs will make note of the visitors, students or employees.

If a storm is approaching, please be aware of any media warnings and upon sounding of the tornado sirens, you are to seek shelter immediately! There will be NO all clear siren notification by Durant/ Bryan County Emergency Management.

All other buildings—Take cover in the safest place possible (hallways, interior rooms, etc.) if you cannot reach a designated shelter.

For further reference, please go online to the SE Campus Police & Safety website (<http://homepages.se.edu/public-safety/>) and click on the Emergency Preparedness and Crisis Management Plan.

Before an emergency strikes, take time to identify your safest place at home, at work and at school. Many people have survived strong tornadoes in a closet or small interior room without windows. Usually the safest place will be on the lowest floor in center of building. No place is guaranteed to be 100% safe.

Fine Arts Little Theater is the ADA Designated Safe Room.

Storm Shelters/Safe Areas

If you cannot get to Morrison Basement or other Storm Shelter, the listed areas may help you.

Administration Building

- If time permits, go to Morrison Building basement; if not seek shelter in the innermost part of building on first floor away from doors and windows.

Airport

- Innermost interior room such as the break room or restrooms.

Big Five Daycare

- Evacuate to Morrison Building basement. If unable to evacuate, find an interior closet or hallway with no windows.

Biological Sciences Building

- Lowest floor in any interior room away from outer doors and windows.

Bloomer Sullivan Arena

- Go to the tunnel hallways or interior dressing rooms/restrooms.

Choctaw/Chickasaw Dormitories

- Evacuate to Paul Laird Field under West Bleachers, use North door.
- If unable to evacuate, gather on interior first floor away from outside walls and windows.
- Basement area located at East side of Chickasaw is a good location also.

EOC/Talent Search

- Evacuate to Morrison Building basement. If unable to make to Morrison go to the nearest open building, going to interior hallways or restrooms, do not stay in these buildings.

Equestrian Center

- Storm Cellar

Fine Arts Building

- Interior hallways, bathrooms or any interior room.
- The basement of the building is good location.
- Little Theater is the ADA Designated Shelter

Gymnasium

- Any room/hallway away from exterior doors and windows.

Library

- Best location is in Learning Center area (inner classrooms)
- Basement & First Floor halls and stairwells. Avoid bookshelves if possible.

Magnolia House

- Small-sized room in basement area

Massey Building (Downtown Ballroom)

- Any interior room on the lowest level away from outer doors and windows.

Math Building

- Evacuate to the Morrison Building Basement. If unable to evacuate, find a closet, interior bathroom or other room with no windows or exterior doors.

Morrison Building — Designated SE Storm Shelter

- Can use hallways, bathrooms, and any classroom that does not contain windows □
- DO NOT gather in the hallway that runs East/West.
- Men and Women restrooms in basement area.

New Student Union

- Basement of Cafeteria, or lower level bathrooms or hallways away from exterior doors or windows.
- DO NOT USE ATRIUM HALLWAY!
- Men and Women locker rooms/restrooms. Do not stand out in the game lobby!

New Theater Building (Old Activity Center)

- Evacuate to New Arena, do not stay in this building!

North Hall

- Evacuate to Paul Laird Field under West Bleachers, use North door
- First floor hallway away from windows and doors

Old Student Union/Hallie McKinney

- Lower level area away from exterior doors and windows.
- Hallways, interior bathrooms and closets.

Physical Plant

- Any interior room away from outer doors and windows.

Police Department

- Morrison Basement
- Interior room without windows or exterior doors, or restrooms

Russell Building (John Massey School of Business)

- First Floor stairwell or first floor hallways away from windows or exterior doors
- Interior bathrooms or interior closet

Safety Building

- Classroom OSH-225, interior bathrooms or hallways

Science Building

- First floor hallways away from exterior doors and windows and interior bathrooms.

Shearer Hall & Suites

- Evacuate to Paul Laird Field under West Bleachers, use North door.
- If no time to evacuate, go to first floor interior hallways away from exterior doors and window or interior bathrooms.

Small Business Development

- Interior rooms without windows or exterior doors, or restrooms.

University Center

- Go to the interior hallway stretching perpendicular from the Continuing Education office.

Visual Arts Building

- Center hallway away from exterior doors and windows or interior bathrooms.

Visual & Performing Arts Center (VPAC)

- Any interior room/hallway away from outer doors and windows.
- Stay away from large windows such as those in the Art Display Gallery

Welcome Center

- Bathrooms or interior rooms away from exterior doors and windows.

Important Things to Remember

- Avoid areas in buildings with wide span and glass overhead, such as Gymnasiums and Atriums.

- Do not stand in front of any glass windows.
- Most storms travel from Southwest to Northeast direction.

Storm Evacuation Procedures (same as fire drill)

1. Sound Building Alarms.
2. All Housing personnel in building are to fall into duty, whether scheduled or not, and assist in evacuation.
3. Begin on top floors of each building.
4. Notify each dorm and suite.
5. Make each resident aware of situation. Do not waste time trying to convince a non-complying individual, but do note that they were warned.
6. Residents are to go to Paul Laird Field under West Bleachers immediately.
7. In the event of high winds, Choctaw/Chickasaw Tower residents must go to the bottom floor
8. If time does not permit evacuation to Paul Laird Field, Residents are to take shelter against interior walls on the lowest floor possible and away from windows.
9. DO NOT USE ELEVATORS!

Earthquake Procedures

All employees and students should take immediate cover in the event of an earthquake.

1. Position yourself under a desk or in a doorway and cover your head.
2. Stay clear of windows, shelves and heavy objects.
3. If outdoors, move away from buildings, trees, utility poles, power lines and gas meters.
4. DO NOT USE ELEVATORS DURING EVACUATION AFTER AN EARTHQUAKE
5. Once the tremor has passed, immediately evacuate the building and proceed to the rally point established in your department evacuation plan.

Bomb Threats

1. Keep person on the phone and take notes as to what the person says and any pertinent information. A Bomb Threat Checklist is located on the Campus Police & Safety website, (se.edu/public-safety) and this form should be completed to provide to the Officers.
2. DO NOT use cell phone.
3. Call Campus Police - 745-2727.
4. Evacuate building if threat is specific to that building. **DO NOT ACTIVATE THE FIRE ALARM!**

5. Follow directions of emergency operations managers who will initiate the Universities Plan.

Acts of Aggression

Southeastern Oklahoma State University has many potential terrorist targets. An attack on any one of these vulnerable areas could cause major damage to University property and widespread casualty situations. Emergency personnel must be prepared for the possibility of an act of violence against the campus population or property. All SE employees and students are encouraged to report any suspicious behavior to the University Police for investigation.

NOTIFICATION TO UNIVERSITY COMMUNITY ABOUT AN IMMEDIATE THREAT

If the SE Police Chief confirms 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 SE University community, the SE Police Chief and/or SE Police Captain will utilize some or all of the systems described under the Timely Warning Policy (located on page 4) to communicate the threat to the SE University community or appropriate segment of the community if the threat is limited to a particular building or segment of the population. The SE University Police Department without delay - and taking into account the safety of the community - determines the content of the notification and initiates the notification system unless issuing a notification will, in the judgment of the responsible authorities compromise efforts to assist a victim or to contain, respond to or otherwise mitigate the emergency.

MEDICAL EMERGENCIES

Steps to take in a medical emergency:

1. Do not move the patient unless his or her life is in danger.
2. Have someone stay with the patient until help arrives.
3. Call 911. Tell them your name, your exact location and a brief description of the problem. Do not hang up until told to do so.
4. Meet emergency personnel to guide them to the patient.

SE Campus Police will be notified of the emergency by Police scanner and will contact SE Student Health Services to make them aware that an ambulance has been dispatched. When Campus medical personnel are available, they will assist with response to the scene and render aid until community emergency resources arrive.

CAMPUS WIDE EMERGENCY RESPONSE

The purpose of this policy is to establish emergency response procedures for SE University, as required by the Higher Education Opportunity Act of 2008. This policy applies to all students and employees of SE University.

All employees of SE University are required to complete NIMS training. Response training and testing is conducted frequently to insure that all employees are aware of procedures. SE University holds current NIMS certification with the Department of Homeland Security.

CRIME PREVENTION - PERSONAL SAFETY

General Precautions and Crime Prevention Tips:

1. Program the SE University Police Department's phone number into your cell phone (580-745-2727). Report any suspicious activity to the SE University Police Department immediately.
2. Never take personal safety for granted. Always be aware of your surroundings.
3. Try to avoid walking alone at night. Request an escort from the SE University Police Department by calling 580-745-2727
4. Limit your alcohol consumption and leave social functions that get too loud or too crowded, or that have too many people drinking excessively. Remember to call the SE University Police Department (580-745-2727) or the Durant Police Department (580-924-3737) for help at the first sign of trouble.
5. Use lighted walkways and thoroughfares, even if it means going out of your way.
6. Carry only small amounts of cash and keep purses, backpacks and money belts close to the body.
7. Do not struggle if someone attempts to take your property.
8. Never leave valuables (wallets, purses, books, calculators, laptops, etc.) unattended.
9. Carry your keys at all times and do not lend them to anyone.
10. Lock up bicycles and motorcycles. Lock doors and close windows when leaving your car.
11. Remember to lock the doors at your residence. Be certain that your door is locked to your residence when you go to sleep, and keep windows closed and locked when you are not at home.

12. Do not leave valuables in your car, especially if they can be easily noticed.
13. Engrave serial numbers or owner's recognized numbers, such as a driver's license number, on items of value.
14. Inventory your personal property and insure it appropriately with personal insurance coverage.

At home, in an apartment building, or in a residence hall:

1. Keep your room door locked when you are sleeping.
2. Never let unauthorized persons come into your room, enter residence halls, or enter apartment security doors. Always ask to see proper identification.
3. Never prop open inside or outside doors.
4. Do not hide keys outside your room or apartment. Do not put your name or address on your key rings.
5. Avoid working or studying alone in a campus building.
6. Never dress in front of a window. Close blinds or curtains after dark.
7. If you are awakened by an intruder inside your room, do not attempt to apprehend the intruder. Try to get an accurate description of the intruder and call the police.
8. Any suspicious activity should be reported to the SE University Police Department immediately.

When driving:

1. Park your vehicle in a well-lit and populated area.
2. Have your car keys in your hand when approaching your vehicle so you can enter quickly.
3. Scan the area before getting into your vehicle and always check underneath your car upon approach and in the rear seat for intruders before entering the automobile.
4. Lock your doors and keep windows rolled up whenever possible.
5. Drive on well-traveled and well-lit streets.
6. Never hitchhike, and never pick up hitchhikers.
7. If someone tries to enter your stopped vehicle, sound the horn and drive to a safe area such as a convenience store.

8. If your vehicle breaks down, ask any person who stops to help to call the police. Do not allow any person access to you or inside your car. Roll down your window no more than an inch. Be aware that an accident may be staged to provide the other driver an opportunity to commit a criminal act.
9. Leave enough room between your car and the one ahead so you can drive around it if necessary.
10. Call ahead when driving to your home or apartment late at night and have someone watch you walk from your car to the residence.
11. Limit distractions such as cellphones.

While walking or jogging

1. Avoid walking or jogging alone, and try not to walk or jog after dark.
2. Avoid dark or vacant areas. Walk along well-lit routes.
3. Be alert to your surroundings. If you suspect you are being followed: Run in a different direction, go to the other side of the street and yell for help, or move quickly to a lighted area, a group of people, or an emergency phone. |

SECURITY ESCORT SERVICE

SE University Police Department provides escort to and from buildings/vehicles to all Students, Staff and Faculty in the event that they are uncomfortable walking alone or if they feel threatened. Anyone on campus wishing to have an Office escort them should call the SE University Police Department at 580-745-2727 (on-campus ext. 2727) and provide their name, location and a contact number where the Officer may call if they cannot locate the person.

NATURAL DISASTERS

The following information is a guideline to aid you in determining what action you should take in severe weather.

Tornado WATCH: Conditions are such that storms capable of producing a tornado may develop.

Tornado WARNING: Either a tornado has been sighted or it is highly probable that one will develop. A warning will be signaled by the storm warning sirens.

SE University has sirens located on campus that will sound in case of a tornado warning. These sirens are tested on the 1st Thursday of each month, weather permitting.

