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MESSAGE FROM CHIEF OF POLICE
MARGO BENNETT

Thank you for taking the time to review the University of California, Berkeley Annual Security Report (ASR). The UC Berkeley ASR is provided in accordance with the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act. The ASR is part of our ongoing efforts to inform you of the safety programs and services available and the crimes that are reported to UCPD, Berkeley local police partners and our Campus Security Authorities (CSAs). It also contains information about proactive steps you can take to help maintain a safe and secure campus for everyone.

This past year, we have taken several steps to enhance our ASR and compliance with other components of the Jeanne Clery Act. As a result of a cross-campus initiative, we hired an external consultant to conduct an audit of our reporting processes. As a result of our efforts to enhance our process, you may notice some changes to the report this year. You will find more in-depth information about crime on campus, including appropriate campus security policy statements. The ASR also explains programs and services UC Berkeley offers to inform students and community members about safety on campus.

Working to keep our campus safe is a top priority for UCPD, Berkeley. We take acts of crimes against members of our campus and the Berkeley community very seriously. It is our obligation to aggressively investigate reported crimes, and we have systems in place to support the survivors of crimes when they happen.

Please consider taking part in the prevention and educational programs offered at UC Berkeley. By acting responsibly, caring for community members, and remaining vigilant, our campus will be a safer place. We encourage everyone to report suspicious and unlawful behavior immediately to UCPD, Berkeley.

We all have an important role in keeping our campus and city safe. We ask for you to work with us to keep Bear Territory safe.

Go Bears! Margo Bennett

Notice of Non-Discrimination

The University of California, in accordance with applicable Federal and State law and University policy, does not discriminate on the basis of race, color, national origin, religion, sex, gender identity, pregnancy, physical or mental disability, medical condition (cancer related or genetic characteristics), ancestry, marital status, age, sexual orientation, citizenship, or service in the uniformed services. The University also prohibits sexual harassment. This nondiscrimination policy covers admission, access, and treatment in University programs and activities. Please direct inquiries regarding the University’s nondiscrimination policies to the following:

- Sex discrimination and sexual harassment: Title IX Officer Denise Oldham, tixco@berkeley.edu or (510) 643-7985
- Disability discrimination and access: Assistant Provost Sarah Hawthorne, (510) 642-2795 or acads@berkeley.edu
- All other concerns about discrimination or harassment should be directed to the Office for the Prevention of Harassment and Discrimination, (510) 643-7985 or tixco@berkeley.edu

Pregnancy includes pregnancy, childbirth, and medical conditions related to pregnancy or childbirth.

Service in the uniformed services includes membership, application for membership, performance of service, application for service, or obligation for service in the uniformed services.

Retaliation

The University of California, Berkeley prohibits retaliation against individuals for exercising their rights or responsibilities under the Clery Act and/or other UC policies governing sexual harassment and sexual or gender violence. Students, faculty and staff and non-affiliated individuals who report sexual assault, dating or domestic violence, or stalking, assist someone with a report of sexual assault, dating or domestic violence, or stalking, or participate in any manner in an investigation or resolution of a sexual assault, dating or domestic violence, or stalking, are protected from retaliation.
ANNUAL SECURITY REPORT

PREPARATION OF THE ANNUAL SECURITY REPORT AND DISCLOSURE OF CRIME STATISTICS

The University Police prepares this report to comply with the Jeanne Clery Disclosure of Campus Security and Crime Statistics Act using information maintained by the UC Berkeley Police Department (UCPD, Berkeley), information provided by other University offices such as the Center for Student Conduct, Residential and Student Services Programs and other Campus Security Authorities and information provided by local law enforcement agencies surrounding the main campus. Each of these offices provides updated policy information and crime data.

This report provides statistics for the previous three years (calendar years 2012, 2013, and 2014) concerning reported crimes that occurred on campus, in certain off-campus buildings or property owned, leased or controlled by the University. This report also includes University policies and procedures about campus security, including policies regarding sexual and gender-based violence, alcohol and drugs, and maintaining a safe campus.

The University distributes a notice of the availability of this Annual Security Report by October 1 of each year to every member of the University community. Anyone, including prospective students and employees, may obtain a paper copy of this report by contacting the UC Berkeley Police Department (UCPD, Berkeley) at (510) 642-6760.

REPORTING CRIMES AND OTHER EMERGENCIES

The University has a number of ways for campus community members and visitors to report crimes, serious incidents, and other emergencies to appropriate University officials. Regardless of how and where you decide to report these incidents, it is critical for the safety of the entire UC Berkeley community that you immediately report all crimes and other emergencies to the UCPD, Berkeley at (510) 642-6760 to ensure an effective investigation and appropriate follow-up actions, including issuing a Timely Warning or emergency notification.

VOLUNTARY, CONFIDENTIAL REPORTING

If crimes are never reported, little can be done to help other members of the community from also being victims. We encourage UC Berkeley community members to report crimes promptly and to participate in and support crime prevention and safety awareness efforts. UC Berkeley will be much safer when all community members participate in safety and security initiatives.

If you are the victim of a crime or want to report a crime you are aware of, but do not want to pursue action within the University or criminal justice system, we ask that you consider filing a voluntary, confidential report. Depending upon the circumstances of the crime you are reporting, you may be able file a report while maintaining your confidentiality. The purpose of a confidential report is to comply with your wish to keep your personally identifying information confidential, while taking steps to ensure your safety.
and the safety of others. The confidential reports allow the University to compile accurate records on the number and types of incidents occurring on campus. Reports filed in this manner are counted and disclosed in the Annual Security Report. Because police reports are public record under California law, confidentiality of reports cannot be guaranteed. Exceptions exist for sexual assault and crimes where victims or witnesses would be at risk should their names be released to the public.

Anyone may call UCPD, Berkeley at (510) 642-6760 to report concerning information. Callers may remain anonymous.

**REPORTING TO UC BERKELEY POLICE**

We encourage all members of the UC Berkeley community to immediately report all crimes and other emergencies to the UCPD, Berkeley in a timely manner. We are available by phone at (510) 642-6760 or in person 24 hours per day at 1 Sproul Hall. Although the University offers many support resources, we highly encourage campus community members to report all crimes or concerning behavior or activities to UC Berkeley Police, whether or not they want to pursue a formal investigation, to assure the University can assess security concerns and inform the UC Berkeley community if there is an on-going threat.

**EMERGENCY “BLUE LIGHT” PHONES**

The University has installed more than 130 emergency phones on campus, outlying parking areas and other off campus locations. Phones are located in public areas and are topped with a blue light that remains lit at all times. Pushing the circular button on the panel will directly connect you to UC Police Dispatch and they will know your location and send help. Please visit this link for the campus map and locations of Emergency Phones: [http://police.berkeley.edu/nightmap.pdf](http://police.berkeley.edu/nightmap.pdf)

**ANONYMOUS TIP MESSAGE LINE**

If you would like to report a crime or related concern but do not wish to reveal your identity, UCPD, Berkeley offers an anonymous tip line, TipNow, that allows you to leave information about a crime via text, e-mail or a voice message while ensuring your confidentiality: E-mail: cal@tipnow.com, or leave a message or text at (510) 664-8477, for more information, visit [http://police.berkeley.edu/caltip/](http://police.berkeley.edu/caltip/). The anonymous tip line is checked routinely, however, it should NOT be used for emergency purposes.

**REPORTING TO OTHER CAMPUS SECURITY AUTHORITIES**

While the University prefers that community members promptly report all crimes and other emergencies directly to the UC Police Department at (510) 642-6760 or 911, we also recognize that some may prefer to report to other individuals or University offices. The Clery Act recognizes certain University officials and offices as Campus Security Authorities (CSAs). These individuals are “officials of an institution who have significant responsibility for student and campus activities, including, but not limited to, student housing, student discipline, and campus judicial proceedings. An official is defined as any person who has the authority and the duty to take action or respond to particular issues on behalf of the institution.” CSAs are required to report all crimes to the Campus Clery Coordinator as soon as reasonably possible. The University has an online form to assist CSAs in the prompt reporting of crimes. Please refer to [http://annualsecurityreport.berkeley.edu/content/csa-report-form](http://annualsecurityreport.berkeley.edu/content/csa-report-form) for the form.

While the University has identified a number of CSAs, we officially designate the following offices as places where campus community members may report crimes:

<table>
<thead>
<tr>
<th>OFFICE</th>
<th>CAMPUS ADDRESS</th>
<th>PHONE NUMBER</th>
</tr>
</thead>
<tbody>
<tr>
<td>University of California Berkeley Police (UCPD, Berkeley)</td>
<td>1 Sproul Hall Berkeley, CA 94720</td>
<td>Emergency: 911 Emergency from Cell: (510) 642-3333 Non-Emergency: (510)-642-6760</td>
</tr>
<tr>
<td>Office for the Prevention of Harassment and Discrimination (Title IX)</td>
<td>685 University Hall Berkeley, CA 94720</td>
<td>(510) 643-7985</td>
</tr>
<tr>
<td>Center for Student Conduct</td>
<td>205 Sproul Hall Berkeley, CA 94720</td>
<td>(510) 643-9069</td>
</tr>
<tr>
<td>Residential and Student Services Programs</td>
<td>2610 Channing Way Berkeley, CA 94720</td>
<td>(510) 642-3213</td>
</tr>
<tr>
<td>Dean of Students Office</td>
<td>326 Sproul Hall Berkeley, CA</td>
<td>(510) 642-6741</td>
</tr>
</tbody>
</table>

**Hate Crimes** can be reported using an on-line Hate Report Form [http://stophate.berkeley.edu](http://stophate.berkeley.edu)

**UC System Intolerance Report Form**


Campus Security Authority report should be made at [https://Clery.Berkeley.edu/content/csa-report-form](https://Clery.Berkeley.edu/content/csa-report-form)

**PASTORAL AND PROFESSIONAL COUNSELORS**

According the Clery Act, pastoral and professional counselors who are appropriately credentialed and hired by UC Berkeley to serve in a counseling role are not considered Campus Security Authorities when they are acting in the counseling role. As a matter of policy, the University encourages pastoral and professional counselors to notify those whom they are counseling of the many available reporting options, including the voluntary, confidential reporting process.
ABOUT THE UNIVERSITY OF CALIFORNIA POLICE DEPARTMENT, BERKELEY

ROLE, AUTHORITY, AND TRAINING

The University of California Police Department, Berkeley is empowered pursuant to section 830.2 (b) of the California Penal Code and fully subscribes to the standards of the California Commission on Peace Officer Standards and Training (POST). UCPD, Berkeley officers have the authority to conduct criminal investigations and make arrests anywhere in the State of California. Officers receive the same basic training as city and county peace officers throughout the state, plus additional training to meet the unique needs of a campus environment. The primary jurisdiction of the UC Police Department, Berkeley is the University campus and its properties. The Department handles all patrol, investigation, crime prevention education, and related law enforcement duties for the campus community, and operates twenty-four hours a day, seven days a week.

The Department is comprised of:
• 70 Sworn Officers
• 50 Security Patrol Officers, (SPO)
• 55 Community Service Officers, (CSO)
• 13 Records/Dispatch personnel
• 20 Civilian Staff Members

UC BERKELEY’S COMMITMENT TO SAFETY

The University takes great pride in the community here at UC Berkeley and has many advantages for students, facility and staff. UC Berkeley is a great place to live, learn, work and study, however, this does not mean that the campus community is immune from all of the other unfortunate circumstances that arise in other communities.