Tornado Precautions:

1. If you are in the warning area, seek shelter immediately. The list of designated shelters are:
 - Morrison main basement area (280 Occupancy - soon to be expanded)
 - Bloomer Sullivan New Arena - 1st floor in the far North dressings rooms on both East and West sides - under seating. (168 Occupancy).
 - Fine Arts Little Theater- designated ADA safe area. (400 Occupancy)
 - Paul Laird Field - Visitor Locker Room: designated for Dorm residents. (535 Occupancy).
 - Biology Building - Entrance @ NE corner (72 Occupancy) and Archive Room & bathrooms on 1st floor by main entrance (25 Occupancy)
 - Custodian Break Room, North side of Morrison in Basement (220 Occupancy)
 - Fine Arts Basement (104 Occupancy)
 - (2) in-ground, North of the Aviation Complex (40 Occupancy)
 - Hallie McKinney Basement (193 Occupancy)
2. If you are in a vehicle, get out and seek shelter in a sturdy building. If a building is not available, a depression such as a ditch or ravine offers some protection, but be alert for flash floods.
3. Do not open windows. This can actually increase damage to the building. Stay away from windows and exterior doors.
4. Basements, interior hallways on the lower floors and small interior rooms on the lower floors offer the best shelter.
5. Do not attempt to turn utilities on or off.
6. Report injuries and damage to the SE University Police Department at 580-745-2727. After the all clear, leave badly damaged buildings and do not attempt to return unless directed to do so by emergency personnel.

SEX OFFENDER REGISTRY

The Federal Campus Sex Crimes 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.

Oklahoma law (Title 57, Sections 583-584) requires anyone required to register as a sex offender do so with both their local law enforcement (municipal or county) agency at their residence and also with the police or security department of any institution of higher education at which they are enrolled as a student (full-time or part-time), are an employee (full-time or part-time) or reside (or intend to reside or stay) on any property owned or controlled by the institution of higher education.

Information on any sex offender who works for, attends, or lives on property owned by SE University can be found at SE University Police Department (580-745-2727) / Durant Police Department (580-924-3737) or Bryan County Sheriff Department (580-934-3000).

You may also access the Oklahoma Sex Offenders Registry at the following link:

<https://sors.doc.state.ok.us/svor/f?p=105:1>: or the National Sex Offenders Registry at the following link [http://www.nsopw.gov/\(X\(1\)S\(h1fx5mlojy2ef5s521zoz23t\)\)/en-US](http://www.nsopw.gov/(X(1)S(h1fx5mlojy2ef5s521zoz23t))/en-US)

CRIME REPORTING

Crime victims and witnesses to a crime, regardless of the crime, are encouraged to promptly report incidents to the SE Police Department or other appropriate police agencies. To report a crime, the victim, if he or she elects to, or witness needs only to call the police and a police officer will meet them to gather information. An official report will be made with copies available to the victim after a completed investigation. Each month, the number of incidents in each category of crime are counted and reported to the Oklahoma State Bureau of Investigation, which in turn provides the information to the Federal Bureau of Investigation.

Each year, the FBI publishes a book of crime statistics, "Crime in the United States," which includes accurate accounting of the criminal incidents that occurred on the SE University campus.

To report a crime in progress, dial 911, or dial extension 2727 from a campus phone or call 580-924-2727 when off campus or using a cell phone.

CONFIDENTIAL CRIME REPORTING

Confidential reporting of crimes is allowed at SE University. If, for a personal reason, a person does not wish to report an on-campus crime or suspected crime to the police, that person may anonymously report it by utilizing the Silent Witness Report Form located on the SE Public Safety website (<http://homepages.se.edu/public-safety/campus-police/silent-witness-information-form>)

Student Conduct reports may be submitted through the Maxient system by clicking on the following link:

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

You may submit a report for Ethics Point by clicking on the following link:

<https://secure.ethicspoint.com/domain/media/en/gui/30756/index.html>

CRIMES DISCLOSED TO A PASTORAL OR MENTAL HEALTH COUNSELOR

To be exempt from disclosing reported offenses to appropriate SE University officials, a pastoral or mental health counselor must be acting in their role as a pastoral or professional counselor. This exemption does not relieve counselors of the duty to exercise reasonable care to protect a foreseeable victim from danger posed by the person being counseled. When speaking to a victim or witness to a crime, counselors are encouraged to inform the individual to report the crime to the police.

A pastoral counselor is a person who is associated with a religious order or denomination, is recognized by that religious order or denomination as someone who provides confidential counseling, and is functioning within the scope of that recognition as a pastoral counselor.

A mental health counselor is a person whose official responsibility includes providing mental health counseling to members of the institution's community and who is functioning within the scope of his or her license or certification. This definition also applies to professional counselors who are not employees of the institution but are under contract to provide counseling to the institution.

Note that the pastoral counselor or mental health counselor must report the crime to SE University Police for purposes of including the incident in the annual crime statistics only. Personal information will not be conveyed when making this disclosure unless the victim consents to such disclosure.

CRIMES IN PROGRESS

To report a crime in progress, a person, victim or witness can dial 911, use one of the outside emergency telephones or call one of the listed Police telephone numbers provided on page 55-56. Any reporting method will stimulate the response of police, fire, ambulance or other first responders. In addition, the victim of a serious crime can request support personnel, such as ministers and rape crisis or domestic violence counselors, during or after reporting the incident.

Additionally, crime victims may be eligible for funds through victims' compensation laws administered by the local district attorney's office.

Prompt reporting of criminal activity to the police enables a quick response, a timely warning, and a safer campus for everyone.

If you are the victim of a crime or a witness to one, you should do the following:

1. Call the police immediately: Dial 911 for emergencies (off-campus) or call 580-745-2727 or 2911 for SE University Police.
2. Obtain a description: Attempt to obtain a description of the offender(s), including gender, age, race, hair, clothing and distinguishing features. Also attempt to obtain a description and license number of any vehicle(s) involved. Note the direction of travel of any offender(s) or vehicle(s) and report these to the police.
3. Preserve the crime scene: Do not touch any items involved in the incident. Close off the area of the incident, and do not allow anyone in the crime area until police arrive.

CRIME DISCLOSURE

SE University policies and procedures require the publication of annual crime statistics. Included in this report are crimes reported to the SE University Police Department and other campus officials, including University Counseling Services, Residential Life, and Student Conduct Services, and local law enforcement. Crime statistics are collected from UCR Police Reports prepared by SE University Police Officers, Maxient Student Conduct System Reports, reports from Campus Safety Authorities and from local Law Enforcement Agencies.

The tables on pages 25-27 (Campus Crime Report) comply with the Clery Act.

The crime and arrest statistics reported are those that occurred within the jurisdictional boundaries of campus. They do not include off-campus private housing, which are within the Durant Police Department jurisdiction. SE University [reports/does not report] crime and arrest statistics for fraternities and sororities although they are within the jurisdictional boundaries of Durant, Oklahoma. Crimes occurring on public property immediately adjacent to campus are also reported when available. Crime statistics concerning other locations are available at the Durant Police Department.

DEFINITION OF TERMS FOR STATISTICAL CHARTS

The charts setting forth statistical data on reported crimes include the following terms:

Campus: Any building or property owned or controlled by the institution within the same reasonably contiguous geographic area and used by the institution in the direct support of, or related to, its educational purpose.

Clery Geography: Buildings and property that are part of the institution's campus; the institution's non-campus buildings and property; and public property within or immediately adjacent to and accessible from the campus.

Residence Halls: Those buildings and parking lots designated as Residence Halls.

Other: Any non-residential area on campus.

Non-Campus Building or Property: Buildings or property owned or controlled by a student organization, such as a fraternity or sorority, recognized by the institution, and any building or property (other than a branch campus) owned or controlled by an institution that is used in direct support of, or in relation to, the institution's educational purposes, is used by students and is not within the same reasonable contiguous geographical area of the institution. Any building that is not directly connected to the SE University Main Campus (example: Physical Plant, Equestrian Center, Aviation, Softball Field) is considered non-campus building or property.

Public Property: All public property that is within the same reasonably contiguous geographic area of the institution, such as a sidewalk, street or other thoroughfare, or parking facility, and is adjacent to a facility owned or controlled by the institution, if the facility is used by the institution in direct support of, or in a manner related to the institution's educational purposes.

CRIME DEFINITIONS

The following definitions are those used in the Uniform Crime Reporting System of the United States Department of Justice's Federal Bureau of Investigation.

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

Arson: Any willful or malicious attempt to burn, with or without intent to defraud, a dwelling house, public building, motor vehicle, or aircraft, personal property of another. Only fires determined to have been willfully or maliciously set are classified as arson.

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

Criminal Homicide: The willful (negligent or non-negligent) killing of one human being by another.

Dating Violence: Dating violence is committed by a person who is or has been in a social relationship of a romantic or intimate nature with another person. The existence of such relationship shall be determined based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship. Dating violence includes but is not limited to sexual or physical abuse or the threat of such abuse. Dating violence does not include acts that meet the definition of domestic violence.

Domestic Violence: Domestic violence is a felony or misdemeanor crime of violence committed by a:

- current or former spouse or intimate partner of the victim,
- person with whom the victim shares a child in common,
- person who is cohabitating with or has cohabited with the victim as a spouse or intimate partner,
- person similarly situated to a spouse of the victim under the domestic or family violence laws of Oklahoma; 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 Oklahoma.

Domestic violence is a pattern of abusive behavior in any relationship that is used by one partner to gain or maintain power and control over another intimate partner. Domestic violence can be physical, sexual, emotional, economic or psychological actions or threats of actions that influence another person.

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

Hate Crimes: A crime reported to local police agencies or to a campus security authority that manifests evidence that the victim was intentionally selected because of the perpetrator's bias against the victim. For the purposes of this definition, the categories of bias include the victim's actual or perceived race, religion, gender, gender identity, sexual orientation, ethnicity, national origin, and disability.

Larceny: The unlawful taking, carrying, leading or riding away of property from the possession or constructive possession of another without use of force or violence. It includes shoplifting, picking pockets, purse snatching, thefts from motor vehicles including parts and accessories, bicycle and computer thefts.

Liquor Law Violations: The violation of laws or ordinances prohibiting the manufacture, sale, transporting, furnishing, possessing of intoxicating liquor; maintaining unlawful drinking places; bootlegging; operating a still; furnishing liquor to a minor or intemperate

person; using a vehicle for illegal transportation of liquor; drinking on a train or public conveyance; and all attempts to commit any of the aforementioned. Drunkenness and driving under the influence are not included in this definition.

Motor Vehicle Theft: The theft or attempted theft of a motor vehicle by someone other than the registered owner.

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

Sex Offenses: Any sexual act directed against another person without the consent of the victim, including instances where the victim is incapable of giving consent.

Sexual Assault: An offense that meets the definition of rape, fondling, incest, or statutory rape, defined as follows:

- Rape means the penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.
- Fondling means the touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental incapacity.
- Incest means non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
- Statutory Rape means non-forcible sexual intercourse with a person who is under the statutory age of consent (age 16).

Stalking: Stalking refers to one who engages 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.

- Course of conduct means two or more acts, including, but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method, device, or means, follows, monitors, observes, surveils, threatens, or communicates to or about a person, or interferes with a person's property.
- Reasonable person means a reasonable person under similar circumstances and with similar identities to the victim.
- Substantial emotional distress means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling.

Weapon Law Violations: The violation of laws or ordinances dealing with weapon offenses, regulatory in nature, such as manufacture, sale, or possession of deadly weapons; carrying deadly weapons, concealed or openly; furnishing deadly weapons to minors; and all attempts to commit any of the aforementioned. SE University policy prohibits deadly weapons on campus with limited exceptions. Firearms on campus cannot be stored at the SE University Police Department. Firearms may be stored in the locked truck of a vehicle. Firearms shall not be stored in dorm rooms.

CRIME STATISTICS

SE University Statistical Summary of Known Criminal Offenses by Year						
Crimes known to SE by Offense Type (including attempted)	2013		2014		2015	
	On Campus Property	On Campus Student Housing Facilities	On Campus Property	On Campus Student Housing Facilities	On Campus Property	On Campus Student Housing Facilities
Murder/Non-Negligent Manslaughter	0	0	0	0	0	0
Manslaughter (Negligent)	0	0	0	0	0	0
Rape	0	1	0	0	0	3
Fondling	0	0	0	1	0	0
Incest	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0
Robbery	0	0	0	0	0	0
Aggravated Assault	0	1	0	0	1	0
Burglary	1	7	0	11	2	1
Motor Vehicle Theft	0	0	0	0	0	0
Arson	0	0	0	0	0	0
Domestic Violence	0	0	0	0	0	0
Dating Violence	0	0	0	0	0	0
Stalking	0	0	0	0	1	1
Hate Crimes (by prejudice)						
Race	0	0	0	0	0	0
Gender	0	0	0	0	0	0
Religion	0	0	0	0	0	0
Sexual Orientation	0	0	0	0	0	0
Ethnicity	0	0	0	0	0	0
Disability	0	0	0	0	0	0
Liquor Law Violations						
Arrest	1	2	0	0	1	1
Disciplinary Referral	0	29	1	0	0	85
Drug Law Violations						
Arrest	0	2	1	0	2	2
Disciplinary Referral	0	9	28	0	0	26

Weapons Law Violations						
Arrest	0	0	0	0	0	0
Disciplinary Referral	0	0	0	0	0	0

SE University Statistical Summary of Known Criminal Offenses by Year						
Crimes known to SE by Offense Type (including attempted)	2013		2014		2015	
	Non Campus Property	Public Property	Non Campus Property	Public Property	Non Campus Property	Public Property
Murder/Non-Negligent Manslaughter	0	0	0	0	0	0
Manslaughter (Negligent)	0	0	0	0	0	0
Rape	1	0	0	1	0	0
Fondling	0	1	1	0	0	0
Incest	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0
Robbery	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	1	0
Burglary	2	0	1	0	0	1
Motor Vehicle Theft	0	0	0	11	0	0
Arson	0	0	0	0	0	0
Domestic Violence	0	1	0	0	0	0
Dating Violence	1	1	0	0	0	0
Stalking	0	0	0	0	0	1
Hate Crimes (by prejudice)						
Race	0	0	0	0	0	0
Gender	0	0	0	0	0	0
Religion	0	0	0	0	0	0
Sexual Orientation	0	0	0	0	0	0
Ethnicity	0	0	0	0	0	0
Disability	0	0	0	0	0	0
Liquor Law Violations						
Arrest	1	1	7	1	5	4
Disciplinary Referral	0	0	1	0	1	2
Drug Law Violations						
Arrest	0	0	0	2	2	2
Disciplinary Referral	0	0	0	0	0	0
Weapons Law Violations						
Arrest	0	0	0	0	0	1
Disciplinary Referral	0	0	0	0	0	0

Statistics Key

On Campus Property = all campus buildings not classified as Residence Halls

On Campus Student Housing Facilities = all Residence Halls (dorms) on campus

Non Campus Property = any location not included in campus buildings or Residence Halls, but that is part of the University property (Equestrian Center, Aviation, Physical Plant, etc)

Public Property = areas surrounding the campus but not on campus

Information is provided in accordance with the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime/Fire Statistics.

OBTAINING REPORTS

To request a copy of a report or ask other related questions, contact the SE University Police Department at 580-745-2727.

Requests for incident reports or traffic crash reports by persons involved generally will be processed when the investigation is completed. SE University Faculty, Staff, and Students are not charged for obtaining report copies when involved in the reported incident.

The SE University Police Department is committed to complying with its obligations under the Freedom of Information Act (F.O.I.A.) without undue delay, but realizes that under certain circumstances the release of records may have an impact on victims, witnesses and the integrity of investigations. If an investigation is ongoing and still open, a request for any related SE University Police Department report may be denied and information of a personal nature will be withheld or redacted where the public disclosure of such information would constitute an invasion of privacy.

OFF-CAMPUS CRIME

If the Durant Police Department is contacted about criminal activity occurring off-campus involving a member of the SE University community, the Durant Police Department may notify the SE University Police Department. However, there is no official policy requiring such notification. Individuals in these cases may be subject to arrest by the Durant Police Department and subject to SE University Student Conduct proceedings through the Office of the Dean of Students. SE University has no off-campus Student Organization housing.

ACCESS TO CAMPUS FACILITIES

During business hours, the University (excluding certain housing facilities) will be open to students, parents, employees, contractors, guests, and invitees. During nonbusiness hours

access to all University facilities is by key, if issued, or by admittance via SE University Police or in the case of Residential dorm rooms, Residence Life Staff members. To obtain access to buildings after hours or on weekends/holidays, a valid building order must be issued by the designated building coordinator and received by SE University Police, which states the requesting person has permission to be allowed into that area. SE University Police will not open any area without a valid building order. SE University Police Officers will not open any offices for anyone other than the staff member it is assigned to without written authorization on file from the person the office is assigned to. SE University Police Officers will not open any Residence Hall dorm rooms, this is the responsibility of Residence Life staff members. In the case of periods of extended closing, the University will admit only those with prior written approval to all facilities. Residence halls are secured 24 hours a day. Some facilities may have individual hours, which may vary at different times of the year. Examples are the Glen D. Johnson Student Union and the Library. In these cases, the facilities will be secured according to schedules developed by the department responsible for the facility. Emergencies may necessitate changes or alterations to any posted schedules.

SE University provides a 3-D map that displays all ADA ramps and ADA access on campus. It also will display an actual photo of the building when the building location is clicked on. To view this map, please follow this link: <http://www.se.edu/map/campus-map.html>

MAINTENANCE OF CAMPUS FACILITIES

Facilities and landscaping are maintained in a manner that minimizes hazardous conditions. SE University Police Officers regularly patrol and report malfunctioning lights and other unsafe physical conditions to Physical Plant for correction. Other members of the SE University community are helpful when they report equipment problems to the SE University Police Department or Physical Plant at 580-745-2839.

ALCOHOL AND DRUG POLICIES

Southeastern seeks to encourage and sustain an academic environment that respects individual freedoms and promotes the health, safety and welfare of its students, faculty, staff and visitors. These participants are expected to know and follow the applicable laws and all Southeastern rules and regulations. Each person is responsible for his/her own behavior. Southeastern enforces compliance with state law and alcoholic beverage laws on campus and at University-sponsored activities.

Institutional Policy – Alcohol and Drugs - Standards of Conduct and Institutional Sanctions

Student Conduct

In accordance with the Student Handbook and Code of Conduct, The use, possession, manufacturing, distribution, and/or being under the influence of alcoholic beverages and/or low point beer, as defined by Oklahoma Law, on the campus or at any on-campus activity sponsored by or for a student organization or any other university sponsored activity for students is not permitted. The use, possession, manufacturing, distribution and/or being under the influence of controlled dangerous substances, or controlled substances as defined by Oklahoma law, except as expressly permitted by law and/or University policy is not permitted. The inappropriate use, misuse, or abuse of prescription or over-the counter medications is forbidden.

Student Sanctions

The violation of this student policy can result in reprimand, conduct probation, removal from residence halls, mandatory treatment or rehabilitation at the student's own expense, and can result in sanctions up to and including suspension or expulsion from the university.

Faculty Conduct

In accordance with the Academic Policies and Procedures Manual, the illegal use, sale, or possession of alcohol, narcotics, drugs, or controlled substances while on university property or during any university activity is prohibited. Any illegal activity or substances will be reported to the appropriate law enforcement agency and may result in criminal prosecution. Employees who are under the influence of alcohol or drugs, or who possess or consume alcohol or drugs on the job, have the potential for interfering with their own, as well as their co-workers' safe and efficient job performance. Any university employee who is convicted of any federal or state criminal drug statute for drug related misconduct in the workplace must report the conviction within five (5) days thereafter to the Human Resources office.

Faculty Sanctions

Such conditions will be proper cause for disciplinary action including employment probation, mandatory treatment or rehabilitation at the employees own expense, and up to and including termination of employment.

Staff Conduct

In accordance with the Administrative, Professional, and Support Staff Handbook, the illegal use, sale, or possession of alcohol, narcotics, drugs, or controlled substances while on university property or during any university activity is prohibited. Employees who are under the influence of alcohol or drugs, or who possess or consume alcohol or drugs on the job, have the potential for interfering with their own, as well as their co-workers' safe and efficient job performance. Any university employee who is convicted of any federal or state

criminal drug statute for drug related misconduct in the workplace must report the conviction within five (5) days thereafter to the Human Resources office.

Staff Sanctions

Any illegal activity or substances will be reported to the appropriate law enforcement agency and may result in criminal prosecution. Violation of conduct standards are cause for disciplinary action up to and including termination of employment. University officials reserve the right to require drug testing when there is reasonable cause to believe that an employee is under the influence of drugs.

Alcohol and Drug Abuse Education Programs

The 2015 Drug and Alcohol Abuse Prevention Program has been developed to promote a drug and alcohol free campus and to prevent drug and alcohol abuse by the campus community. The plan is comprehensive and includes campus drug and alcohol policies, educational programs and resource information. A complete copy of the 2015 Drug and Alcohol Abuse Preventions Program can be found at:

<http://www.se.edu/dept/student-wellness-services/files/2015/06/DAAPP-2015.pdf>.

During the summer of 2015, Southeastern conducted a Biennial Review of our Drug and Alcohol Abuse Prevention Program. Information from various campus departments was gathered and a comprehensive review of educational programs, policies and findings related to drug and alcohol abuse prevention programs on our campus was conducted. A complete copy of the 2015 Biennial Review Report a can be found at:

<http://www.se.edu/dept/student-wellness-services/files/2015/06/2015-Biennial-Review-Report.pdf>.

LOST AND FOUND

The SE University Police Department Lost and Found is located at 301 University Blvd. Durant, OK. Additionally, there are lost and found areas located in other campus buildings. If items are not claimed by the end of the business day that they are found, all buildings and offices are encouraged to forward any found items to the SE University Police Department to maintain a central location for persons seeking lost property.

Any item found on the campus of Southeastern Oklahoma State University or inside any of the University Motor Pool vehicles will be deemed as found property and will be secured in the SE Police Department. A Found Property form will be completed by either the Officer on duty or the Dispatcher on duty. Every effort will be made to locate and contact the owner of the item if there is any information connected to the item available.

Owners that wish to reclaim their item must present a valid photo ID and be able to describe the item or provide proof of ownership. If ownership is proven, they will be asked to complete the found form showing that the item was returned to them.

Should the item not be claimed within (90) days, the item will be deemed as abandoned. Items of value will be sorted into categories and disposed of. No personal information will be thrown into the trash. All personal information (DL/Credit Cards/SS Cards/SIM Cards/Flash Drives, etc.) will be destroyed or shredded.

If the finder of a lost item wishes to claim the item in the event that it is not claimed by the owner, they must list this on the found report form at the time they turn in the found item and provide their telephone number. Personal information and cell phones do not apply, they will not be returned to the finding party.

Inquiries about lost and found property can be made by calling SE University Police at 580-745-2727.

Sexual Misconduct

Southeastern Oklahoma State University (SE) takes acts of sexual harassment, which include sexual violence, extremely seriously and believes that 1 complainant is too many. The following information, consistent with U.S. Department of Education Title IX guidance, provides details on the university response, resources, and remedies to sexual violence. The university hopes that you will help us in our efforts to maintain a safe and productive environment for all members of our community to live, learn and be successful by uniting as a community committed to ending sexual violence and sexual harassment.

Sexual harassment and sexual violence are forms of gender discrimination that are not tolerated at SE. The university strongly encourages complainants to report all acts of gender discrimination. Additionally, this booklet explains the process of filing a formal complaint with the University as well as with the police. Please be aware that even if an individual chooses not to file a formal complaint, the university may take interim measures, such as changing academic schedules and housing arrangements, may be taken to provide safety for the complainant in the educational setting. Southeastern Oklahoma State University does not discriminate on the basis of race, color, national origin, sex, qualified disability, religion, sexual orientation, gender identity, veterans' status, genetic information or age in its programs and activities. Therefore, the university will address all complaints of sexual harassment, including sexual violence, the same, irrespective if the complainant (person filing the complaint) or respondent (person the complaint is filed against) is of a protected class or sex.

Where it is determined that sexual misconduct is more likely than not to have occurred, university conduct sanctions can include suspension or expulsion. Even if law enforcement and criminal justice authorities choose not to prosecute a particular incident, the

university may still pursue the incident through the student conduct process. All student conduct processes are separate from law enforcement investigations. Instances where gender discrimination is not addressed through the student conduct system, the university still has the obligation under Title IX to take immediate action to eliminate the harassment, prevent its recurrence and address its effects, irrespective of formal legal processes.