Theft is the most common crime on the Berkeley campus. To address this, UCPD, Berkeley actively promotes the practice of community crime prevention with many programs and campaigns developed to help you recognize your own vulnerability to crime, to educate about preventive actions and to encourage communication with UC Police.

By far, the most effective thing you can do to reduce the likelihood of crime is to develop a strong sense of community with others at your residence, living group, or workplace. Exchange information about your schedules and keep an eye on property, living, and work areas.

UC Berkeley takes progressive measures to create and maintain a reasonably safety environment on campus. Though the University is progressive with its policies, programs, and education, it is up to each one of us to live with a sense of awareness and use reasonable judgment when living, working or visiting on campus. Please report suspicious activities to the UCPD, Berkeley at (510) 642-6760 or 911.

WORKING RELATIONSHIP WITH LOCAL, STATE, AND FEDERAL LAW ENFORCEMENT AGENCIES

The University of California Police Department, Berkeley maintains a cooperative relationship with local and surrounding police agencies. This includes inter-operative radio capability, a joint police records computer system, training programs, special events coordination, and investigation of serious incidents.

MEMORANDUM OF UNDERSTANDING BETWEEN UCPD, BERKELEY AND THE CITY OF BERKELEY POLICE DEPARTMENT

University of California Police Department, Berkeley has a memorandum of understanding (MOU) with the City of Berkeley Police Department. The MOU outlines the administrative responsibility, the geographic responsibility, and the operational responsibility. Key topics in the MOU are emergency response to crimes, medical or fire response, alarm response, 9-1-1 response, explosive ordinance response, tactical operations, special events, south campus patrol, and People’s Park. The MOU also addresses ongoing communication and informational exchanges in the form of reports and statistical data.

CRIMES INVOLVING STUDENT ORGANIZATIONS AT OFF-CAMPUS LOCATIONS

The University of California Police Department, Berkeley does not routinely provide law enforcement services to off-campus residences of student organizations. Criminal activity at off-campus locations would normally be reported to the local law enforcement jurisdiction. UCPD, Berkeley relies on its close working relationships with local law enforcement agencies to receive information about incidents involving our students and recognized student organizations, on and off campus. In coordination with local law enforcement agencies, the University Police will actively investigate certain crimes occurring on or near campus. If the University Police learns of criminal activity involving students or student organizations, it will coordinate with the appropriate external law enforcement agency to forward information about the situation to the Center for Student Conduct, as appropriate.

The University requires all recognized student organizations to abide by federal, state, and local laws, and University regulations. The University may become involved in the off-campus conduct of recognized student organizations when such conduct is determined to affect a substantial university interest (as defined in the University Conduct Policy at http://sa.berkeley.edu/code-of-conduct).
TIMELY WARNINGS – CRIME ALERTS

In an effort to provide timely notice to the campus community in the event of a Clery Act crime that may pose a serious or ongoing threat to members of the community, the University Police issues “Crime Alerts.” The University Police will generally issue Crime Alerts for the following crimes: arson; aggravated assault; criminal homicide; robbery; burglary; sex assaults; and hate crimes. University Police will post these warnings through a variety of ways, including but not limited to posters or bulletins, e-mails, and social media.

The purpose of these Crime Alerts is to notify the campus community of the incident and to provide information that may enable community members to protect themselves from similar incidents. UCPD, Berkeley will issue Crime Alerts whenever the following criteria are met:

1. A crime is committed;
2. The perpetrator has not been apprehended; and
3. There is a substantial and on-going risk to the physical safety of other members of the campus community because of this crime.

Such crimes include, but are not limited to: Clery Act crimes that are reported to any campus security authority or the local police; or when the University determines that the incident represents an on-going threat to the campus community.

Additionally, the University Police may, in some circumstances, issue Crime Alerts when there is a pattern of crimes against persons or property. The UC Berkeley Chief of Police or designee will generally make the determination, in consultation with other University offices, if a Crime Alert is required. However, in emergency situations, any police supervisor may authorize a Crime Alert. For incidents involving off-campus crimes, the University may issue a Crime Alert if the crime occurred in a location used and frequented by the University population.

The University also has the ability to e-mail Crime Alerts to those who register their e-mail address with us. These messages are a very effective way to send important information to the campus community and can assist you in making informed choices about your safety.

EMERGENCY RESPONSE AND EVACUATION PROCEDURES

EMERGENCY MANAGEMENT AT UC BERKELEY

The Office of Emergency Management (OEM) is responsible for the campus Emergency Operations Plan (EOP). This plan is designed to be an all-hazards disaster response and emergency management plan that complies with FEMA guidelines for Higher Education that includes planning, mitigation, response, and recovery actions.

You can find more information on the UC Berkeley Emergency Operations Plan and other preparedness information at http://oem.berkeley.edu/.

DRILLS, EXERCISES AND TRAINING

Annually, the University conducts emergency management exercises to test emergency procedures. The scenarios for these exercises change from year-to-year, and include several departments from across the campus. These exercises may include drills, tabletop exercises, emergency operations center exercises, or campus-wide emergency response exercises. The University conducts after-action reviews of all emergency management exercises.

In conjunction with at least one emergency exercise each year, the University will notify the community of the exercise and remind the community of the information included in the University’s publicly available information regarding emergency response procedures http://oem.berkeley.edu/.

EMERGENCY NOTIFICATION

The University of California, Berkeley is committed to ensuring that our campus community receives timely, accurate, and useful information in the event of a significant emergency or dangerous situation on campus or in the local area that poses an immediate threat to the health and safety of campus community members. UC Berkeley uses the emergency notification system WarnMe.

SUBSCRIBING TO UC POLICE NEWS,

- Email ucb_police_news-join@lists.berkeley.edu
- Click the link to open an email program
- Press send
- You do not need to type in a subject or a message, CalMail’s Mailman will take it from there. You will then receive an e-mail asking you to confirm your request to belong to the list. Reply to that mail message to confirm your email address, and you will be subscribed to the mailing list.
is an emergency notification service that proactively contacts students, staff and faculty at their CalNet Directory e-mail. WarnMe can be used to send emergency messages within minutes of the occurrence of an incident. Messages are sent by multiple methods to contact information listed in the campus directory as well as confidential contact information registered by users. The system can send simultaneous messages to the university community by e-mail, telephone, cell phone and text messaging. Campus community members can visit https://warnme.berkeley.edu to update or change their contact information and are encouraged to list “SMS Text” as their primary contact method. UC Berkeley performs a monthly test of the system to ensure its readiness.

Because the alert system is designed to provide lifesaving information to those in harm’s way and because an overly large user population might delay such notifications, others, such as parents or members of the media, are not included in the system.

CONFIRMING THE EXISTENCE OF A SIGNIFICANT EMERGENCY OR DANGEROUS SITUATION AND INITIATING THE EMERGENCY NOTIFICATION SYSTEM

The Police and/or other campus stakeholders may become aware of a critical incident or other emergency situation that potentially affects the health and/or safety of the campus community. Generally, campus first responders become aware of these situations when they are reported to the Police or upon discovery during patrol or other assignments.

In the event of an emergency, the University will notify affected members of the campus community without delay, taking into account the safety of the community unless issuing a notification will, in the professional judgment of the Police Chief or their designees, compromise efforts to assist a victim or to contain, respond to, or otherwise mitigate the emergency.

If, in the professional judgment of first responders, issuing a notification potentially compromises efforts to assist a victim or to contain, respond to, or otherwise mitigate the emergency, the University may elect to delay issuing an emergency notification. As soon as the condition that may compromise efforts is no longer present, the University will issue the emergency notification to the campus community.

DETERMINING THE APPROPRIATE SEGMENT OR SEGMENTS OF THE CAMPUS COMMUNITY TO RECEIVE AN EMERGENCY NOTIFICATION

University and/or local first responders on the scene of a critical incident or dangerous situation will assist those preparing the emergency notification with determining what segment or segments of the University community should receive the notification. Generally, campus community members in the immediate area of the dangerous situation (i.e. the building, adjacent buildings, or surrounding area) will receive the emergency notification first. The University may issue subsequent notifications to a wider group of community members. In addition to the emergency notification that may be issued via the University mass notification system, the University will also post applicable messages about the dangerous condition on the University homepage to ensure the rest of the campus is aware of the situation and the steps they should take to maintain personal and campus safety. If the emergency affects a significant portion of the entire campus, University officials will distribute the notification to the entire campus community.

DETERMINING THE CONTENTS OF THE EMERGENCY NOTIFICATION

The UCPD, Berkeley will determine the contents of the notification based on each situation. The University has developed a wide range of template messages addressing several different emergency situations. The individual authorizing the alert will select the template message most appropriate to the ongoing situation and modify it to address the specifics of the present incident. In those cases where there are no predetermined template messages in the system, the individual authorizing the alert will develop the most succinct message to convey the appropriate information to the community. The goal is to ensure that individuals are aware of the situation and they know the steps to take to safeguard their personal and community safety.

PROCEDURES FOR DISSEMINATING EMERGENCY INFORMATION TO THE GREATER COMMUNITY

In the event of a situation that poses an immediate threat to members of the campus community, the University has various systems in place for communicating information quickly. Some or all of these methods of communication may be activated in the event of emergency notification to all or a segment of the campus community. These methods of communication include the mass notification system WarnMe, Alert & Warning Siren System, the University’s email system, and verbal announcement within a building and via the public address systems on police cars and on several campus building rooftops. The University will post updates during a critical incident on the homepage. If the situation warrants, the University will establish a telephone call-in center to communicate with the University community during an emergency situation.

If the University activates its emergency notification system in response to a situation that poses an immediate threat to members of the campus community, several offices at the University are responsible for notifying the larger community, such as parents, the local community, alums, etc., about the situation and steps the University has taken to address the emergency. Primarily, Public Information (a unit of University Relations) is responsible for crisis communications and for maintaining communications with national, regional, and local news and radio outlets.

ENROLLING IN THE UNIVERSITY’S EMERGENCY NOTIFICATION SYSTEM

While all campus members, (students, staff & faculty), are enrolled in the WarnMe system, we encourage everyone to visit the website and update or provide additional contact information, (text, cell, and work/home) and select “SMS Text” as their primary contact. https://warnme.berkeley.edu/.
SECURITY OF AND ACCESS TO UC BERKELEY FACILITIES

The UCPD, Berkeley maintains control of access to campus facilities, monitors the issuance of keys and administers alarm systems. It is important to understand, however, that the Berkeley campus is generally open to the public. Administrative buildings are open from 8:00 a.m. until 5:00 p.m., Monday through Friday, and academic buildings generally are open from 7:00 a.m. until 10:00 p.m. Academic buildings are scheduled to be open on weekends, only as needed. Access to individual classrooms and laboratories is limited to those enrolled in the courses meeting there. Likewise, access to most programs is limited to those enrolled in the program or otherwise authorized access.

Many cultural and athletic events held in University facilities are open to the public. Other facilities such as the bookstore, library, and performance center are likewise open to the public. Only those who have demonstrated a need are issued keys to a building.

SPECIAL CONSIDERATIONS FOR RESIDENCE HALL ACCESS

The residence halls are locked 24 hours a day, with entry controlled by a mechanical and/or card key system. Auxiliary staff members are responsible for checking and securing doors, when needed.

All residence hall and apartment exterior doors are equipped with locks and with crash bars to ensure a quick emergency exit. Only residents and their invited guests are permitted in the living areas of the residence halls. It is the resident’s responsibility to ensure that his/her guest is aware of the University and residence hall policies. Guests are not provided with room keys or door access cards. A resident of the building must escort all guest at all times. It is the responsibility of residents and staff members to challenge or report individuals who cannot be identified as residents or the guests of residents. When University Police receive a report of a suspicious person in the residence halls, a police officer is dispatched to identify that person.