DEFINITIONS

Sexual Harassment

Sexual harassment is unwelcome sexual advances, requests for sexual favors and other verbal or physical contact or communication of a sexual nature when:

- a. Submission to such conduct or communication is made either explicitly or implicitly as a term or condition of educational benefits, employment, academic evaluations or other academic opportunities,
- b. Submission to or rejection of such conduct or communication by an individual is used as the basis for an employment decision or academic decision affecting such individual, or
- c. Such conduct is sufficiently severe, pervasive or persistent and objectively offensive that it has the effect of creating an intimidating, hostile or offensive environment that negatively affects an individual's academic or employment environment.

Sexual harassment does not include verbal expressions or written materials that are relevant and appropriately related to course subject matter or curriculum, and this policy shall not abridge academic freedom or the university's educational mission.

Sexual harassment can create a hostile environment. Sexual harassment should be reported even if it doesn't reach the point of creating a hostile environment. A hostile environment is defined as subjectively and objectively offensive and sufficiently severe or pervasive to alter the conditions of the complainant's educational, employment or university environment.

Sexual harassment could occur off-campus and still have an effect on an individual's educational, employment or university environment as well as create a hostile environment. A one-time non-consensual contact could also create a hostile environment. Examples of behavior that could be sexual harassment:

- Unwelcomed sexual flirtation, advances or propositions of sexual activities.
- Asking about someone else's personal, social or sexual life or about their sexual fantasies, preferences or history.
- Discussing your own personal sexual fantasies, preferences or history.

- Repeatedly asking for a date from a person who is not interested.
- Whistles, cat calls or insulting sounds.
- Sexually suggestive jokes, innuendoes or turning discussions into sexual topics.
- Sexually offensive or degrading language used to describe an individual or remarks of a sexual nature to describe a person's body or clothing.
- Calling a person a "hunk," "doll," "babe," "sugar," "honey," or similar descriptive terms.
- Displaying sexually demeaning or offensive objects and pictures.
- Making sexual gestures with hands or body movements.
- Rating a person's sexuality.
- Unwelcomed touching of a person's body including massaging a person.

Sexual Violence

Sexual violence is physical sexual acts perpetrated against a person's will or where a person is incapable of giving consent. A number of different acts fall into the category of sexual violence, including sexual misconduct, stalking, dating violence, and domestic violence.

Sexual Misconduct

Sexual misconduct is a broad term encompassing any non-consensual contact of a sexual nature. Sexual misconduct may vary in severity and consists of a range of behavior or attempted behavior including, but not limited to, the following examples of prohibited conduct:

- a. Unwelcome sexual touching/exposure. The touch of an unwilling or non-consensual person's intimate parts (such as genitalia, groin, breast, buttocks, mouth or clothing covering same); touching an unwilling person with one's own intimate parts; or forcing an unwilling person to touch another's intimate parts. This also includes indecent exposure and voyeurism.
- b. Non-consensual sexual assault Unwilling or non-consensual penetration of any bodily opening with an object or body part. This includes, but is not limited to, penetration of a bodily opening without effective consent through the use of coercion.
- c. Forced sexual assault Unwilling or non-consensual penetration of any bodily opening with any object or body part that is committed either by force, threat, intimidation, or through exploitation of another's mental or physical condition (such as lack of consciousness, incapacitation due to drugs or alcohol, age, or disability) of which the assailant was aware or should have been aware.

Effective/Affirmative Consent is:

- informed;
- freely and actively given;
- mutually understandable words or actions; and
- willingness to participate in mutually agreed upon sexual activity.

Further:

- Initiators of sexual activity are responsible for obtaining effective consent.
- Silence or passivity is not effective consent.
- The use of intimidation, coercion, threats, force or violence negates any consent obtained.
- Consent is not considered effective if obtained from an individual who is incapable of giving consent due to the following:
 - mental, developmental, or physical disability; or
 - s/he is under the legal age to give consent; or
 - s/he is incapacitated by alcohol, beer or under the influence of drugs.

Individuals who commit acts of sexual misconduct assume responsibility for their behavior and must understand that the use of alcohol or other drugs does not reduce accountability for their actions.

Examples of sexual misconduct violations:

- Ignoring an individual's protest and engaging in sexual activity.
- Convincing somebody to have sex likely constitutes intimidation or coercion. If someone is coerced, the yes is not effective consent.
- Drinking and/or drug use may render an individual incapable of giving consent for sexual activity. For example, some - one who is incapacitated may agree to have sex at the time, but have no memory of the consent. This person may have been functioning in a "blackout" and could not give effective consent.
- Holding a person down or preventing a person from leaving the room and forcing him or her to engage in sexual activity against his/her will.

Stalking

Stalking is to engage 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.

Stalking is defined to mean two or more acts, including, but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method, device, or means, follows, monitors, observes, surveys, threatens, or communicates to or about a person, or interferes with a person's property. Substantial emotional distress would include significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling.

Stalking is the willful, malicious, and repeated following or harassment of a person in a manner that would cause a reasonable person to feel frightened, intimidated, threatened, harassed or molested and actually causes the person being followed or harassed to feel terrorized, frightened, intimidated, threatened harassed or molested. Stalking also means a course of conduct composed of a series of two or more separate acts over a period of time, demonstrating a continuity of purpose or unwelcomed contact with a person that is initiated or continued without the consent of the individual or in disregard of the expressed desire of the individual that the contact be avoided or discontinued. This may include repeatedly contacting another person (through any means, such as in person, by phone, electronic means, text messaging, etc.), following another person, or having others contact another person.

Any actions that a stalker takes to contact, harass, track or frighten another that could include repeatedly:

- following
- unsolicited visits or communication
- using online social media inappropriately
- damaging property
- showing up at places an intended complainant frequents
- sending unsolicited mail, e-mail, texts and pictures
- creating a website about a target of stalking
- sending unsolicited gifts
- stealing things that belong to intended complainant
- calling repeatedly.

Stalking can occur by someone that is known casually, a current boyfriend or girlfriend, someone dated in the past or a stranger.

Definition consistent with Violence Against Women Act Volume 79 CFR and Oklahoma state statute.

Dating Violence

Dating violence is committed by a person who is or has been in a social relationship of a romantic or intimate nature with another person. The existence of such relationship shall be determined based on a consideration of the following factors:

- Length of the relationship
- Type of relationship
- Frequency of interaction between the persons involved in the relationship.

Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse. Dating violence does not include acts that meet the definition of domestic violence.

Definition consistent with Violence Against Women Act Volume 79 CFR.

Domestic Violence

Domestic violence is a crime of violence committed by a:

- current or former spouse or intimate partner of the complainant,
- person with whom the complainant shares a child in common,
- person who is cohabitating with or has cohabited with the complainant as a spouse,
- person similarly situated to a spouse of the complainant.

Domestic violence is a pattern of abusive behavior in any relationship that is used by one partner to gain or maintain power and control over another intimate partner. Domestic violence can be physical, sexual, emotional, economic or psychological actions or threat of actions that influence another person.

Definition consistent with Violence Against Women Act Volume 79 CFR.

Retaliation

The university will not tolerate retaliation against a person who, in good faith, brings a complaint forward. Retaliation against an individual who has brought a complaint forward or against an individual who has participated in an investigation or conduct process is

prohibited. See Board of Regents for the Regional University System of Oklahoma Policy Manual, 5.7 Retaliation Policy for more information.

GENDER BASED AND SEXUAL MISCONDUCT POLICY FOR STUDENTS

[NOTE: If you are accessing this policy to seek information immediately after being a victim sexual assault, please skip to the list of immediate steps to take!]

Students have the right to be free from all forms of gender and sex-based discrimination, including but not limited to acts of sexual violence, sexual harassment, domestic violence, dating violence, and stalking as covered in the prohibited conduct section of this student handbook. All individuals in the campus community are expected to conduct themselves in a manner that does not infringe upon the rights of others. When an allegation of gender based or sexual misconduct is brought to the attention of the University, serious sanctions will be used to reasonably ensure that such actions are never repeated. In instances where there is reason to believe that Southeastern Oklahoma State University's policies prohibiting gender based and sexual misconduct have been violated, the University will pursue disciplinary action. Students may elect to pursue the concern through the state criminal justice system as well as the University's conduct system. This policy has been developed to reaffirm these principles and to provide recourse for students whose rights have been violated.

Southeastern is committed to complying with all requirements set forth by Title IX of the Education Amendments of 1972. The University's Title IX Coordinator will be informed of all complaints of gender based and sexual misconduct, including misconduct by students. Southeastern will make every effort to successfully complete its conduct process for allegations of gender based and sexual misconduct in a period of 60 calendar days or less. The victim/complainant will receive status updates on the progress of the investigation and conduct process including any subsequent appeals, and has a right to be present for any conduct hearing relating to their complaint, if they so choose. The victim/complainant also has the right to appeal conduct sanctions.

Procedures for Reporting Sexual Misconduct

Students who have been a victim of gender based or sexual misconduct should report the incident immediately. On campus, some resources may maintain confidentiality – meaning they are not required to report actual or suspected discrimination or harassment to appropriate University officials - thereby offering options and advice without any obligation to inform an outside agency (including law enforcement) or individual unless you have requested information to be shared. Other resources exist for you to report crimes and

policy violations and these resources will take action when you report victimization to them. The following describes the reporting options at University:

Formal Institutional Reporting:

All university employees have a duty to forward information reported to them to the Title IX Coordinator or a Deputy Title IX Coordinator, unless they fall under the “Confidential Reporting” section below. Reporting parties may want to consider carefully whether they share personally identifiable details with non-confidential employees, as those details must be shared by the employee with the Title IX Coordinator and/or Deputy Coordinators. Otherwise, employees must share all details of the reports they receive. If a reporting party does not wish for their name to be shared, does not wish for an investigation to take place, or does not want a formal resolution to be pursued, the reporting party may make such a request to the Title IX Coordinator or Deputy Coordinators, who will evaluate that request in light of the duty to ensure the safety of the campus and comply with federal law.

In cases indicating pattern, predation, threat, weapons and/or violence, the University will likely be unable to honor a request for confidentiality. In cases where the victim/complainant requests confidentiality and the circumstances allow the University to honor that request, the University will offer interim supports and remedies to the victim and the community, but will not otherwise pursue formal action. A reporting party has the right, and can expect, to have reports taken seriously by University when formally reported, and to have those incidents investigated and properly resolved through student conduct or other Title IX compliance procedures.

Formal reporting still affords privacy to the reporter, and only a small group of officials who need to know will be told, including but not limited to: Office of Compliance & Safety; Division of Student Affairs; Campus Police, and the Behavioral Intervention Team. Information will be shared as necessary with investigators, witnesses and the responding party. The circle of people with this knowledge will be kept as tight as possible to preserve a reporting party’s rights and privacy. Additionally, anonymous reports can be made by victims and/or third parties using the online reporting form posted at <https://publicdocs.maxient.com/incidentreport.php?SoutheasternOKStateUniv> or <http://homepages.se.edu/public-safety/campus-police/silent-witness-information-form/> . Note that these anonymous reports may prompt a need for the institution to investigate and should not be utilized for reporting emergencies. Emergencies should be reported by contacting 911 or if on campus 580-745-2911. Anonymous reporting may inherently limit the scope of the investigation due to limited information and evidence.

Reports to the Title IX Coordinator can be made via email, phone or in person at the contact information below. This is considered the primary method of reporting if the respondent is anyone other than a student:

Michael J. Davis, Title IX Coordinator
Office of Compliance & Safety
Administration Bldg., Room 311
580-745-3090
mdavis@se.edu

Reports to the student conduct officer can be made via email, phone or in person at the contact information below. This is considered the primary method of reporting if the respondent is a student:

Liz McCraw, Dean of Student Affairs
Office for Student Affairs
GDJ Student Union, Room 312
580-745-2080
lmccraw@se.edu

By contacting either of the two individuals above, or through notifying an appropriate Housing and Residence Life official, the victim/complainant can be assisted in notifying law enforcement in addition to the University.

Direct Law Enforcement Reporting

Emergencies can be reported by contacting 911 or (if on campus) 580-745-2911. Sexual assault, sexual violence, domestic violence, and stalking are crimes, and can be reported as such to law enforcement. Crimes reported to law enforcement may trigger both a police investigation and a University Title IX investigation at the same time. In the event of a sexual assault, the victim is encouraged to report the crime to Campus Police if that act occurred on campus or to the appropriate authority if the crime occurred off campus.