The UCPD Berkeley encourages students to take personal responsibility for keeping themselves, their belongings and everyone they live with, safe.

SECURITY CONSIDERATIONS FOR THE MAINTENANCE OF CAMPUS FACILITIES

UC Berkeley is committed to a safe and healthy campus environment and commits resources, such as the Campus Architect, Campus Landscape Architect, Campus Real Estate, Campus Construction & Design, and Facility Services to address safety and security of the physical plant. Locks, landscaping and outdoor lighting are designed for safety and security. Sidewalks are designed to provide well-traveled, lighted routes from parking areas to buildings and from building to building. Grounds keeping personnel trim shrubs from sidewalks, walkways, and building entrances to make sure routes to buildings are in good repair. All campus walkways are inspected at least twice per year to ensure adequate lighting. Burned-out lights are replaced promptly. Representatives from several campus departments, including the Police Department, conduct an annual survey of University property to evaluate campus lighting.

We encourage community members to promptly report any security concern, including concerns about locking mechanisms, lighting, or landscaping to the UC Berkeley Police Department at (510) 642-6760. You can visit a map showing campus buildings and pathways at http://berkeley.edu/map/googlemap/.

SPECIAL PROVISIONS FOR THE UNIVERSITY OF CALIFORNIA WASHINGTON CENTER (UCDC)

POLICY STATEMENTS FOR UCDC

UCDC is a system-wide academic and residential program providing experiential learning opportunities to students in Washington, D.C. UCDC is located at 1608 Rhode Island Ave, NW Washington, DC 20036. You can reach the center’s main desk at 202-974-6200. For all inquiries, please reach out to Joshua Brimmeier, Director of Student Services at 202-974-6214 or Mac Hamlett, Manager of Building Services at 202-974-6365.

REPORTING CRIMES AND OTHER EMERGENCIES

Crimes can be reported directly to Metropolitan Police Department (MPDC) (Emergency: 911 or Non-Emergency: (202) 727-9099). Alternatively, you may contact the Director of Student Services, Joshua Brimmeier at 202-974-6214 or josh.brimeeier@ucdc.edu to report incidents.

SAFETY & SECURITY AT THE UNIVERSITY OF CALIFORNIA’S WASHINGTON CENTER

The UC Washington Center has security on site at all times. Our security team is committed to maintaining a space that is safe and protected. All students, staff, faculty, and guests are required to show identification upon entering the center.

The Security Desk in the lobby is staffed 24 hours a day and everyone entering the Center is required to show identification every time they enter the building.

You can also visit http://www.ucdc.edu/node/799 to learn more information about safety, security and other important information.

SURVEILLANCE CAMERAS

Surveillance cameras are located in the common areas of the building. Exterior cameras monitor outside areas of the UC Washington Center.

TIMELY WARNINGS

When a crime is reported which qualifies for a timely warning response, we post timely warnings on our buildings front doors, in the elevators, and send an email alert to our students.

EMERGENCY NOTIFICATION

UCDC uses the Regroup notification system. Students that are registered and accepted into the UCDC program are automatically opted in through our Student Information System. The student data is imported and exported at the start/end of each term.

CRIME PREVENTION AND SAFETY AWARENESS PROGRAMS

Safety and Security (as well as access control and other topics) are covered at mandatory Residential Orientation at the beginning of each term (3 semesters, 4 quarters). The topics can be seen here: http://www.ucdc.edu/residential-life/residential-life-orientation.

Faculty/Staff safety information is provided through a link to the UCOP EH&S page: http://ucanr.edu/sites/ucehs/Safety_Spotlight/

PREVENTION AND RESPONSE TO SEXUAL AND GENDER VIOLENCE

The policies and procedures outlined elsewhere in this Report apply to all aspects of UC Berkeley response to sexual and gender violence at UCDC.

ALCOHOL AND DRUG POLICIES

ALCOHOL

The possession, sale, manufacturing, distribution, or consumption of alcohol by persons under the age of 21 is prohibited and illegal under state and federal laws, and University of California policy. Violators are subject to disciplinary action, criminal prosecution and imprisonment. It is unlawful to sell, furnish or provide alcohol to a person under the age of 21.

- A resident who is at least 21 years of age and elects to consume alcohol may do so in his/her own apartment with the door closed.
- No possession, transportation (in plain view), or consumption of open containers will be allowed in common or public areas by any person, regardless of age. Common/public areas are defined as all facility areas that are not part of the private confines of a resident apartment. In such a case where the Resident Apartment door is propped open, the apartment will be considered common/public space.
- Possession of large quantities of alcohol is prohibited. Large quantities can include kegs, pony kegs, party balls, tap systems, keg taps, trashcans, funnels, surgical tubing etc., and similar large volume containers.
- The inability to exercise care for one’s own safety or the safety of others due in whole or in part to alcohol consumption is considered a violation of policy.

- Any disruptive or abusive behavior or damage resulting from the use of alcoholic beverages shall not limit the responsibility of the individual for his/her activity. Such behavior and/or violation will result in disciplinary sanctions and possible eviction.
- Violation of any other policy while under the influence of alcohol is considered an additional violation.

CONTROLLED SUBSTANCES

- Possession, use, manufacture, sale, distribution, or consumption of illegal and/or dangerous drugs is prohibited and illegal under state and federal laws, and a violation of University of California policy.
- Possession of paraphernalia containing controlled substances, or residue of controlled substances, is prohibited.
- Violation of any other policy while under the influence of a controlled substance is considered an additional violation.
- The inability to exercise care for one’s safety or the safety of others due in whole or in part to being under the influence of a controlled substance is considered a violation of policy.
- Residents in violation of any of the above drug policies will immediately have his/her housing contract terminated without refund and could also be subject to additional disciplinary action, and could also be subject to criminal prosecution and imprisonment. Additionally, a report of the incident will be forwarded to the appropriate campus academic program or judicial office for review. Further sanctions may be imposed upon the student’s home campus.

DRUG AND ALCOHOL ABUSE EDUCATION PROGRAMS

Information about drug and alcohol education programs can be viewed at:

ALCOHOL AND DRUGS: MEDICAL, COUNSELING, AND EDUCATIONAL SERVICES

http://uhs.berkeley.edu/students/medical/alcoholanddrugs.shtml
http://uhs.berkeley.edu/psafe/

RESOURCES FOR FACULTY AND STAFF

CARE Services
http://www.uhs.berkeley.edu/facstaff/care/index.shtml

For Students, Staff and Faculty Self-Care Resources
http://www.uhs.berkeley.edu/students/healthproMotion/scrc.shtml
UC BERKELEY'S SEXUAL AND GENDER VIOLENCE PREVENTION & RESPONSE POLICIES, SUPPORT, AND EDUCATION

The University of California is committed to providing a safe learning and working environment, and in compliance with federal law has adopted policies and procedures to prevent and respond to incidents of sexual violence including sexual assault, domestic violence, dating violence and stalking. These guidelines apply to all students, faculty, staff, contractors and visitors.

OUR EFFORTS TO PREVENT AND RESPOND TO SEXUAL AND GENDER VIOLENCE, INCLUDING DATING VIOLENCE, DOMESTIC VIOLENCE, SEXUAL ASSAULT, AND STALKING

UC Berkeley does not tolerate sexual or gender violence, including sexual assault, dating violence, domestic violence and stalking. All forms of sexual violence, including the acts described and defined in this Report, violate the University of California policy on Sexual Harassment and Sexual Violence, Student Code of Conduct, other University policies and may violate federal and state laws. Violations of these policies are subject to disciplinary sanctions through the applicable University policy. Please visit http://survivorsupport.berkeley.edu/ for additional information.

When an incident is disclosed to any University official, the person to whom the report is made shall inform the individual of their option to notify local law enforcement authorities, including the UC Police, Berkeley or the City of Berkeley Police. The official will also notify the reporting party of institutional personnel who can assist the individual in notifying the authorities of the incident, if and when the survivor elects to report the incident to law enforcement. The survivor also retains the right to not report to law enforcement at all points during the reporting process. The individual shall also be informed of the importance of preserving evidence required for proof of possible criminal activity. The individual shall also be informed of the resources such as on and off-campus counseling, mental health, and other student services. On-campus counseling services are available to students through University Health Services http://uhs.berkeley.edu/students/counseling/ and for employees through CARE Services for Faculty and Staff: (510) 643-7754.

Finally, the individual receiving the report will provide the reporting party the UC Berkeley Reporting Options & Resources document (http://ophd.berkeley.edu/sites/default/files/ReportingOptionsResourcesSHHSV.pdf) and review it with the individual.

PRESEVING EVIDENCE FOLLOWING AN INCIDENT OF SEXUAL ASSAULT, DATING VIOLENCE, DOMESTIC VIOLENCE, OR STALKING

If an incident of sexual assault, dating violence, domestic violence, or stalking occurs, it is important to preserve evidence to aid in the possibility of a successful criminal prosecution or obtaining a protection order.

- In cases of sexual assault avoid washing, douching, using the toilet, or changing clothing prior to a medical exam. Any clothing removed should be placed in a paper bag.
- Evidence of violence, such as bruising or other visible injuries, should be documented including through photographic evidence.
- Evidence of stalking including any communication, such as written notes, voice mail, social media postings, or other electronic communications should be saved and not altered in any way.

REPORTING OPTIONS

In the case of an emergency or ongoing threat, if possible get to a safe location and please report the incident by calling 911 or (510) 642-3333 from your cell phone. Berkeley City Police may be contacted at (510) 981-5900 or at 2100 Martin Luther King, Jr. Way, Berkeley, CA.

If a student, faculty, staff or visitor has experienced an incident of sexual violence, dating violence, domestic violence, or stalking, they should immediately report it to the UCPD, Berkeley by calling (510) 642-6760, or visiting the UC Berkeley Police Department at 1 Sproul Hall.

WHAT TO DO IF YOU OR A FRIEND EXPERIENCE SEXUAL ASSAULT, DATING VIOLENCE, DOMESTIC VIOLENCE, OR STALKING?

- Go to a safe place as soon as you can.
- Contact the UCPD, Berkeley Emergency: 911; Emergency from Cell: (510) 642-3333; Non-Emergency: (510)-642-6760 or Berkeley Police Department at 911 or (510) 981-5900.
- Get medical attention as soon as possible to make sure you are physically well and to collect important evidence for possible legal action.
- Speak with the Confidential CARE Advocate to help explain your options, give you information, and provide emotional support. Please contact (510) 642-1988 (Office) or the On-Call Advocate from 9am-5pm: (510) 703-7594 or visit http://sa.berkeley.edu/dean/confidential-care-advocate.
University of California, Berkeley officials will assist the survivor in notifying UCPD, Berkeley or the local police, if they elect to do so. Survivors or victims of crimes have the right to not report to law enforcement.

Any person impacted by sexual harassment, sexual violence, including sexual assault, dating violence, domestic violence, or stalking may also report to the Office for the Prevention of Harassment and Discrimination, (510) 643-7985, 685 University Hall or the Center for Student Conduct at (510) 643-9069, 205 Sproul Hall.

SUPPORT & REPORTING OPTIONS

Confidential

The following offices offer CONFIDENTIAL support for individuals who have been impacted by sexual harassment, sexual assault, dating violence, domestic violence or stalking.

A confidential Survivor Advocate provides affirming, empowering, and confidential support for those that have experienced sexual and gender violence, including sexual harassment, emotional abuse, dating and intimate partner violence, sexual assault, stalking, and sexual exploitation. Advocates bring a non-judgmental, caring approach to exploring all options, rights, and resources. Please contact (510) 642-1988 (Office) or the On-Call Advocate from 9am-5pm: (510) 703-7594 or visit http://sa.berkeley.edu/dean/confidential-care-advocate.

Confidential Counseling Services for students at Tang Social Services provides immediate and ongoing counseling, groups and consultation: (510) 642-6074; uhs.berkeley.edu/students/counseling

CARE Services for Faculty and Staff include counseling, consultation and referrals: (510) 643-7754

Non-Confidential

- Incidents of sexual harassment, sexual assault, dating violence, domestic violence and stalking may be reported to the Office for the Prevention of Harassment and Discrimination (OPHD): txco@berkeley.edu or (510) 643-7985.

- Reports involving students may also be made to the Center for Student Conduct: studentconduct@berkeley.edu or (510) 643-9069.

NOTICE OF RIGHTS & OPTIONS

Any student, faculty or staff member who reports sexual or gender violence, including sexual assault, domestic or dating violence, or stalking, whether the offense occurred on or off campus, shall receive a written explanation of their rights and options (http://ophd.berkeley.edu/sites/default/files/ReportingOptionsResourcesSHSV.pdf). This written explanation identifies existing counseling, health, mental health, advocacy, legal assistance, visa and immigration assistance, and other services available for victims, both within the institution and in the community; and describes options for available assistance in; and to request changes to academic, living, transportation, and working situations or protective measures. UC Berkeley will make such accommodations or provide such protective measures if the survivor requests them and if they are reasonably available, regardless of whether the survivor chooses to report the incident to UCPD, Berkeley or local law enforcement.

ACCOMMODATIONS AND INTERIM & PROTECTIVE MEASURES

Whether or not a student or employee reports to law enforcement and/or pursues any formal action, if they report an incident of sexual or gender-based violence, UC Berkeley is committed to providing them as safe learning or working environment as possible. Upon request, UC Berkeley will make any reasonably available change to a victim’s academic, living, transportation, and or working situation.

Survivors or others impacted by sexual or gender violence may contact the Confidential CARE Advocate at (510) 642-1988, or review http://sa.berkeley.edu/dean/confidential-care-advocate. Students may also choose to contact Social Services located at The Tang Center, 2nd Floor Room 2280, (510) 642-6074.

Employees may contact Human Resources, 2199 Addison Street, Room 192, Berkeley, CA, (510) 642-7053 or the Staff Ombuds Office for assistance; Fox Cottage, 2350 Bowditch Street, Berkeley, CA, (510) 642-7823.

If a survivor reports to law enforcement, including UCPD, Berkeley or the City of Berkeley Police, they may assist them in obtaining a temporary or permanent restraining order from a criminal court.

UC Berkeley is committed to ensuring that any such order is fully upheld on all property owned or controlled by UC Berkeley. UC Berkeley is also committed to protecting victims from any
further harm, and the Office for the Prevention of Harassment and Discrimination (OPHD) and the Center for Student Conduct may issue a temporary no-contact order pending the outcome of any conduct proceeding.

CONFIDENTIALITY

The University of California Berkeley recognizes the sensitive nature of sexual violence and is committed to protecting the privacy of any individual who reports an incident of sexual violence, dating violence, domestic violence or stalking. Different officials on campus are, however, able to offer varying levels of privacy protection to complainants. Reports made to law enforcement, including if criminal prosecution is pursued, may be made public and shared with the respondent, unless the report is subject to victim confidentially per California Penal Code section 293 and Government Code sections 6253 and 6254.

Concerns about sexual misconduct or gender violence can be brought to certain UC Berkeley offices listed above as Confidential Reporting Options.

Reports made to certain UC Berkeley officials will be kept confidential, and identifying information about the victim shall not be made public per California Penal Code section 293. Information can be requested through the Office of the Chancellor via the California Public Records Act, but some details may be redacted. Reports made to the Confidential Advocate’s Office, medical professionals, licensed mental health counselors, and staff within the Ombuds Office will not be shared with third parties except in cases of imminent danger to the victim or a third party.

CONFIDENTIALITY IN THE COMPLETION OF PUBLICLY AVAILABLE RECORDKEEPING

UCPD, Berkeley will not release the names of survivors in its Timely Warning notices, Campus Alerts or “Emergency Notifications,” nor in the “Daily Crime Log,” each of which are required by the Clery Act.

CONFIDENTIALITY OF ACCOMMODATIONS AND PROTECTIVE MEASURES

UC Berkeley will maintain the confidentiality of any accommodation or protective measure unless it substantially interferes with the measure’s implementation.

SUPPORT RESOURCES ON & OFF CAMPUS

Both the University of California Berkeley and the City of Berkeley offer other important resources to the survivors of sexual and gender violence including medical treatment, counseling and advocacy they may wish to utilize.

The Confidential CARE Advocate and the UCPD, Berkeley both have personnel available that can assist any student or employee free of charge and will help them consider their options and navigate through any resources or recourse they elect to pursue. A survivor need not make a formal report to law enforcement or UC Berkeley to access these resources that include the following.

CONFIDENTIAL SUPPORT, ADVOCACY, AND COUNSELING SERVICES

Confidential CARE Advocate
(510) 642-1988
http://sa.berkeley.edu/dean/confidential-care-advocate

Social Services (SOS) at Berkeley
(510) 642-6074
Tang Center, 2nd floor, Room 2280
2222 Bancroft Way #4300
https://uhs.berkeley.edu/students/counseling/socialservices.shtml

Bay Area Women Against Rape
(510) 430-1298
470 27th Street, Oakland, CA
http://www.bawar.org/

Family Violence Law Center
24 hr. crisis line (800) 947-8301
(510) 208-0220
470 27th Street, Oakland, CA
http://fvlc.org/

ADDITIONAL RESOURCES

In addition to the campus services listed here, several community service organizations can provide counseling, mental health, and other related services to sexual assault victims. The Sexual Assault Prevention & Student Advocacy Office, or the Director of Women’s Resources, Sexual Harassment/Assault Resources at the Gender Equity Resource Center can assist with connecting victims to these services.

UC Berkeley Gender Equity Resource Center
(510) 642-4786 or geneq@berkeley.edu
202 César E. Chávez Center
For resources and support: (510) 643-5727 or ambrosio@berkeley.edu

UCPD, Berkeley Survivor Resource Specialist
(510) 642-9113
1 Sproul Hall
Survivor_Resources@berkeley.edu

University Health Services
(510) 642-2000
Tang Center, 2222 Bancroft Way
http://www.uhs.berkeley.edu/

Student Advocate’s Office (SAO)
(510) 642-6912
114B Hearst Gym

Highland Hospital,
(510) 437-4800
1411 East 31st Street, Oakland, CA,
PREVENTION AND EDUCATIONAL PROGRAMS REGARDING SEXUAL ASSAULT, DATING AND DOMESTIC VIOLENCE AND STALKING

UC Berkeley is committed to increasing the awareness of and preventing sexual violence. All incoming students and new employees are provided with information intended to prevent sexual assault, domestic violence, dating violence, and stalking before it occurs through the changing of social norms and other approaches; that includes a clear statement that UC Berkeley prohibits such acts, their definitions, the definition of consent, options for bystander intervention, information about risk reduction, and our policies and procedures for responding to these incidents. Ongoing prevention and awareness campaigns are also offered throughout the year.

The University of California, Berkeley employs a multifaceted approach to preventing sexual assault, dating violence, domestic violence, and stalking. To prevent these incidents from occurring in the first place, the fundamental causes of the violence must be addressed. These are not isolated crimes committed by people on the fringe of societal norms. These crimes are committed by individuals who are part of our society and who have learned behaviors of power and control, and use these strategies in their relationships.

Preventing sexual and gender violence is not the responsibility of the survivor of the violence. Preventing sexual violence cannot be achieved by recommending that people restrict their activities in order to avoid being victimized. Risk reduction is not prevention. Instead, all of us can take a stand to prevent violence by confronting violent beliefs, attitudes, and acts before the violent actions occur.

If you experience sexual assault or other forms of gender-based violence, it is important that you seek help immediately. UC Berkeley has provided a number of ways for you to get immediate assistance, and you can choose the ones with which you feel most comfortable. These resources are outlined above.

Bystander intervention and Risk Reduction

Together we will prevent violence and harm by becoming active bystanders who care for one another. Being an active bystander means that you TAKE ACTION when you see a situation that could be potentially harmful to another person. Every step counts no matter how small you think it is.

The CARE (Confront, Alert, Re-Direct, and Engage) Model equips UC Berkeley community members with strategies for taking action. Depending on the situation at hand and your personal style for intervening, there is always an option for taking action while keeping yourself safe. You can become part of the solution in making the UC Berkeley community safer and more inclusive for everyone. Bystander intervention is a great tool and has the power to transform our campus. For more information, please visit http://sa.berkeley.edu/btc.

Campus Prevention Approaches

Multiple student groups and units on campus collaborate on prevention programs to:

- Educate the campus community about sexual violence in the context of a university setting and engage people in a commitment to get involved when they observe risky situations
- Confront the oppressive stereotypes that are the basis for the disrespect that leads to interpersonal violence
- Talk about healthy relationships and healthy sexuality, emphasizing the importance of communication and respecting personal boundaries
- Coordinate campus-wide awareness efforts, such as town hall meetings, lectures, and other open spaces for dialogue on sexual violence.

Links to Program Descriptions

- Survivor Support & Education: http://survivorsupport.berkeley.edu/
- Gender Equity Resource Center: http://geneq.berkeley.edu/
- University Health Services, Health Promotion: http://uhs.berkeley.edu/students/healthpromotion/
- Bear Pact: http://survivorsupport.berkeley.edu/education-requirement
- The LEAD Center. The LEAD Center provides numerous prevention activities, including training for fraternities and sororities and other University-affiliated student groups. 102 Hearst Gym, (510) 642-5171
- Residential and Student Service Program (RSSP) also organizes a variety of prevention activities for their residents, including residence hall staff training. 2610 Channing Way, (510) 642-3213
DISCIPLINARY PROCEEDINGS

UC Berkeley strictly prohibits all acts of sexual assault, domestic violence, dating violence, and stalking. In addition to facing criminal action, students, employees and other affiliates may also face disciplinary action by the University. Employees found responsible for having committed such a violation face discipline up to and including termination of employment, and students face disciplinary action up to, and including dismissal from the university. Other sanctions may include a period of suspension, No Contact Directives, or participation in workshops. The Center for Student Conduct handles incidents involving accused students and the Office of Human Resources handles incidents involving accused employees/affiliates. The Faculty Code of Conduct governs matters involving faculty accused of misconduct.

STUDENT PROCEEDINGS

All conduct and disciplinary proceedings involving students and employees, whether the conduct is reported to have occurred on or off campus, as appropriate, shall provide a prompt, fair and impartial investigation and resolution by officials who have received annual training on the nature of the types of cases they are handling, on how to conduct a trauma-informed investigation and hearing in a manner that protects the safety of victims and promotes accountability. Determination of responsibility for violating the Code of Student Conduct is made using the preponderance of the evidence standard (which means that it is more likely than not that the alleged misconduct occurred).