Confidential Reporting

Confidential reporting options provide students with the ability to confidentially report and discuss an instance of sexual harassment, including sexual violence, without their information being shared with others. Please note confidential reporting limits the university's ability to respond to incidents.

Professional Counselors

Professional and licensed counselors who provide mental-health counseling (including those who act in that role under the supervision of a licensed counselor) are not required to report any information about an incident to the Title IX coordinator without the complainant's permission. These individuals are also not required by the Clery Act to report. This would include counselors in the university Counseling Center.

Student Health Providers

Student Health Service providers are confidential reporting options. They are not required to report any information about an incident to the Title IX Coordinator without a complainant's permission. However, they will report incidents without any personally identifiable information to OSU Police for the purpose of the Clery Act.

While these professional counselors and health providers may maintain a complainant's confidentiality, they may have reporting or other obligations under state law, such as mandatory reporting to law enforcement in case of minors, imminent harm to self or others, or requirement to testify if subpoenaed in a criminal case.

If the university determines that the alleged individual(s) pose a serious and immediate threat to the campus, the university may issue a timely warning to the community. Any such warning will not include any personally identifying information.

If a reporting party would like the details of an incident to be kept confidential and would like to decline to report an incident to the University or law enforcement, the reporting party may speak with:

The Southeastern Oklahoma State University Student Counseling Center
GDJ Student Union, Room 200
(580)745-2988

The Counseling Center will maintain confidentiality except in extreme cases of immediacy of threat or danger or abuse of a minor. Campus counselors are available to help free of charge to students and can be seen on an emergency basis during normal business hours. These employees will submit yearly anonymous statistical information for Clery Act purposes unless they believe it would be harmful to their client. (See Section 40002(a)(20) of the Violence Against Women Act of 1994 for more information on this protection for individually identifying information.)

Non-Confidential Reporting Options

The Board of Regents for the Regional University System of Oklahoma and the Clery Act require all employees (excluding counselor, health care providers, pastorals and complainant advocate) who become aware of an instance of sexual harassment including sexual violence to report the instance through either: Maxient or SE Campus Police. The complainant's name should not be reported to the police without the complainant's permission. The report should include the nature, date, time, and general location of an incident. This is a limited report that includes no information that would directly or

indirectly identify the complainant. This allows for the university to track patterns, evaluate the program, and develop appropriate campus-wide responses.

When an instance of sexual harassment including sexual violence is reported to a “responsible employee,” a student can expect the incident will be reported to the university’s Title IX Coordinator and the Vice-President for Student Affairs/ Student Conduct. A “responsible employee” is an employee who has the authority to redress sexual harassment including sexual violence, who has the duty to report incidents of sexual harassment or other student misconduct, or who a student could reasonably believe has this authority or duty. Examples include but not limited to faculty members, advisors, employees in student services offices and anyone in a supervisory role.

A responsible employee must report to the Title IX Coordinator at 580-745-3090, all relevant details about the alleged sexual harassment or sexual violence shared by the complainant including names, date, time and specific location of the alleged incident.

To the extent possible, information reported to a responsible employee will be shared only with people responsible for handling the university’s response to the report. A responsible employee should not share information about the complainant to law enforcement unless a complainant requests.

When a complainant tells a responsible employee about an incident of sexual harassment or sexual violence, the complainant has the right to expect the university will investigate the alleged sexual harassment, end any sexual harassment, prevent the sexual harassment from recurring, and educate on sexual harassment.

Before a complainant reveals any information to a responsible employee, the employee should ensure that the complainant understands the employee’s reporting obligations and if the complainant wants to maintain confidentiality, then the complainant should be directed to a confidential resource.

Requests for Confidentiality from a Non-Confidential Reporter

If a complainant discloses an incident to a responsible employee but wishes to maintain confidentiality or requests that no investigation or conduct action be taken, the university must weigh that request against the obligation to provide a safe environment for all students, including the complainant.

If the university honors the request for confidentiality, a complainant must understand that the university’s ability to meaningfully investigate and respond to the incident may be limited.

Although rare, there are times when the university may not be able to honor a complainant’s request in order to provide a safe environment for all students.

When weighing a complainant's request for confidentiality or that no investigation or conduct process be pursued, the following will be considered:

The increased risk that the alleged respondent will commit additional acts of sexual or other violence, such as:

- Whether there have been other sexual violence complaints about the same alleged respondent;
- Whether the alleged respondent has a history of arrests or records from a prior school indicating a history of violence;
- Whether the alleged respondent threatened further sexual violence or other violence against the complainant or others;
- Whether the sexual violence was committed by multiple respondents;
- Whether the sexual violence was perpetrated with a weapon;
- Whether the complainant is a minor;
- Whether the university possesses other means to obtain relevant information of the sexual violence (e.g., security cam - eras, personnel, physical evidence); and
- Whether the complainant's report reveals a pattern of perpetration (e.g., via illicit use of drugs or alcohol) at a given location or by a particular group.

The presence of one or more of these factors could lead the university to investigate and, if appropriate, pursue conduct action. If none of these factors is present, the university will likely respect the complainant's request for confidentiality.

If determined that the university cannot maintain a complainant's confidentiality, the university will inform the complainant prior to starting an investigation. The university will remain ever mindful of the complainant's well-being, and will take ongoing steps to protect the complainant from retaliation or harm and work with the complainant to create a safety plan. The university may not require a complainant to participate in any investigation or conduct process. Retaliation against the complainant, whether by students or university employees, will not be tolerated.

Reporting to the Police

The university strongly encourages individuals to report sexual violence and any other criminal offenses to the police. This does not commit a complainant to prosecute but will

allow the gathering of information and evidence. The information and evidence preserve future options regarding criminal prosecution, university conduct actions and/or civil actions against the perpetrator.

On campus incidents can be reported to the SE Campus Police, 301 University or 580-745-2727. If the incident occurred elsewhere in Durant, it can be reported to the Durant Police Department at 3104 Carl Albert Drive or at 580-924-3737.

If the incident happened anywhere else, it can be reported to the local law enforcement with jurisdiction in the location where it occurred. Please know that the information reported can be helpful in supporting other reports and preventing further incidents.

Reporting to Student Affairs

Students can report instances of sexual harassment and sexual violence to the Vice President of Student Affairs in 205 Administration Building or 580-745-2364. A complaint should be filed as soon as possible, preferably within 180 calendar days of the incident. A complaint can be filed online at <https://publicdocs.maxient.com/incidentreport.php?SoutheasternOKStateUniv> or in person in the Office of Student Affairs. If either the complainant or the respondent is a student, the incident will be addressed through the Student Conduct process once a complaint is filed. The university strongly encourages individuals to report any instance of sexual harassment and sexual violence to the police.

Immediate Procedures victims of sexual assault should follow:

1. Preserving Evidence: In order to best preserve evidence campus police/law enforcement officials should be contacted as soon as possible after an assault has occurred. If at all possible a sexual assault victim, who has the option of going for help at the nearest emergency room, should not shower, change clothes or brush his or her teeth. Preserving evidence may be necessary to the proof of criminal domestic violence, dating violence, sexual assault, or stalking, or in obtaining a protective order. Victims are encouraged to call the campus police or local law enforcement to initiate a report and to help preserve evidence. It is up to the victim if prosecution is pursued.
2. If unable to get to the Emergency Room, get to a safe, secure place.

3. Report by one of the following options:

a) To report as a crime or emergency, notify Campus Police (580) 745-2911 and/or Durant Police at 911.

b) To report to the University and/or to have University officials assist you in notifying law enforcement contact one of the following resources:

i. Housing and Residence Life

1. Main office: 580-745-2948 (use this # during regular business hours)

2. Other Housing Contact: (580) 380-7460

ii. The Title IX Coordinator: 580-745-3090

iii. The student conduct officer (Deputy Title IX Coordinator): 580-745-2360

c) If you prefer not to notify law enforcement or responsible University officials, you may access campus services from the University Counseling Center. Or you can call a friend and/or Crisis Control Center at (580) 924-3000 or call another support agency or office.

Reluctance or unwillingness to make a complete report to campus security and the police will make it difficult for either the police or the University to take appropriate action or safety measures; this includes reporting the dangers to the campus community.

Victim Care and Protective Measures

Southeastern may offer to the victim a range of protective measures tailored to the circumstances. For the victim's safety and well-being these measures may go into effect immediately, during, or after the student conduct process takes place. These may include but are not limited to:

- Priority for class scheduling
- Priority for access to facilities and services for the victim and/or restriction to respondent
- Provision of immediate alternative housing for the victim and/or respondent
- Access to personal counseling through the Counseling Center
- Medical support and referral
- Support and guidance for obtaining a protective order
- Addition of privacy flag on directory information at the student's request

- Impose a University No Contact Order

To the extent possible privacy and confidentiality will be protected throughout the implementation of all victim care and protective measures. Medical treatment is available through local physicians or at the Medical Center of Southeastern Oklahoma where evidence may be collected to preserve the option of prosecution if the victim so chooses. The Student Support Services Office and the University Counseling Center will provide initial counseling and referral to those students requesting assistance. If requested by the victim, reasonable accommodations will be made to victims of sexual assault living on campus who request a room assignment change or an adjustment in their academic schedule as is possible within the existing curricular offerings.

The University will provide written notification to victims about options for, available assistance in, and how to request changes to academic, living, transportation, and working situations or other protective measures. The University will provide these measures if the victim requests them and if they are reasonably available regardless of whether the victim chooses to report the crime to campus police or local law enforcement. This written notification will also include options for existing counseling, health, mental health, victim advocacy, legal assistance, visa and immigration assistance, and other services if they are available for victims within the University or the local community. This written notification may be in the form of a brochure-style pamphlet.

Disciplinary Procedures in Cases of Gender Based or Sexual Misconduct

Disciplinary procedures are invoked to investigate and resolve circumstances that may involve sexual misconduct whether a complaint, formal or informal, has been filed or not. These complaints must be handled under Title IX procedures, which by necessity are a modification of the normal student conduct process. The Title IX Coordinator or the Student Conduct Officer will be available to explain the process to involved parties or third parties as requested. The Title IX investigation process will be prompt, fair, and impartial. This means the process will be completed within a reasonable timeframe as designated below and without undue delay. The process will be conducted in a manner that is consistent with the university's policies and will be transparent to all parties. Lastly, the Title IX process will be conducted by trained officials who do not have conflict of interest or bias for the complainant or respondent.

Employees who are students may be subject to procedures for students or employees or both, at the sole option of the University.

Investigation

The complainant will be notified of receipt of the complaint and the immediate actions the university will take. A university official will meet with the complainant to discuss the complaint submitted, review the investigation and hearing process, and discuss the outcome desired from the complaint. If there is information sufficient for an investigation, an investigation will be conducted by a non-biased Title IX Investigator. This will typically be the University's Student Conduct Officer, and may be done in conjunction with a trained assistant investigator if the investigation is large in scope. This investigation will include meeting with the complainant and with the respondents, meeting with relevant witnesses, and reviewing any relevant evidence, including any prior complaints of misconduct.

Information related to prior sexual history of the parties will be prohibited, except in very limited circumstances regarding prior sexual history between the parties where such information may be relevant to the issue of consent. However, consent will not be assumed based solely on evidence of any prior sexual history. Any and all investigators will have the appropriate required and ongoing training on conducting gender-based and sexual misconduct investigations.

Parties may have an advisor present during a sexual misconduct proceeding, including an investigation meeting or hearing. The role of the advisor will be limited to being present only; they will not be permitted to speak during any University sexual misconduct proceeding, investigation meeting, or hearing. If the advisor is an attorney, the party shall notify the Title IX Coordinator that an attorney will be present.

The parties involved will have equal opportunities to present information to the investigator.

The Title IX Investigator will compile an investigation report at the conclusion of the investigation. This report will include relevant details to the investigation and make a recommendation for sanction if appropriate.

Alternative Resolution Option

In appropriate cases the University may pursue alternative resolution with the consent of all parties at any point in the investigation process. Alternative resolution options can include mediation, specific action plans, voluntary agreements, or sanctions. Under any alternative resolution, the complainant will not be required to resolve the problem directly with the respondent, unless desired by the complainant. All parties must be notified of the right to end the alternative resolution process at any time and resume the formal process. Mediation shall not be used in cases involving sexual violence. The investigator will document the outcome of any alternative resolution and share with the parties and the Title IX Coordinator.

Acceptance of Responsibility Option

In cases where the facts are generally not in dispute, and the respondent expresses a willingness to accept responsibility for all charges in a case, with the consent of the complainant, the respondent will be offered the opportunity to waive the right to a hearing and agree to receive a sanction from the Student Conduct Officer or the hearing panel. The parties will be provided the opportunity to submit a written statement to the Student Conduct Officer for consideration in determining appropriate sanctions. The sanction decision will be made based on investigation information and the written statements, as well as any conduct history on the part of the respondent. Any appeal will be limited to the grounds that the sanction is grossly inappropriate in light of the violations committed, relevant aggravating and mitigating factors, and in consideration of applicable policy.

Hearing

If neither intervening option is appropriate or if they are declined by the parties, a hearing will take place if there is enough information available in the investigative report on which to hold a hearing. No complaint will be forwarded for a hearing unless there is reasonable cause after the investigation phase to believe a policy has been violated. Reasonable cause is defined as some credible information to support each element of the offense, even if that information is merely a credible witness or victim's statement. A complaint wholly unsupported by any credible information will not be forwarded for a hearing. If it is determined that the university will proceed with a formal Title IX conduct hearing, the complainant and the responding student(s) will be notified of the hearing date.

Hearing notification will occur at least five calendar days in advance and include the hearing date, time and location. Hearings will be scheduled around academic schedules, and will not be postponed unless extraordinary circumstances exist. At least three calendar days prior to the hearing, the parties may view the investigative report that will be submitted to the hearing panel for review. Advisors to the parties may have similar access to view the report.

Hearing Procedures

The Title IX Coordinator will assemble a three-person panel from the pool of campus professionals and staff that have been annually trained on Title IX investigations and hearings. Hearings are closed to the public, and may be recorded for documentation purposes. The panel will select a chair from among their ranks. The chair will call the hearing to order and guide the hearing participants through the information and make determinations about the relevancy and admissibility of information and evidence presented.

Allegations of gender-based or sexual misconduct will be heard by the hearing panel. The hearing includes opening statements, presentation of the investigation report, information

about the incident or incidents, presentation of information by witnesses brought by the parties, and closing statements.

Each party is permitted to have a person of their choosing to accompany them throughout the hearing as an advisor. Their advisor may confer quietly with their party, exchange notes, clarify procedural questions, and generally assist the party in all manner other than speaking for them on their behalf or to the panel on a substantive matter.

All parties are permitted to be present during the hearing (except during deliberations of the panel). All parties can be in the same room in a pre-arranged, non-threatening set-up or with appropriate screens in place. All parties are permitted to make statements and present their own witnesses and information during the hearing. The parties may challenge or provide context to information presented in the investigative report. Witnesses and information need to be directly related to the incident.

It is not required that the complainant be present, as their testimony and information will be in the investigative report, but it is the option of the complainant to be present and participate to the same extent as the respondent, including the presentation of witnesses, information, and asking questions to the witnesses. Unduly repetitive character witnesses can be limited at the discretion of the panel.

The complainant and respondent may not directly question each other, but may submit questions to the chair to be asked of the other party. The chair or other panel members will review questions prior to posing to the other party to prevent questioning that is not permitted under these proceedings.

The hearing panel will make a determination of the policy violations and, if any, the appropriate sanction(s). The standard of proof used in all university hearings is preponderance of the evidence.

Outcome

The outcome will be determined by a majority vote of the panel, and the sanction can be based not just on the facts in the present case but also any conduct history of the respondent in totality.

Possible outcomes include the entire range of sanctions listed in the Student Handbook. When it is determined that sexual misconduct is more likely than not to have occurred, the outcome can include suspension or expulsion. Both parties have the right to be informed, in writing, of the outcome. Both parties will be notified within seven business days after the hearing.

Both parties have the right to appeal the decision reached through the hearing proceedings.

Appeals

The respondent or the complainant may appeal the decision of the sexual misconduct hearing panel, on paper only, to a panel consisting of the Title IX Coordinator, a Deputy Title IX Coordinator, and the Dean of Student Affairs. To initiate an appeal the respondent or complainant must send written notice of the appeal to the Title IX Coordinator. The written notice must include the basis for seeking the appeal and include information to support such basis. It must be filed no later than 2 calendar days after the date of the written decision of the sexual misconduct hearing panel is sent. If no written request for an appeal is received by the University within the time specified, the request for an appeal will not be reviewed and any sanctions proposed by the hearing panel will be imposed and the action will be final.

An appeal must be based on one of the following criteria: (1) Significant procedural error that reasonably would have affected the outcome of the case. (2) The sanction is grossly disproportionate to the violations committed in light of all relevant aggravating and mitigating factors and in consideration of University guidelines.

Federal Timely Warning Obligation

Victims of sexual misconduct should be aware that university administrators must issue immediate timely warnings for incidents reported to them that are confirmed to pose a substantial threat of bodily harm or danger to members of the campus community. The university will make every effort to ensure that a victim's name and other identifying information is not disclosed, while still providing enough information for community members to make safety decisions in light of the danger.

Risk Reduction Tips

Do not confuse risk reduction tips for victim blaming. The Federal Violence Against Women Reauthorization Act of 2012 and associated Department of Education Regulations on the Violence Against Women Act (34 CFR Part 688) requires institutions of higher education to provide risk reduction tips to students. These tips are offered in the hope that recognizing patterns can help men and women to reduce the risk of victimization. Generally, an assault by a known offender will follow a four step pattern:

1. An individual's personal space is violated in some way. For example the perpetrator may touch the victim in a way that does not feel comfortable.
2. If the victim does not express discomfort, the perpetrator may begin to view the victim as an easy target because she/he is not acting assertively.

3. The perpetrator may take the victim to a location that is secluded and where the victim is vulnerable.

4. The victim feels trapped or unable to be assertive and is raped or assaulted.

If you find yourself in an uncomfortable sexual situation, these suggestions may help you to reduce your risk:

- Make your limits known as early as possible.
- Tell a sexual aggressor “NO” clearly and firmly.
- Try to remove yourself from the physical presence of a sexual aggressor.
- Find someone nearby and ask for help.
- Take affirmative responsibility for your alcohol intake/drug use and acknowledge that alcohol/drugs lower your sexual inhibitions and may make you vulnerable to someone who views a drunk or high person as a sexual opportunity.
- Take care of your friends and ask that they take care of you.

If you find yourself in the position of being the initiator of sexual behavior, you owe sexual respect to your potential partner. These suggestions may help you to reduce your risk for being accused of sexual misconduct:

- Clearly communicate your intentions to your sexual partner and give them a chance to clearly relate their intentions to you.
- Understand and respect personal boundaries.
- DON'T MAKE ASSUMPTIONS about consent; about someone's sexual availability; about whether they are attracted to you; about how far you can go or about whether they are physically and/or mentally able to consent. If there are any questions or ambiguity then you DO NOT have consent.
- Mixed messages from your partner are a clear indication that you should stop, defuse any sexual tension and communicate better. You may be misreading them. They may not have figured out how far they want to go with you yet. You must respect the timeline for sexual behaviors with which they are comfortable.
- Don't take advantage of someone's drunkenness or drugged state, even if they did it to themselves.
- Realize that your potential partner could be intimidated by you, or fearful. You may have a power advantage simply because of your gender or size. Don't abuse that power.

- Understand that consent to some form of sexual behavior does not automatically imply consent to any other forms of sexual behavior.
- Silence and passivity cannot be interpreted as an indication of consent. Read your potential partner carefully, paying attention to verbal and non-verbal communication and body language.

Safe and Positive Options for Bystander Intervention

Reducing instances of sexual assault and other gender-based misconduct must be a team effort, involving all members of the campus community. We must all take it upon ourselves to respond appropriately when we notice something inappropriate or dangerous. The following are positive options for bystander intervention:

- Notice the Incident. Bystanders first must notice the incident taking place. Obviously, if they don't take note of the situation there is no reason to help.
- Interpret Incident as Emergency. Bystanders also need to evaluate the situation and determine whether it is an emergency, or at least one in which someone needs assistance. Again, if people do not interpret a situation as one in which someone needs assistance, then there is no need to provide help
- Assume Responsibility. Another decision bystanders make is whether they should assume responsibility for giving help. One repeated finding in research studies on helping is that a bystander is less likely to help if there are other bystanders present. When other bystanders are present responsibility for helping is diffused. If a lone bystander is present he or she is more likely to assume responsibility.
- Attempt to Help. Whether this is to help the person leave the situation, confront a behavior, diffuse a situation, or call for other support/security.
- Tips for Intervening: In a situation potentially involving sexual assault, relationship violence, or stalking:
 - o Approach everyone as a friend
 - o Do not be antagonistic
 - o Avoid using violence
 - o Be honest and direct whenever possible
 - o Recruit help if necessary
 - o Keep yourself safe

- o If things get out of hand or become too serious, contact the police

FACULTY AND STAFF COMPLAINT PROCESS

If an SE employee believes that he or she has been the victim of discrimination, discriminatory harassment or has information about discrimination/harassment in the university community, he or she may promptly report, without fear of reprisal, the facts of the incident and the name(s) of the individual(s) involved to the Title IX Coordinator in the Office of Compliance & Safety. This report initiates a grievance. A Grievance/Complaint form is available at: <http://www.se.edu/dept/equity-compliance-diversity/files/2014/04/Grievance-Form.pdf>

Alternatively, an employee may report the situation to his or her immediate supervisor, department head, or Dean, who will immediately notify the Title IX Coordinator of the report. This report initiates a grievance. Supervisors must immediately report any grievance they receive or incidents of alleged harassment or discrimination they witness to the Title IX Coordinator.

The Title IX Coordinator (or a deputy coordinator and certified investigators), where appropriate), will promptly, fairly and thoroughly investigate all claims of harassment and discrimination, regardless of whether such complaints are reduced to writing. All complaints of discrimination and harassment will be treated in the strictest confidence possible under the particular circumstances.

Upon receipt of a grievance, the Title IX Coordinator (or a deputy coordinator and certified investigators) will make every effort, within thirty calendar days, to complete a thorough investigation of the circumstances of the allegations. However, if additional time is needed to conduct a thorough investigation, the Title IX Coordinator may, in her/his discretion, extend the time for completing the investigation as reasonably necessary. In this case, the complainant and the respondent will be notified of the estimated time needed to complete the investigation.

The investigation will include interviews with the complaining party, the respondent, and any material witnesses identified, as well as a review of any documents or other evidence. The complaining party and the respondent will be kept apprised of the conduct of the investigation and will be given the opportunity to provide any additional relevant information to the investigator, including the names of additional witnesses to contact and/or additional documents to review before the investigation is closed. The complainant and respondent will be promptly notified of the final determination. The Title IX Coordinator has no independent authority to impose sanctions.

If the Title IX Coordinator finds that there has been a violation and if the Dean or division head seeks advice as to the appropriate penalty, the Title IX Coordinator may provide a

recommendation as to the appropriate sanction. The Dean and/or division head will then be responsible for deciding upon and imposing disciplinary action as soon as reasonably possible.

Sanctions imposed on those individuals who have been found to be in violation of the university's nondiscrimination policy shall be commensurate with the severity and/or frequency of the conduct, and shall be adequate and sufficient to prevent such conduct in the future. Staff members who receive disciplinary penalties under this policy may consult the Office of Compliance and Safety for information about the grievance process, which may be used to challenge alleged violations, misinterpretations, or inequitable application of policies or procedures. Faculty members who receive disciplinary penalties under SE's nondiscrimination policies may contact the vice president for Academic Affairs for information about the grievance process. Please refer to SE's Discrimination/ Sexual Harassment Policy and Title IX Grievance Procedures for more detailed information.

AWARENESS EDUCATION

Southeastern Oklahoma State University takes acts of sexual violence and sexual harassment seriously. In an effort to educate students and comply with the Violence Against Women Act and the Office for Civil Rights federal guidelines, all students will be required to complete online training on sexual violence prevention. A hold will be placed on your account, which will affect enrollment for the subsequent semester, until the training has been completed. An email will be sent to students with instructions on this training.

Additionally, schedules for on-going educational programming on sexual violence for students, faculty or staff will be on the SE website. Topics include but are not limited to sexual assault, sexual harassment, the conduct process for sexual misconduct, how to support a complainant, bystander intervention, prevention strategies and resources available for complainants.