In all student proceedings, including any related meetings, both the respondent and the complainant are entitled to the same opportunities to have others present including the right to be accompanied by an advisor of their choice. Both the respondent and complainant shall simultaneously be informed in writing of the outcome of the proceedings, the procedures for appealing the results, and of case progression through the conduct process. Disclosure of the outcome shall be made to both parties unconditionally, simultaneously, and each shall be free to share or not share the details with any third parties.

For additional information about student conduct proceedings, please consult the Code of Student Conduct available at http://studentconduct.berkeley.edu.

FACULTY AND STAFF PROCEEDINGS

All disciplinary proceedings involving staff and faculty shall follow a prompt, fair and impartial investigation and resolution by officials who have received annual training on the nature of the types of cases they are handling, on how to conduct an investigation, and shall follow the specific personnel policies or academic code of conduct policies that govern that individual’s employment or academic appointment status. As in the disciplinary process for students, individuals accused of sexual misconduct or gender violence can bring representatives or support persons to their interviews and disciplinary meetings. As is the case with students, complainants shall be informed of the outcome of the disciplinary process, as required by UC system-wide policy.

FILING A COMPLAINT WITH THE UNIVERSITY

Cases involving a complaint of sexual assault, sexual harassment and/or gender discrimination are first assessed and explored for possible policy violations by the Office for the Prevention of Harassment and Discrimination (OPHD).

OFFICE FOR THE PREVENTION OF HARASSMENT AND DISCRIMINATION (OPHD)

- **Who?** OPHD is responsible for ensuring the University provides an environment for faculty, staff and students that is free from discrimination and harassment on the basis of categories including race, color, national origin, gender, age and sexual orientation/identity.

- **What?** OPHD oversees the process for the investigation and resolution of sexual harassment and sexual violence complaints against faculty, staff and students pursuant to the UC Policy on Sexual Harassment and Sexual Violence.

- **Where?** You can reach OPHD at (510) 643-7985, tixco@berkeley.edu, and/or http://ophd.berkeley.edu 685 University Hall. At the conclusion of an OPHD inquiry involving student behavior, the Center for Student Conduct (CSC) determines if/what charges should be brought.

CENTER FOR STUDENT CONDUCT (CSC)

- **Who?** The CSC determines if a student or student organization engaged in behavior that violates the Code of Student Conduct. Students, faculty, staff and community members can report an incident to the Center for Student Conduct.

- **What?** CSC reviews information reported to the office and will contact the student or student organization if there is reason to believe that the Code of Student Conduct may have been violated. The student or student organization charged with violating the Code has the option to resolve the case by meeting with CSC or by having a hearing. During a meeting with CSC, a CSC staff member listens to the student’s side of the story and determines whether the student did indeed violate the Code. If the student is found responsible for violating policy, the CSC staff member proposes sanctions. If the student agrees with the proposal, the case is resolved. If the student does not agree with the proposal, the case goes to a hearing. During a hearing, either a panel or the Independent Hearing Officer makes the determination of responsibility and recommends sanctions. Regardless of whether a case is resolved through a meeting with CSC or by going to a hearing, disciplinary action is based on a combination of factors, including the circumstances of the particular case and past conduct history. Sanctions include a range of outcomes, including suspension and dismissal from the university.

- **Where?** You can reach CSC at (510) 643-9069, studentconduct@berkeley.edu, 205 Sproul Hall or http://studentconduct.berkeley.edu.
UNIVERSITY DISCIPLINARY PROCEDURES IN SEXUAL AND GENDER VIOLENCE INCIDENTS

The University’s disciplinary processes for students and employees are designed to afford a complainant (the person who is bringing a charge) and a respondent (the person who is answering a charge) a fair, prompt, and appropriate resolution process. The process is designed to help people who need support as they address these incidents. The protocol for how the University responds to sexual assault, dating and domestic violence and stalking complaints through the campus conduct process can be found at Sexual Harassment & Violence Support & Education website: http://survivorsupport.berkeley.edu/.

The individual accused of violating a University policy regarding sexual assault, dating and/or domestic violence or stalking is entitled to due process and will be given notice and a full opportunity to respond to allegations made against them. The individual can seek representation, may have the same opportunity as the student who reported being assaulted to have a non-participating observer present during the proceedings, and is entitled to information about the University of California Sexual Harassment and Sexual Violence Policy and the procedures that will be followed to address the issues.

Full text of this policy is available at the Office for the Prevention of Harassment and Discrimination (OPHD) website at http://ophd.berkeley.edu/.

FOR INFOGRAPHIC, GO TO THIS LINK: OVERVIEW OF CAMPUS SEXUAL HARASSMENT AND SEXUAL VIOLENCE COMPLAINT RESOLUTION PROCESS http://ophd.berkeley.edu/sites/default/files/TitleIXComplaintProcessOverview.pdf

In determining whether the alleged conduct constitutes sexual harassment or assault, dating or domestic violence or stalking, the full context in which the alleged incident occurred must be considered. In any case, both the complainant and the respondent are entitled to the same opportunities to have others present during any disciplinary proceeding. Both the complainant and the respondent will be informed of the outcome of any proceeding, including any changes to the outcome as a result of an appeal.
# EXPLANATION OF DISCIPLINARY PROCEEDINGS FOR REPORTED INCIDENTS OF SEXUAL ASSAULT, DATING VIOLENCE, DOMESTIC VIOLENCE, AND STALKING

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<th>Undergraduate &amp; Graduate Students</th>
<th>Process</th>
<th>Offices Responsible</th>
<th>Available Sanctions</th>
<th>Anticipated Timelines</th>
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| In all cases, the University will provide the complainant with the UC Berkeley Reporting Options & Resources brochure that explains the various rights and options when reporting an incident of sexual harassment, sexual assault, dating violence, domestic violence, and stalking. [http://ophd.berkeley.edu/sites/default/files/ReportingOptionsResourcesSNSV.pdf](http://ophd.berkeley.edu/sites/default/files/ReportingOptionsResourcesSNSV.pdf) | • OPHD  
• Center for Student Conduct  
• Dean of Students  
• Independent Hearing Officer  
• Vice Chancellor of Student Affairs  
• CARE Advocate Office  
• University Health Services  
• UCPD, Berkeley | The following sanctions are available depending on the outcome of the investigation and/or hearing process.  
- No Sanction  
- Notification  
- Warning  
- Probation  
- Suspension  
- Dismissal  
- Educational sanctions such as completing workshops or attending counseling assessments may also be applied. | • All “days” referred to in this timeline are “work days,” defined as Monday – Friday, when the University is officially open for classes.  
• OPHD investigates complaints and makes findings as promptly as possible, and in most cases, within 60 working days.  
• CSC sends the Aval within 7 days of receiving the investigation report from OPHD  
• If the respondent wishes to meet with CSC, they must indicate their desire to do so within 7 days of receiving the Aval  
• The hearing will be scheduled by the IHO to occur no later than 25 days from the date that the student was given as the deadline for responding to the Aval. If the student elected to meet with CSC in response to the Aval, then the hearing will be scheduled to occur no later than 15 days from the end of the 10 day period provided for the informal resolution meeting.  
• The IHO submits the hearing report to the DOS within 10 days of the hearing.  
• The DOS sends the Dean’s Decision letter within 10 days of receipt of the hearing report.  
• Parties must appeal the outcome within 10 days of the receipt of the Dean’s Decision Letter  
• The VCSA must communicate the final decision regarding the appeal within 15 days after receipt of the appeal and related documents |
| Wherever possible, the University will provide the complainant with access to medical care, emotional support, information regarding the confidential survivor advocate, and, when requested, any academic/housing accommodations. | • OPHD will provide complainants and respondents a copy of the applicable UC Policy on Sexual Harassment and Sexual Violence that includes an outline of the administrative investigation procedures, as well as an outline of the subsequent adjudication process. | • OPHD will conduct a prompt, fair, and impartial investigation of the allegations to determine whether the UC Policy on Sexual Harassment and Sexual Violence has been violated, using a preponderance of the evidence standard. | • OPHD will simultaneously notify the complainant and respondent of the outcome of the investigation, and notify them that they can request a redacted copy of the written investigation report. |
| The University will provide information for reporting to UCPD. Berkeley or the local police department, when applicable and will assist complainant with contacting law enforcement, if the complainant requests. | OPHD will provide complainants and respondents a copy of the applicable UC Policy on Sexual Harassment and Sexual Violence that includes an outline of the administrative investigation procedures, as well as an outline of the subsequent adjudication process. | OPHD will conduct a prompt, fair, and impartial investigation of the allegations to determine whether the UC Policy on Sexual Harassment and Sexual Violence has been violated, using a preponderance of the evidence standard. | OPHD will simultaneously notify the complainant and respondent of the outcome of the investigation, and notify them that they can request a redacted copy of the written investigation report. |
| OPHD, in consultation with relevant campus partners (e.g., CARE Advocate, Student Housing, Center for Student Conduct (CSC), and UCPD, Berkeley, will assess the need to implement interim or long-term protective measures, such as interim suspensions, exclusions from areas of campus, housing changes, change in class schedule, “No Contact” directive between both parties. | OPHD will provide complainants and respondents a copy of the applicable UC Policy on Sexual Harassment and Sexual Violence that includes an outline of the administrative investigation procedures, as well as an outline of the subsequent adjudication process. | OPHD will conduct a prompt, fair, and impartial investigation of the allegations to determine whether the UC Policy on Sexual Harassment and Sexual Violence has been violated, using a preponderance of the evidence standard. | OPHD will simultaneously notify the complainant and respondent of the outcome of the investigation, and notify them that they can request a redacted copy of the written investigation report. |
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### Process
- All “days” referred to in this timeline are “work days,” defined as Monday – Friday, when the University is officially open for classes.
- OPHD investigates complaints and makes findings as promptly as possible, and in most cases, within 60 working days.
- CSC sends the Aval within 7 days of receiving the investigation report from OPHD.
- If the respondent wishes to meet with CSC, they must indicate their desire to do so within 7 days of receiving the Aval.
- The hearing will be scheduled by the IHO to occur no later than 25 days from the date that the student was given as the deadline for responding to the Aval. If the student elected to meet with CSC in response to the Aval, then the hearing will be scheduled to occur no later than 15 days from the end of the 10 day period provided for the informal resolution meeting.
- The IHO submits the hearing report to the DOS within 10 days of the hearing.
- The DOS sends the Dean’s Decision letter within 10 days of receipt of the hearing report.
- Parties must appeal the outcome within 10 days of the receipt of the Dean’s Decision Letter.
- The VCSA must communicate the final decision regarding the appeal within 15 days after receipt of the appeal and related documents.

### Anticipated Timelines
- OPHD investigates complaints and makes findings as promptly as possible, and in most cases, within 60 working days.
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- The VCSA must communicate the final decision regarding the appeal within 15 days after receipt of the appeal and related documents.
**Process**

- The DOS reviews the report and makes final decisions regarding sanctions.
- The complainant, respondent, and CSC have the ability to appeal the Dean's decision to the Vice Chancellor of Student Affairs (VCSA). If no one chooses to appeal the case, the case is closed.
- If any of the parties appeal the finding, the VCSA solicits a response from all parties before making a final determination in the case. The VCSA has the ability to uphold, reject, or modify any portion of the case outcome (including the finding of responsibility and sanctions).
- From the initial filing of the complaint through any appeals, the University will enforce the anti-retaliation policy and take immediate and separate action against parties that retaliate against a person for complaining of sex-based discrimination or for assisting in the investigation.

**Offices Responsible**

- OPHD
- Human Resources
- University Health Services
- UCPD

**Available Sanctions**

- No discipline
- Remedial education or training
- Written Warning
- Corrective salary decrease
- Suspension
- Demotion
- Termination

**Anticipated Timelines**

OPHD investigates allegations and makes findings as promptly as possible and in most cases, within 60 working days. The review and discipline process follows timelines determined by applicable policies or labor agreements that cover the terms and conditions of the responding employee.

**Staff**

- In all cases, the University will provide the complainant with the UC Berkeley Reporting Options & Resources brochure that explains the various rights and options when reporting an incident of sexual harassment, sexual assault, dating violence, domestic violence, and stalking. [http://ophd.berkeley.edu/sites/default/files/ReportingOptionsResourcesSHSV.pdf](http://ophd.berkeley.edu/sites/default/files/ReportingOptionsResourcesSHSV.pdf)
- Wherever possible, the University will provide the complainant with access to medical care, emotional support, and any workplace accommodations, as necessary.
- Relevant campus offices (e.g., Human Resources, OPHD, University Health Services, UCPD) will assess immediate safety needs of complainant, including, for example, assisting with acquiring protective orders or other measures.
- HR or UCPD, Berkeley will assist the complainant with contacting local police if complainant requests. We will also provide complainant with contact information for local police department when applicable.
- OPHD, in consultation with relevant campus partner offices (e.g., Human Resources, University Health Services, UCPD, Berkeley) will assess need to implement other interim measures, such as administrative leave, work reassignments, or “No Contact” directive between both parties.
- OPHD will provide all complainants and respondents a copy of the applicable UC Policy on Sexual Harassment and Sexual Violence that includes an outline of the administrative investigation procedures.
- OPHD will conduct a prompt, fair, and impartial investigation of the allegations to determine if the UC Policy on Sexual Harassment and Sexual Violence has been violated, using a preponderance of the evidence standard.
- OPHD will simultaneously notify the complainant and respondent of the outcome of the investigation, and notify them that they can request a redacted copy of the written investigation report.
- OPHD will forward that report to Human Resources for review under the appropriate disciplinary procedures for the responding employee, depending on the applicable personnel policy or labor agreement.
- Human Resources will then determine appropriate disciplinary and/or remedial measures.
### Faculty

- In all cases, the University will provide the complainant with the UC Berkeley Reporting Options & Resources brochure that explains the various rights and options when reporting an incident of sexual harassment, sexual assault, dating violence, domestic violence, and stalking. [http://ophd.berkeley.edu/sites/default/files/ReportingOptionsResourcesSHSV.pdf](http://ophd.berkeley.edu/sites/default/files/ReportingOptionsResourcesSHSV.pdf)
- Wherever possible, the University will provide complainant with access to medical care, emotional support, and workplace accommodations, as necessary.
- Relevant campus offices (e.g., Vice Provost for the Faculty (VPF), OPHD, University Health Services, UCPD, Berkeley) will assess immediate safety needs of complainant, including, for example, assisting with acquiring protective orders or other measures.
- The VPF, OPHD or UCPD will assist complainant with contacting local police if complainant requests. UCPD will also provide complainant with contact information for local police department when applicable.
- OPHD, in consultation with relevant campus partner offices (e.g., VPF, Academic Personnel, University Health Services, UCPD, Berkeley) will assess need to implement other interim measures, such as administrative leave, work reassignments, or “No Contact” directive between both parties.
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- OPHD will conduct a prompt, fair, and impartial investigation of the allegations and determine whether the UC Policy on Sexual Harassment and Sexual Violence has been violated, using a preponderance of the evidence standard.
- OPHD will simultaneously notify the complainant and respondent of the outcome of the investigation, and notify them that they can request a redacted copy of the written investigation report.
- In the case of ladder rank faculty, OPHD will forward the report to the VPF for review under the Faculty Code of Conduct. In the case of other academic appointments, OPHD will forward the report to the Academic Personnel Director for review under the appropriate disciplinary procedures for the responding academic employee, depending on the applicable policy or labor agreement.
- The VPF or Assistant Vice Provost, as appropriate, will oversee the disciplinary process and/or remedial measures.

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DEFINITIONS OF COVERED OFFENSES

AS DEFINED BY THE UNIVERSITY OF CALIFORNIA

SEXUAL ASSAULT

Sexual Assault occurs when physical sexual activity is engaged without the consent of the other person or when the other person is unable to consent to the activity. The activity or conduct may include physical force, violence, threat, or intimidation, ignoring the objections of the other person, causing the other person’s intoxication or incapacitation through the use of drugs or alcohol, or taking advantage of the other person’s incapacitation (including voluntary intoxication).

DOMESTIC VIOLENCE

Domestic Violence is defined as abuse committed against an adult or a minor who is a spouse or former spouse, cohabitant or former cohabitant, or someone with whom the abuser has a child, has an existing dating or engagement relationship, or has had a former dating or engagement relationship.

DATING VIOLENCE

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

STALKING

Stalking is behavior in which a person repeatedly engages in conduct directed at a specific person that places that person in reasonable fear of their safety or the safety of others.

CONSENT

Consent is informed. Consent is an affirmative, unambiguous, and conscious decision by each participant to engage in mutually agreed-upon sexual activity.

Consent is voluntary. It must be given without coercion, force, threats, or intimidation. Consent means positive cooperation in the act or expression of intent to engage in the act pursuant to an exercise of free will.

Consent is revocable. Consent to some form of sexual activity does not imply consent to other forms of sexual activity. Consent to sexual activity on one occasion is not consent to engage in sexual activity on another occasion. A current or previous dating or sexual relationship, by itself, is not sufficient to constitute consent. Even in the context of a relationship, there must be mutual consent to engage in sexual activity. Consent must be ongoing throughout a sexual encounter and can be revoked at any time. Once consent is withdrawn, the sexual activity must stop immediately.

Consent cannot be given when a person is incapacitated. A person cannot consent if he/she/they is unconscious or coming in and out of consciousness. A person cannot consent if s/he is under the threat of violence, bodily injury or other forms of coercion. A person cannot consent if his/her/their understanding of the act is affected by a physical or mental impairment.

For purposes of this Policy, the age of consent is consistent with California Penal Code Section 261.5.

AS DEFINED BY THE VIOLENCE AGAINST WOMEN ACT

• A sexual assault is any sexual act directed against another person, forcibly and/or against that person’s will; or not forcibly or against the person’s will where the victim is incapable of giving consent, as well as incest or statutory rape.

• Domestic violence includes felony or misdemeanor crimes of violence committed by a current or former spouse or intimate partner of the victim.

• Dating violence means violence committed by a person who is or has been in a romantic or intimate relationship with the victim.

• Stalking is engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for their safety or the safety of others or suffer substantial emotional distress.
SEX OFFENDER REGISTRATION – CAMPUS SEX CRIMES PREVENTION ACT

MEGAN’S LAW

California State law requires sex offenders to register with the police in the jurisdiction in which they reside, and also that they specifically register with UCPD, Berkeley if they are employees, (including contractors) of the University, attend classes, frequent any area associated with the University, or live in University housing.

Members of the campus community may, by appointment with UCPD, Berkeley, view information gathered about campus affiliated registered offenders if they:

- Are a member of the UC Berkeley campus community;
- Are at least 18 years of age;
- Have a valid California driver’s license or identification card;
- Are not a registered sex offender; and,
- Can clearly state their reason for viewing the Campus registered sex offender data file (mere curiosity is not a valid reason to view the information.)

Campus community members will be required to establish their campus community connection to UC Berkeley, show a photo ID, and sign a statement attesting that they are not a registered sex offender, understands the purpose of the release of information, and understands that it is unlawful to use the information obtained to commit a crime against any sex offender registrant or engage in illegal discrimination or harassment of any registrant. The statement is confidential and is not subject to disclosure under the Public Records Act. A copy of the statement may be made available to law enforcement agencies for law enforcement purposes.

For more information about the Megan’s Law Data Program, the campus affiliated registered sex offender data, or to make an appointment to view the data, contact the UCPD, Berkeley Records Unit at (510) 642-6760.

The general public can view sex offender registration information at the Megan’s Law website at www.meganslaw.ca.gov/

CAMPUS SECURITY POLICIES, CRIME PREVENTION & SAFETY AWARENESS PROGRAMS

In addition to the many programs offered by the University Police and other University offices, the University has established a number of policies and procedures related to ensuring a reasonably safe campus community. These policies include:

THREAT MANAGEMENT UNIT

UCPD, Berkeley’s Threat Management Unit (TMU) is the law enforcement component of the Behavior Risk Assessment Team and the Students of Concern Committee. The Threat Management Unit assists University affiliates in dealing with cases of threatening, harassing, or aberrant behavior. It investigates, assesses, and manages such incidents. The Threat Management Unit, in conjunction with CARE Services, gives safety presentations and educates and advises on how to recognize and report behavior that could lead to violence.

Do not ignore or downplay even indirect threats, as they could escalate into serious incidents. If you are the victim of a threat, report the incident to the police, and to your supervisor, academic advisor, or another University representative. These supervisors and advisors should take immediate steps to ensure your safety and address the problem behavior. The police may take a report, or arrest the responsible individual if a crime has been committed. If you need help assessing a situation, contact the Threat Management Unit for assistance. UC Police Department, 1 Sproul Hall, (510) 642-6760.

BEHAVIOR RISK ASSESSMENT (BRAT) & STUDENTS OF CONCERN COMMITTEE (SOCC)

The University has established two teams empowered to assess concerning situations and intervene if necessary: the Behavior Risk Assessment Team (BRAT) works to prevent the escalation of threats and violent incidents by students, staff, faculty, or community members; and the Students of Concern Committee (SOCC) provides a means for early intervention of at-risk students. Both BRAT and SOCC are composed of several campus units, each with personnel having special expertise and professional training. BRAT will address behavior perceived as disruptive, intimidating, threatening, or violent, including actions or statements that expresses intent to inflict harm on an individual or property. SOCC focuses on students who are showing signs of being a danger to themselves or others.

The teams have been formed to augment existing systems, and convene when individual service departments don’t have adequate resources to respond alone to a situation. Assessment teams will clarify the management of situations (including legal and psychological issues), coordinate communication internally and externally, and monitor resolution of situations.

Photo By: Steve McConnell
WEAPONS POLICY

The possession, carrying and use of weapons, ammunition, or explosives is prohibited on University owned or controlled property.

The only exception to this policy is for authorized law enforcement officers or others, specifically authorized by the University. Failure to comply with the University weapons policy will result in disciplinary and/or criminal action against violators.

CALIFORNIA CRIME VICTIM’S BILL OF RIGHTS

Marsy’s Law significantly expands the rights of victims in California. Under Marsy’s Law, the California Constitution article I, § 28, section (b) provides victims with the following enumerated rights:

1. To be treated with fairness and respect for his or her privacy and dignity, and to be free from intimidation, harassment, and abuse, throughout the criminal or juvenile justice process.

2. To be reasonably protected from the defendant and persons acting on behalf of the defendant.

3. To have the safety of the victim and the victim’s family considered in fixing the amount of bail and release conditions for the defendant.

4. To prevent the disclosure of confidential information or records to the defendant, the defendant’s attorney, or any other person acting on behalf of the defendant, which could be used to locate or harass the victim or the victim’s family or which disclose confidential communications made in the course of medical or counseling treatment, or which are otherwise privileged or confidential by law.

5. To refuse an interview, deposition, or discovery request by the defendant, the defendant’s attorney, or any other person acting on behalf of the defendant, and to set reasonable conditions on the conduct of any such interview to which the victim consents.