Campus Prevention Education Related to Violence against Women

Student Health 101 Magazine is distributed monthly to our student body and contains articles that discuss relationship, assault and violence issues.

Green Dot Bystander Intervention program has been presented to faculty, staff, and students on campus since 2011. This program addresses how to decrease violence on our campus and in our community. A member of our counseling staff is trained to provide this service and takes it in to the classroom, special events, and other groups on campus.

Southeastern is contracted with the EverFi Corporation for the "Haven: Understanding Sexual Assault" informational module, completion of this module is required of all incoming students, faculty, and staff.

It's on Us Pledge is a national initiative that focuses on doing what you as an individual can do to keep violence and assault from happening. The pledge outlines what activities you should and shouldn't engage in.

Friends of the Green Dot- These are students who have committed to be an active part of educating our campus community about bystander intervention.

Springalooza is an event that happens the week before spring break every year in the Atrium of the Student Union during the hours the cafeteria is serving dinner. During this time, students are educated on Green Dot and also educated on safety tips for various circumstances that could possibly leave them vulnerable to assault.

Camp SE is an orientation camp that is held every summer on multiple occasions before the fall semester begins. During that time students are educated about Green Dot.

Classroom Programming is conducted on numerous topics that incorporate discussion of prevention and help seeking behaviors with regards to violence against women.

Take Back the Night March and Vigil is an event held annually in conjunction with our local community Crisis Control Center. Students march downtown to a vigil to demonstrate their support of survivors of domestic violence and the end of sexual and domestic violence. The event also features a "speak out" for those who want to share their stories and makes professional resources available to them if needed.

MISSING STUDENT NOTIFICATION

Pursuant to the Clery Act, Southeastern has implemented protocols to ensure that all reasonable and proper steps are taken in the event a student is discovered to be missing. The policy that has been implemented is as follows:

Southeastern Missing Student Notification Policy

The purpose of this policy is to establish procedures for the university's response to a report of missing students, as required by the Higher Education Opportunity Act of 2008. This policy applies to students who reside in on-campus housing.

Any person (student, staff or faculty) believed to be missing from the campus unexpectedly shall be immediately reported to the Southeastern Campus Police Department.

Southeastern Campus Police Department
580-745-2727 or 580-745-2911

Campus Police is open 24 hours a day, 7 days a week and is located at the corner of 3rd and University in Durant, OK.

For purposes of this policy, a student will be considered missing, if a roommate, classmate, faculty members, family member or other campus person has not seen the student in a reasonable amount of time. A reasonable amount of time may vary with the time of day and information available regarding the missing person's daily schedule, habits, punctuality, and reliability. Individuals will be considered missing immediately, if their absence has occurred under circumstances that are suspicious or cause concerns for their safety. If the initial report that a person is missing is made to a department other than the Southeastern Campus Police Department, the employee receiving the report will ensure that the Southeastern Campus Police Department is contacted immediately.

The Southeastern Campus Police Department will conduct an initial investigation to determine if the person appears to be missing, or has simply changed his/her routine unexpectedly, and whether or not there is a reason to believe the person is endangered. Once a determination is made that a student living in on-campus housing is missing, the institution will notify local law enforcement of the situation within 24 hours. This statement addresses any missing student who lives in on-campus housing regardless of age or status, and regardless of whether he or she registered a confidential contact person.

The Southeastern Campus Police Department will check student's log in records, dining records, class schedules, interview fellow students, faculty and residence hall staff, and use other methods to determine the status of a missing person. From this initial investigation, the scope will continue to expand to make attempts to determine the location of the person reported missing to assure he/she is safe.

Should the Southeastern Campus Police Department not be able to locate a person reported missing within twenty-four (24) hours of the report, the Southeastern Campus Police Department would then notify the person's designated emergency contact.

Designated Contact:

On-campus students have the option of identifying a person of their choice to be contacted in the specific case they are determined missing. The contact will be noted on their student housing contract filled out annually and on the Resident Emergency Contact Information sheet filled out when checking into the residence halls.

Students should be sure that this contact knows how to reach the student in case of emergency, and have a general idea of the student's general daily routine and any travel plans. This person should be someone you trust to aid officers in determining your whereabouts, or verifying that further investigation and/or entry into national missing persons databases is warranted.

The person you designate and their contact information shall be considered confidential, will be kept separately from the general emergency contact, and is only to be accessed by University officials after the student has been reported missing.

In the event that no separate emergency contact is identified, a parent or guardian as listed in the university records will be contacted.

NOTE FOR STUDENTS UNDER AGE OF 18 AND NOT EMANCIPATED: For any student under the age of 18 who is not emancipated, the university must identify a custodial parent or guardian not later than 24 hours after the time the student is determined to be missing, in addition to notifying the additional contact person designated by the student. For any situation in which a missing person is believed to be endangered, this notification will be made as early as possible while officers are continuing to investigate.

Additional Missing Person's Information:

In regard to Missing Persons reports, the information that is registered by the student will be confidential (assuming no FERPA release has been filed), and the information will only be accessible to authorized campus officials and it will not be disclosed, except to law enforcement personnel in the furtherance of a missing person investigation.

Updated July 2015

Contact Information:

Campus Police
301 University, Durant, OK
580-745-2727
sballew@se.edu

Student Counseling Center
Glen D. Johnson Student Union, Room 200
580-745-2988

Student Conduct
Liz McCraw, Dean of Student Affairs

Office of Student Affairs
GDJ Student Union, Room 312
580-745-2080
lmmcraw@se.edu

Title IX Coordinator
Michael J. Davis
Office of Compliance & Safety
Administration Building, Room 311
580-745-3090
mdavis@se.edu

Local Victim Services
Crisis Control Center
580-924-3030

Police/Emergency Contact Numbers

SE Police Department – Main Number
580-745-2727 or if on campus – ext. 2727

SE Police Department – Emergency Number
580-745-2911 or if on campus – ext 2911

Durant Police Department – Main Number
580-924-3737

Durant Police Department – Emergency
911

Durant Fire Department – Main Number
580-924-2358

Durant Fire Department – Emergency
911

Oklahoma Highway Patrol – Main Number
580-924-2601

ANNUAL FIRE SAFETY REPORT

SE University facilities and buildings were constructed to meet the existing fire code when originally constructed. Campus facilities have a number of fire protection features. Facilities are equipped with fire alarm systems that report to the Durant Fire Department and to the SE Police Department. The University has aggressively pursued upgrades of building fire alarm systems. In addition to alarms, the University has fire suppression sprinkler systems in many of the buildings on campus. Buildings protected by sprinkler systems include the Administration, Russell, Student Union, University Center, Hallie McKinney, Shearer Hall Suites, North Hall, Campus Police & OSBDC, Bloomer Arena, New General Classroom, Visual Arts, Biology and New Theater. Buildings with fire alarm systems only included the Library, Math, Science, Fine Arts, Morrison & Montgomery Auditorium, and parts of Hallie McKinney, Welcome Center, Bloomer Gym, Arts, Safety Classroom, and Aviation located at Eaker Field.

These systems are inspected annually and maintained through a contract with several private sector companies with expertise in these systems. Including special fire suppression systems in the Student Union kitchen area and within the Chemical rooms of the Science building.

Fire Drills are conducted within the Student Housing three (3) times per semester.

More than 466 fire extinguishers are spread throughout the campus for use by occupants and trained emergency response personnel. Fire extinguisher training is provided both hands on and through online web based training modules. These fire extinguishers are inspected monthly.

In addition to extinguishers, items that assist in fire related emergencies are emergency lights and exit signage. SE officials work closely with the Oklahoma State Fire Marshall and the City of Durant Fire Department to ensure that all steps possible are taken to protect lives and property from fire and smoke. Also a Fire Safety Plan both written and online is available for review. SE fire safety efforts are coordinated by the Environmental Health and Safety (EHS) Chief and his Safety Interns. The primary point of contact for fire safety issues in the SE Chief of EHS for code compliance at 580-745-2868.

Southeastern Oklahoma State University Student Housing Fire Statistics	2013	2014	2015
Percentage of Student Housing sleeping rooms equipped with smoke detectors	100%	100%	100%
Percentage of dorm rooms sprinkler protected	45%	45%	45%
How many false fire alarms occurred?	11	12	10

Housing fire alarm systems transmitted to Durant Fire Department and monitored	100%	100%	100%
Number of fire drills conducted in Student Housing per semester	3	3	3
How often fire inspections are conducted in Student Housing?	Monthly	Monthly	Monthly
How many actual fires occurred in Student Housing?	0	0	0
Value of property damage from fires?	0	0	0
Cause of fires	0	0	0
Injuries from fires	0	0	0
What percentage of RA's and Housing Directors receiving fire training?	100%	100%	100%
How many attempted Arsons were in Student Housing?	0	0	0

Southeastern Oklahoma State University Specifications for On-Campus Housing Facility Fire Systems				
Residence Hall	Fire Alarm System	Reports to	Sprinkler System	Alarm Sensor Type
Choctaw Towers	Siemens	Durant Fire Dept. SE Police Dept.	None	Heat & Smoke activated. Pull Stations/Audio/Visual
Chickasaw Towers	Siemens	Durant Fire Dept. SE Police Dept.	None	Heat & Smoke activated. Pull Stations/Audio/Visual

North Hall	Siemens	Durant Fire Dept. SE Police Dept.	Common areas, Lounges, Hallways Stairways & Bedrooms	Heat & Smoke activated. Pull Stations/Audio/Visual
Shearer Hall	Siemens	Durant Fire Dept. SE Police Dept.	Common areas, Lounges, Hallways Stairways & Bedrooms	Heat & Smoke activated. Pull Stations/Audio/Visual

APPENDIX A

Definitions under Oklahoma law:

Dating violence is not defined in Oklahoma; however, violence against a person with whom the perpetrator is in a dating relationship is considered domestic violence, defined below. A dating relationship is defined as: a courtship or engagement relationship. For purposes of this act, a casual acquaintance or ordinary fraternization between persons in a business or social context shall not constitute a dating relationship.

22 Okla. Stat. §60.1.

Domestic violence is not defined in Oklahoma law. However, the criminal definition of domestic abuse is defined as: Any person who commits any assault and battery against a current or former spouse, a present spouse of a former spouse, a former spouse of a present spouse, parents, a foster parent, a child, a person otherwise related by blood or marriage, a person with whom the defendant is or was in a dating relationship as defined by Section 60.1 of Title 22 of the Oklahoma Statutes, an individual with whom the defendant has had a child, a person who formerly lived in the same household as the defendant, or a person living in the same household as the defendant shall be guilty of domestic abuse.

21 Okla. Stat. § 644.

Sexual assault

a.rape, or rape by instrumentation, as defined in Sections 1111,1111.1 and 1114 of this title, or

b.forcible sodomy, as defined in Section 888 of this title. 21 Okla. Stat. § 142.20.

Rape (as used in the definition for "sexual assault"):

A. Rape is an act of sexual intercourse involving vaginal or anal penetration accomplished with a male or female who is not the spouse of the perpetrator and who may be of the same or the opposite sex as the perpetrator under any of the following circumstances:

1. Where the victim is under sixteen (16) years of age;
2. Where the victim is incapable through mental illness or any other unsoundness of mind, whether temporary or permanent, of giving legal consent;
3. Where force or violence is used or threatened, accompanied by apparent power of execution to the victim or to another person;
4. Where the victim is intoxicated by a narcotic or anesthetic agent, administered by or with the privity of the accused as a means of forcing the victim to submit;
5. Where the victim is at the time unconscious of the nature of the act and this fact is known to the accused;
6. Where the victim submits to sexual intercourse under the belief that the person committing the act is a spouse, and this belief is induced by artifice, pretense, or concealment practiced by the accused or by the accused in collusion with the spouse with intent to induce that belief. In all cases of collusion between the accused and the spouse to accomplish such act, both the spouse and the accused, upon conviction, shall be deemed guilty of rape;

7. Where the victim is under the legal custody or supervision of a state agency, a federal agency, a county, a municipality or a political subdivision and engages in sexual intercourse with a state, federal, county, municipal or political subdivision employee or an employee of a contractor of the state, the federal government, a county, a municipality or a political subdivision that exercises authority over the victim; or
8. Where the victim is at least sixteen (16) years of age and is less than twenty (20) years of age and is a student, or under the legal custody or supervision of any public or private elementary or secondary school, junior high or high school, or public vocational school, and engages in sexual intercourse with a person who is eighteen (18) years of age or older and is an employee of the same school system.