6. To reasonable notice of and to reasonably confer with the prosecuting agency, upon request, regarding, the arrest of the defendant if known by the prosecutor, the charges filed, the determination whether to extradite the defendant, and, upon request, to be notified of and informed before any pretrial disposition of the case.

7. To reasonable notice of all public proceedings, including delinquency proceedings, upon request, at which the defendant and the prosecutor are entitled to be present and of all parole or other post-conviction release proceedings, and to be present at all such proceedings.

8. To be heard, upon request, at any proceeding, including any delinquency proceeding, involving a post-arrest release decision, plea, sentencing, post-conviction release decision, or any proceeding in which a right of the victim is at issue.

9. To a speedy trial and a prompt and final conclusion of the case and any related post-judgment proceedings.

10. To provide information to a probation department official conducting a pre-sentence investigation concerning the impact of the offense on the victim and the victim’s family and any sentencing recommendations before the sentencing of the defendant.

11. To receive, upon request, the pre-sentence report when available to the defendant, except for those portions made confidential by law.

12. To be informed, upon request, of the conviction, sentence, place and time of incarceration, or other disposition of the defendant, the scheduled release date of the defendant, and the release of or the escape by the defendant from custody.

13. To restitution.

   a. It is the unequivocal intention of the People of the State of California that all persons who suffer losses as a result of criminal activity shall have the right to seek and secure restitution from the persons convicted of the crimes causing the losses they suffer.

   b. Restitution shall be ordered from the convicted wrongdoer in every case, regardless of the sentence or disposition imposed, in which a crime victim suffers a loss.

   c. All monetary payments, monies, and property collected from any person who has been ordered to make restitution shall be first applied to pay the amounts ordered as restitution to the victim.

14. To the prompt return of property when no longer needed as evidence.

15. To be informed of all parole procedures, to participate in the parole process, to provide information to the parole authority to be considered before the parole of the offender, and to be notified, upon request, of the parole or other release of the offender.

16. To have the safety of the victim, the victim’s family, and the general public considered before any parole or other post-judgment release decision is made.

17. To be informed of the rights enumerated in paragraphs (1) through (16).
MISSING STUDENT NOTIFICATION POLICY & PROCEDURES

UC Berkeley and Residential and Student Service Programs take the welfare of our students very seriously and have the following procedures in place to provide for each student's well being. If you believe that any member of the campus community is missing or is in any danger, do not hesitate to report it to UCPD, Berkeley immediately.

MISSING STUDENT

A student is considered missing when UCPD, Berkeley has determined the student to be missing. Concerns that may give rise to a missing student investigation may consist of but are not limited to:

- Medical or health related problems;
- The student has not regularly attended classes and has not been seen elsewhere;
- A UC Berkeley official has made an inquiry of concern;
- A parent, roommate, suitemate or apartment—mate of the student has reported such disappearance due to irregular contact with the student;
- Residential staff believes that a student may be missing based upon absence from the residence or other information received by staff.

While an unexplainable absence of more than 24 hours gives rise to heightened concern, a student may be determined to be missing even if the student has been absent from the campus for a period of less than 24 hours.

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- A UC Berkeley official has made an inquiry of concern;
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- Residential staff believes that a student may be missing based upon absence from the residence or other information received by staff.

While an unexplainable absence of more than 24 hours gives rise to heightened concern, a student may be determined to be missing even if the student has been absent from the campus for a period of less than 24 hours.

POLICY REGARDING CONTACT PERSONS

Each student living in student housing has the option to identify an individual to be contacted by the university not later than 24 hours after the time that the student is determined missing. Only authorized campus officials and law enforcement officers, acting in furtherance of a missing person investigation, may have access to missing student contact person information.

Students residing in on-campus housing will be notified that their emergency contact information will also serve as their missing student contact information, unless the student directs otherwise. If a student does not wish to have their emergency contact serve as the student's missing student contact, then the student must communicate in writing to Cal Housing (reshall@berkeley.edu) their student identification number and the name, phone number, and email address of the student’s preferred missing student contact. If a student is less than 18 years of age and not emancipated, his/her custodial parent or guardian will be called in addition to the emergency contact(s).

ACTIONS TO BE TAKEN WHEN A STUDENT IS OR MAY BE MISSING

If a student is suspected of being missing, then the reporting party will typically first notify Residential Education (RE) staff (i.e. Resident Assistant, Resident Director, and/or Assistant Resident Director).

RE staff that receives a report that a student is or may be missing, or who suspects that a student is missing, will initiate the missing student notification protocol, which includes an attempt to gather information regarding the student’s current whereabouts. RE staff will also immediately contact UCPD, Berkeley for consultation and to convey any report RE staff has received that a student is missing.

If RE staff cannot immediately locate the student suspected of being missing, then RE staff will also report the suspicion that the student is missing to Residential and Student Service Programs staff and to the key campus partners described in the Residential & Student Services Programs (RSSP) Critical Communication Matrix.

UCPD, Berkeley will actively conduct an investigation to determine the status of any student reported to be missing or suspected of being missing. The investigation will be conducted pursuant to established police procedures. UCPD, Berkeley will provide relevant updates to RSSP staff and key campus partners.

If UCPD, Berkeley makes a determination that the student has been missing for more than 24 hours, then the University must notify the missing student contact of this determination. If such missing student is less than 18 years of age and not emancipated, then the parent(s)/guardian of the missing student must also be notified. UC Berkeley may notify the missing student contact if the student has been determined by UCPD, Berkeley to be missing for a period of time less than 24 hours if circumstances warrant.
**FOLLOW UP**

When the student is found, RSSP will contact the student and inform him or her of support services available on campus. In certain situations, RSSP may consult with the Dean of Students office to determine if additional follow up is needed. This support should also be offered to any other students (e.g. roommates, friends) affected by the incident.

If the search for the missing student is deemed unsuccessful, the Director of Residential Programs and/or Assistant Vice Chancellor for RSSP, UCPD, Berkeley and the Dean of Students will decide what further action(s) should be taken.

**NOTIFYING LAW ENFORCEMENT**

UC Berkeley will also notify the appropriate local law enforcement agency of the missing student unless the local law enforcement agency was the entity that made the determination that the student was missing. This notification will include any missing student who lives in on-campus housing regardless of age or status, and regardless of whether he or she has registered a confidential missing student or general emergency contact person. This notification will be made no later than 24 hours after the time that the student is determined missing.

If UCPD, Berkeley has been notified that a student is suspected missing, and makes a determination that a student who is the subject of a missing person report has been missing for more than 24 hours, UC Berkeley staff will initiate emergency contact procedures as outlined in campus’ policy and protocol.

**DAILY CRIME AND FIRE LOG**

UCPD, Berkeley maintains and publishes a Daily Crime Log of all crimes reported to the Department, Monday – Friday, when UC Berkeley is open. The log is available 24 hours per day to members of public. This log identifies the type, location, and time of each criminal incident reported to UCPD, Berkeley. The most current 60 days of information is available in the lobby of the Police Department located at 1 Sproul Hall. Upon request, a copy of any maintained Daily Crime Log will be made available for viewing within 48 hours of notice.

The UC Berkeley Fire Prevention Division maintains a Fire Log of all fire incidents that have occurred in on-campus UC Residential Buildings. The Fire Log is a live document and is updated as events are reported. This log identifies the type, location, and time of each fire incident in on-campus residential buildings, reported to the UC Berkeley Fire Prevention Division. The most current 60 days of information is available online to view any time at http://tinyurl.com/mwfn796. Anyone may obtain a hard copy of the Fire Log by visiting the office of Environment, Health, & Safety in University Hall, Suite #317.

**CRIME PREVENTION AND SAFETY AWARENESS PROGRAMS**

In an effort to promote safety awareness, the UCPD, Berkeley participates in a variety of programs to educate and inform students, employees, parents, and the community at large on a variety of issues. The programs include General Safety Presentations for campus community members, Active Shooter presentations for students/staff, Pepper Spray workshops within the dormitories, and the radKIDS personal empowerment program for the children of University affiliates. The programs are presented upon request or are scheduled at various times and locations on or near the campus.

UCPD, Berkeley also conducts tabling and outreach on Upper Sproul Plaza, at resource fairs, and campus events such as: CalSO, Getting Your Bearings, Caltopia, Calapoolza, Cal Day, and Staff Appreciation Day. If you or your organization would like to request a specific program, please contact the Crime Prevention Officer at (510) 642-3722.

**SECURITY SURVEYS**

Contact UCPD, Berkeley’s Crime Prevention Unit, (CPU), for a Security Survey and an officer will meet with you to identify areas in your office or building that may need security improvements. The CPU can assist you in safeguarding your building or office against unlawful entry and theft and advise on how to get involved with the Safe Team program. Please contact the UCPD, Berkeley CPU, (510) 642-3722 for more information.

**SAFE TEAM PROGRAM**

The SafeTEAM Program is an application of the neighborhood watch model adapted to a university setting. The program increases communication between the Police Department and those who regularly work or live on campus property, to facilitate services that are building-specific and appropriate, and to increase resident awareness.

The SafeTEAM offers the following:

- Make regular visits to participating buildings in order to provide a visible police presence and stay familiar with building users and building issues.
- Work with Building Coordinators by email to review incidents and crime trends and recommend risk reduction measures.
- Distribute safety education materials to the building.
- Coordinate crime prevention presentations and/or informal Q&A sessions for building occupants.

Please contact the SafeTEAM Program, (510) 642-4832 for additional information.
UC BERKELEY POLICIES GOVERNING ALCOHOL AND OTHER DRUGS

The University strives to maintain campus communities and worksites free from illegal use, possession, or distribution of alcohol or of controlled substances as defined in schedules I through V of the Controlled Substances Act, 21 United States Code Sec. 812, and by regulation at 21 Code of Federal Regulations Sec.1308.

Unlawful manufacture, distribution, dispensing, possession, use, or sale of alcohol or of controlled substances by University employees and students in the workplace, or University premises, at official University functions, or on University business is prohibited. In addition, employees and students shall not use illegal substances or abuse legal substances in a manner that impairs work performance, scholarly activities, or student life.

Employees found to be in violation of this policy, including student employees if the circumstances warrant, may be subject to corrective action, up to and including dismissal, under applicable University policies and labor contracts, or may be required, at the discretion of the University, to participate satisfactorily in an Employee Support Program.

Students found to be in violation of this Policy may be subject to corrective action, up to and including dismissal, as set forth in the University of California Policies Applying to Campus Activities, Organizations, and Students (Part A) and in campus regulations, or may be required, at the discretion of the University, to participate satisfactorily in a treatment program.

For specific policies related to the use of Alcohol Beverage on campus, please visit this link: http://police.berkeley.edu/documents/pdf/CampusAlcoholicBeveragePolicy.pdf.

POLICIES SPECIFIC TO UC BERKELEY STUDENTS

Any student who violates this policy is subject to disciplinary action including sanctions as outlined in the Student Code of Conduct in addition to any penalties resulting from violating local, state and or federal law. Disciplinary sanctions may include: Students who are found responsible for violations may be subject to sanctions ranging from Disciplinary Warning, Disciplinary Probation, up to Suspension or Expulsion from the University. Students residing in University housing may also lose the privilege of living on campus for violating University rules and regulations or conditions of the housing contract. In most cases the Office for Student Conduct will also assign developmental and educational interventions designed to promote greater awareness and improved decision-making for students and to further deter future misconduct.