B. Rape is an act of sexual intercourse accomplished with a male or female who is the spouse of the perpetrator if force or violence is used or threatened, accompanied by apparent power of execution to the victim or to another person.

21 Okla. Stat. §1111

Rape by instrumentation (as used in the definition of "sexual assault"):

Rape by instrumentation is an act within or without the bonds of matrimony in which any inanimate object or any part of the human body, not amounting to sexual intercourse is used in the carnal knowledge of another person without his or her consent and penetration of the anus or vagina occurs to that person. Provided, further, that at least one of the circumstances specified in Section 1111 of this title has been met; further, where the victim is at least sixteen (16) years of age and is less than twenty (20) years of age and is a student, or under the legal custody or supervision of any public or private elementary or secondary school, junior high or high school, or public vocational school, and engages in conduct prohibited by this section of law with a person who is eighteen (18) years of age or older and is an employee of the same school system, or where the victim is under the legal custody or supervision of a state or federal agency, county, municipal or a political subdivision and engages in conduct prohibited by this section of law with a federal, state, county, municipal or political subdivision employee or an employee of a contractor of the state, the federal government, a county, a municipality or a political subdivision that exercises authority over the victim, consent shall not be an element of the crime. Except for persons sentenced to life or life without parole, any person sentenced to imprisonment for two (2) years or more for a violation of this section shall be required to serve a term of post-imprisonment supervision pursuant to subparagraph f of paragraph 1 of subsection A of Section 991a of Title 22 of the Oklahoma Statutes under conditions determined by the Department of Corrections. The jury shall be advised that the mandatory post-imprisonment supervision shall be in addition to the actual imprisonment.

21 Okla. Stat. §1111.1.

Forcible sodomy (as used in the definition of "sexual assault"):

A. Any person who forces another person to engage in the detestable and abominable crime against nature, pursuant to Section 886 of this title, upon conviction, is guilty of a felony punishable by imprisonment in the custody of the Department of Corrections for a period of not more than twenty (20) years. Except for persons sentenced to life or life without parole, any person sentenced to imprisonment for two (2) years or more for a violation of this subsection shall be required to serve a term of post-imprisonment supervision pursuant to subparagraph f of paragraph 1 of subsection A of Section 991a of Title 22 of the Oklahoma Statutes under conditions determined by the Department of Corrections. The jury shall be advised that the mandatory post-imprisonment supervision shall be in addition to the actual imprisonment. Any person convicted of a second violation of this section, where the victim of the second offense is a person under sixteen (16) years of age, shall not be eligible for probation, suspended or deferred sentence. Any person convicted of a third or subsequent violation of this section, where the victim of the third or subsequent offense is a person under sixteen (16) years of age, shall be punished by imprisonment in the custody of the Department of Corrections for a term of life or life without parole, in the discretion of the jury, or in case the jury fails or refuses to fix punishment then the same shall be pronounced by the court. Any person convicted of a violation of this subsection after having been twice convicted of a violation of subsection A of Section 1114 of this title, a violation of Section 1123 of this title or sexual abuse of a child pursuant to Section 843.5 of this title, or of any attempt to commit any of these offenses or any combination of said offenses, shall be punished by imprisonment in the custody of the Department of Corrections for a term of life or life without parole.

B. The crime of forcible sodomy shall include:

1. Sodomy committed by a person over eighteen (18) years of age upon a person under sixteen (16) years of age; or
2. Sodomy committed upon a person incapable through mental illness or any unsoundness of mind of giving legal consent regardless of the age of the person committing the crime; or
3. Sodomy accomplished with any person by means of force, violence, or threats of force or violence accompanied by apparent power of execution regardless of the age of the victim or the person committing the crime; or
4. Sodomy committed by a state, county, municipal or political subdivision employee or a contractor or an employee of a contractor of the state, a county, a municipality or political subdivision of this state upon a person who is under the legal custody, supervision or authority of a state agency, a county, a municipality or a political subdivision of this state; or
5. Sodomy committed upon a person who is at least sixteen (16) years of age but less than twenty (20) years of age and is a student of any public or private secondary

school, junior high or high school, or public vocational school, with a person who is eighteen (18) years of age or older and is employed by the same school system.

21 Okla. Stat. § 888.

Stalking:

Any person who willfully, maliciously, and repeatedly follows or harasses another person in a manner that:

1. Would cause a reasonable person or a member of the immediate family of that person as defined in subsection F of this section to feel frightened, intimidated, threatened, harassed, or molested; and
2. Actually causes the person being followed or harassed to feel terrorized, frightened, intimidated, threatened, harassed, or molested, upon conviction, shall be guilty of the crime of stalking, which is a misdemeanor punishable by imprisonment in a county jail for not more than one (1) year or by a fine of not more than One Thousand Dollars (\$1,000.00), or by both such fine and imprisonment

F. For purposes of this section:

1. "Harasses" means a pattern or course of conduct directed toward another individual that includes, but is not limited to, repeated or continuing unconsented contact, that would cause a reasonable person to suffer emotional distress, and that actually causes emotional distress to the victim. Harassment shall include harassing or obscene phone calls as prohibited by Section 1172 of this title and conduct prohibited by Section 850 of this title. Harassment does not include constitutionally protected activity or conduct that serves a legitimate purpose;
2. "Course of conduct" means a pattern of conduct composed of a series of two (2) or more separate acts over a period of time, however short, evidencing a continuity of purpose. Constitutionally protected activity is not included within the meaning of "course of conduct"
3. "Emotional distress" means significant mental suffering or distress that may, but does not necessarily require, medical or other professional treatment or counseling;
4. "Unconsented contact" means any contact with another individual that is initiated or continued without the consent of the individual, or in disregard of that individual's expressed desire that the contact be avoided or discontinued. Constitutionally protected activity is not included within the meaning of unconsented contact. Unconsented contact includes but is not limited to any of the following:
 - a. following or appearing within the sight of that individual,

- b. approaching or confronting that individual in a public place or on private property,
 - c. appearing at the workplace or residence of that individual,
 - d. entering onto or remaining on property owned, leased, or occupied by that individual,
 - e. contacting that individual by telephone,
 - f. sending mail or electronic communications to that individual, and
 - g. placing an object on, or delivering an object to, property owned, leased, or occupied by that individual; and
5. "Member of the immediate family", for the purposes of this section, means any spouse, parent, child, person related within the third degree of consanguinity or affinity or any other person who regularly resides in the household or who regularly resided in the household within the prior six (6) months.

21 Okla. Stat. §1173.

Unlawful Carry in Certain Places

A. It shall be unlawful for any person in possession of a valid handgun license issued pursuant to the provisions of the Oklahoma Self-Defense Act to carry any concealed or unconcealed handgun into any of the following places:

- 1. Any structure, building, or office space which is owned or leased by a city, town, county, state, or federal governmental authority for the purpose of conducting business with the public;
- 2. Any prison, jail, detention facility or any facility used to process, hold, or house arrested persons, prisoners or persons alleged delinquent or adjudicated delinquent;
- 3. Any public or private elementary or public or private secondary school, except as provided in subsections C and D of this section;
- 4. Any sports arena during a professional sporting event;
- 5. Any place where pari-mutuel wagering is authorized by law; and
- 6. Any other place specifically prohibited by law.

B. For purposes of paragraphs 1, 2, 3, 4 and 5 of subsection A of this section, the prohibited place does not include and specifically excludes the following property:

1. Any property set aside for the use or parking of any vehicle, whether attended or unattended, by a city, town, county, state, or federal governmental authority;
2. Any property set aside for the use or parking of any vehicle, whether attended or unattended, by any entity offering any professional sporting event which is open to the public for admission, or by any entity engaged in pari-mutuel wagering authorized by law;
3. Any property adjacent to a structure, building, or office space in which concealed or unconcealed weapons are prohibited by the provisions of this section;
4. Any property designated by a city, town, county, or state governmental authority as a park, recreational area, or fairgrounds; provided, nothing in this paragraph shall be construed to authorize any entry by a person in possession of a concealed or unconcealed handgun into any structure, building, or office space which is specifically prohibited by the provisions of subsection A of this section; and
5. Any property set aside by a public or private elementary or secondary school for the use or parking of any vehicle, whether attended or unattended; provided, however, said handgun shall be stored and hidden from view in a locked motor vehicle when the motor vehicle is left unattended on school property.

Nothing contained in any provision of this subsection or subsection C of this section shall be construed to authorize or allow any person in control of any place described in paragraph 1, 2, 3, 4 or 5 of subsection A of this section to establish any policy or rule that has the effect of prohibiting any person in lawful possession of a handgun license from possession of a handgun allowable under such license in places described in paragraph 1, 2, 3, 4 or 5 of this subsection.

C. A concealed or unconcealed weapon may be carried onto private school property or in any school bus or vehicle used by any private school for transportation of students or teachers by a person who is licensed pursuant to the Oklahoma Self-Defense Act, provided a policy has been adopted by the governing entity of the private school that authorizes the carrying and possession of a weapon on private school property or in any school bus or vehicle used by a private school. Except for acts of gross negligence or willful or wanton misconduct, a governing entity of a private school that adopts a policy which authorizes the possession of a weapon on private school property, a school bus or vehicle used by the private school shall be immune from liability for any injuries arising from the adoption of the policy. The provisions of this subsection shall not apply to claims pursuant to the Workers' Compensation Code.

D. Notwithstanding paragraph 3 of subsection A of this section, a board of education of a school district may adopt a policy pursuant to Section 3 of this act to authorize the carrying of a handgun onto school property by school personnel specifically designated by the board of education, provided such personnel either:

1. Possess a valid armed security guard license as provided for in Section 1750.1 et seq. of Title 59 of the Oklahoma Statutes; or

2. Hold a valid reserve peace officer certification as provided for in Section 3311 of Title 70 of the Oklahoma Statutes.

Nothing in this subsection shall be construed to restrict authority granted elsewhere in law to carry firearms.

E. Any person violating the provisions of subsection A of this section shall, upon conviction, be guilty of a misdemeanor punishable by a fine not to exceed Two Hundred Fifty Dollars (\$250.00).

F. No person in possession of a valid handgun license issued pursuant to the provisions of the Oklahoma Self-Defense Act shall be authorized to carry the handgun into or upon any college, university, or technology center school property, except as provided in this subsection. For purposes of this subsection, the following property shall not be construed as prohibited for persons having a valid handgun license:

1. Any property set aside for the use or parking of any vehicle, whether attended or unattended, provided the handgun is carried or stored as required by law and the handgun is not removed from the vehicle without the prior consent of the college or university president or technology center school administrator while the vehicle is on any college, university, or technology center school property;
2. Any property authorized for possession or use of handguns by college, university, or technology center school policy; and
3. Any property authorized by the written consent of the college or university president or technology center school administrator, provided the written consent is carried with the handgun and the valid handgun license while on college, university, or technology center school property.

The college, university, or technology center school may notify the Oklahoma State Bureau of Investigation within ten (10) days of a violation of any provision of this subsection by a licensee. Upon receipt of a written notification of violation, the Bureau shall give a reasonable notice to the licensee and hold a hearing. At the hearing, upon a determination that the licensee has violated any provision of this subsection, the licensee may be subject to an administrative fine of Two Hundred Fifty Dollars (\$250.00) and may have the handgun license suspended for three (3) months.

Nothing contained in any provision of this subsection shall be construed to authorize or allow any college, university, or technology center school to establish any policy or rule that has the effect of prohibiting any person in lawful possession of a handgun license from possession of a handgun allowable under such license in places described in paragraphs 1, 2 and 3 of this subsection. Nothing contained in any provision of this subsection shall be construed to limit the authority of any college, university or technology center school in this state from taking administrative action against any student for any violation of any provision of this subsection.

G. The provisions of this section shall not apply to any peace officer or to any person authorized by law to carry a pistol in the course of employment. District judges, associate

district judges and special district judges, who are in possession of a valid handgun license issued pursuant to the provisions of the Oklahoma Self-Defense Act and whose names appear on a list maintained by the Administrative Director of the Courts, shall be exempt from this section when acting in the course and scope of employment within the courthouses of this state. Private investigators with a firearms authorization shall be exempt from this section when acting in the course and scope of employment.

H. For the purposes of this section, "motor vehicle" means any automobile, truck, minivan or sports utility vehicle.

21 Okla. Stat. §1277.