ADDITIONAL INFORMATION ABOUT ALCOHOL AND DRUG POLICIES

http://www.uhs.berkeley.edu/alcoholpolicies/

http://campuspol.chance.berkeley.edu/Home/PolicyDetails.cfm?pid=116&url=desc=Substance%20Abuse%2028UC%20Systemwide%29

DRUG AND ALCOHOL ABUSE EDUCATION PROGRAMS

The University of California recognizes dependency on alcohol and other drugs as a treatable condition and offers programs and services for University employees and students with substance dependency problems. Employees (including student employees) and students are encouraged to seek assistance as appropriate from Employee Support Programs, health centers, and counseling or psychological services available at University locations or through referral. Information obtained regarding an employee or student during participation in such programs or services will be treated as confidential, in accordance with Federal and State laws.

RESOURCES FOR STUDENTS

Most Cal students make smart and safe choices about using alcohol and other drugs and don’t experience negative academic, physical, or social consequences. However, staff members at the Tang Center play a central role in the year-round initiatives with campus and community partners designed to support low risk alcohol and other drug-related behaviors and environments.

As part of the University’s alcohol prevention program, all incoming students are required to complete a confidential, online alcohol education course, entitled AlcoholEdu for College. The course uses science-based research to educate students about alcohol and its effects. Whether you drink or not, the course will help you make informed decisions about alcohol and better deal with drinking behavior that may occur around you. For information visit http://alcoholedu.berkeley.edu/.

PartySafe@Cal aims to reduce alcohol-related risks and harm in the campus area. Our efforts operate simultaneously to reach individual students, the student body as a whole, and the greater college community. For information visit http://uhs.berkeley.edu/psafe/.

The information and resources at http://uhs.berkeley.edu/home/healthtopics/alcoholdrugs.shtml can help you and others make informed decision about alcohol and drug issues.
ALCOHOL AND DRUGS: MEDICAL, COUNSELING, AND EDUCATIONAL SERVICES
http://uhs.berkeley.edu/students/medical/alcoholanddrugs.shtml
http://uhs.berkeley.edu/psafe/

RESOURCES FOR FACULTY AND STAFF
CARE SERVICES
http://www.uhs.berkeley.edu/facstaff/care/index.shtml
For Students, Staff and Faculty Self-Care Resources http://www.uhs.berkeley.edu/students/healthpromotion/scrc.shtml

ALCOHOL POISONING IS A MEDICAL EMERGENCY
Call for help. You could save someone’s life. (510) 642-6760 or 9-1-1

**KNOW THE SIGNS:**
- Passed out or difficult to awaken
- Cold, clammy, pale or bluish skin
- Slowed breathing
- Vomiting (asleep or awake)

**KNOW HOW TO HELP:**
- Turn a vomiting person on his/her side to prevent choking
- Clear vomit from the mouth
- Keep the person awake
- NEVER leave the person unattended
ANNUAL DISCLOSURE OF CRIME STATISTICS

The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (20 USC § 1092(f)) requires colleges and universities across the United States to disclose information about crime on and around their campuses. The University Police maintains a close relationship with all police departments where UC Berkeley owns or controls property to ensure that crimes reported directly to these police departments that involve the University are brought to the attention of the University Police.

The University Police collects the crime statistics disclosed in the charts through a number of methods. Police dispatchers and officers enter all reports of crime incidents made directly to the department through an integrated computer aided-dispatch systems/records management system. After an officer enters the report in the system, a department administrator reviews the report to ensure it is appropriately classified in the correct crime category. The Department periodically examines the data to ensure that all reported crimes are recorded in accordance with the crime definitions outlined in the FBI Uniform Crime Reporting Handbook and the FBI National Incident-Based Reporting System Handbook (sex offenses only). In addition to the crime data that the University Police maintains, the statistics below also include crimes that are reported to various campus security authorizes, as defined in this report. The statistics reported here generally reflect the number of criminal incidents reported to the various authorities. The statistics reported for the sub categories on liquor laws, drug laws and weapons offenses represented the number of people arrested or referred to campus judicial authorities for respective violations, not the number of offenses documented.

DEFINITIONS OF REPORTABLE CRIMES

Murder/Manslaughter — defined as the willful killing of one human being by another.

Negligent Manslaughter — is defined as the killing of another person through gross negligence.

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

A. Rape — the penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.

B. Fondling — The touching of the private 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.

C. Incest — Nonforcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.

D. Statutory Rape — Nonforcible sexual intercourse with a person who is under the statutory age of consent.

Robbery — is defined as taking or attempting to take anything of value from the car, custody, or control of a person or persons by force or threat of force or violence and/or by putting the victim in fear.

Aggravated Assault — is defined as an unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury. This type of assault usually is accompanied by the use of a weapon or by means likely to produce death or great bodily harm.

Burglary — is the unlawful entry of a structure to commit a felony or a theft.

Motor Vehicle Theft — is the theft or attempted theft of a motor vehicle.

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

Hate Crimes — includes all of the crimes listed above that manifest evidence that the victim was chosen based on one of the categories of bias listed below, plus the following crimes:

- Larceny/Theft — includes, pocket picking, purse snatching, shoplifting, theft from building, theft from motor vehicle, theft of motor vehicle parts or accessories, and all other larceny.

- Simple Assault — an unlawful physical attack by one person upon another where neither the offender displays a weapon, nor the victim suffers obvious severe or aggravated bodily injury involving apparent broken bones, loss of teeth, possible internal injury, severe laceration or loss of consciousness.

- Intimidation — to unlawfully place another person in reasonable fear of bodily harm through the use of threatening words and/or other conduct but without displaying a weapon or subjecting the victim to actual physical attack.

- Destruction/Damage/Vandalism or Property (except Arson)— to willfully or maliciously destroy, damage, deface or otherwise injure real or personal property without the consent of the owner or the person having custody or control of it.

HATE CRIME CATEGORIES OF BIAS:

- Race — A preformed negative attitude toward a group of persons who possess common physical characteristics genetically transmitted by descent and heredity which distinguish them as a distinct division of humankind.

- Gender — A preformed negative opinion or attitude toward a group of persons because those persons are male or female.
• **Gender Identity** – A preformed negative opinion or attitude toward a person or group of persons based on their actual or perceived gender identity, e.g., bias against transgender or gender nonconforming individuals.

• **Religion** – A preformed negative opinion or attitude toward a group of persons who share the same religious beliefs regarding the origin and purpose of the universe and the existence or nonexistence of a supreme being.

• **Sexual Orientation** – A preformed negative opinion or attitude toward a group of persons based on their sexual attraction toward, and responsiveness to, members of their own sex or members of the opposite sex.

• **Ethnicity/national origin** – A preformed negative opinion or attitude toward a group of persons of the same race or national origin who share common or similar traits, languages, customs and traditions.

• **National Origin** – A preformed negative opinion about a group of persons based upon them being from a particular country or part of the world.

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

### UC BERKELEY MAIN CAMPUS, BERKELEY, CA

<table>
<thead>
<tr>
<th>Offense</th>
<th>On Campus</th>
<th>Student Housing*</th>
<th>Noncampus Building or Property</th>
<th>Public Property</th>
<th>Unfounded Crimes*****</th>
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<tbody>
<tr>
<td><strong>CRIMINAL HOMICIDE</strong></td>
<td></td>
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</tr>
<tr>
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</tr>
<tr>
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<td>0</td>
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<td>0</td>
<td>N/R</td>
</tr>
<tr>
<td></td>
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<td>0</td>
<td>N/R</td>
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<td>Forcible Sex Offenses</td>
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<td>N/R</td>
<td>N/R</td>
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<tr>
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<td>17</td>
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<td>N/R</td>
<td>N/R</td>
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<td>0</td>
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<tr>
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<td>0</td>
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<td><strong>NEW SEX OFFENSE REPORTING CATEGORIES AS OF OCTOBER 20, 2014</strong></td>
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<td>Rape</td>
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<td>0</td>
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<td>Incest</td>
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<tr>
<td>Statutory Rape</td>
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<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td></td>
<td>2013: 23</td>
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<td>2</td>
<td>20</td>
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</tr>
<tr>
<td></td>
<td>2012: 16</td>
<td>1</td>
<td>2</td>
<td>40</td>
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<td>Robbery</td>
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<td>1</td>
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<tr>
<td></td>
<td>2013: 14</td>
<td>2</td>
<td>1</td>
<td>5</td>
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<tr>
<td></td>
<td>2012: 4</td>
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<td>2</td>
<td>4</td>
<td>N/R</td>
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<tr>
<td>Aggravated Assault</td>
<td>2014: 56</td>
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<td>11</td>
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<td></td>
<td>2013: 61</td>
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<td>33</td>
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</tr>
<tr>
<td></td>
<td>2012: 69</td>
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<td>27</td>
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<tr>
<td>Burglary</td>
<td>2014: 20</td>
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<td>2013: 11</td>
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<td>4</td>
<td>26</td>
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<tr>
<td></td>
<td>2012: 9</td>
<td>0</td>
<td>6</td>
<td>26</td>
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<tr>
<td>Motor Vehicle Theft</td>
<td>2014: 6</td>
<td>1</td>
<td>1</td>
<td>0</td>
<td>0</td>
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<tr>
<td></td>
<td>2013: 3</td>
<td>1</td>
<td>2</td>
<td>1</td>
<td>N/R</td>
</tr>
<tr>
<td></td>
<td>2012: 3</td>
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<tr>
<td>Arson</td>
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<td></td>
<td>2012: 9</td>
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<td>6</td>
<td>26</td>
<td>N/R</td>
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</table>
### UC BERKELEY MAIN CAMPUS, BERKELEY, CA

<table>
<thead>
<tr>
<th>Offense</th>
<th>On Campus</th>
<th>Student Housing*</th>
<th>Noncampus Building or Property</th>
<th>Public Property</th>
<th>Unfounded Crimes*****</th>
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<tbody>
<tr>
<td><strong>VAWA-COVERED OFFENSES</strong></td>
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<td>Dating Violence</td>
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<tr>
<td></td>
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<td>1</td>
</tr>
<tr>
<td></td>
<td>2012</td>
<td>N/R</td>
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<td>N/R</td>
<td>N/R</td>
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<tr>
<td>Domestic Violence</td>
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<td>5</td>
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<tr>
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<tr>
<td>Stalking</td>
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<td>1</td>
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<tr>
<td></td>
<td>2012</td>
<td>N/R</td>
<td>N/R</td>
<td>N/R</td>
<td>N/R</td>
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</table>

### Arrests & Referrals for Selected Violations

<table>
<thead>
<tr>
<th>Offense</th>
<th>On Campus</th>
<th>Student Housing</th>
<th>Noncampus Building or Property</th>
<th>Public Property</th>
<th>On Campus</th>
<th>Student Housing</th>
<th>Noncampus Building or Property</th>
<th>Public Property</th>
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<tr>
<td>Liquor Law Violations</td>
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<td></td>
<td>2012</td>
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<td>Drug Abuse Violations</td>
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<td></td>
<td>2013</td>
<td>180</td>
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<td>12</td>
<td>49</td>
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<td>40</td>
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<td>2012</td>
<td>180</td>
<td>6</td>
<td>4</td>
<td>47</td>
<td>107****</td>
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<td>Illegal Weapons Possession</td>
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<td>31</td>
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<td>4</td>
<td>4</td>
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<td>1</td>
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</table>

*The "Student Housing" numbers are a sub-set of the "On Campus" statistic.
**N/R means the statistic was not required by the Clery Act in a particular year or for a specific crime category.
***In 2014, one incident of stalking involved 7 victims.
****In 2012, Residential Living miscounted Disciplinary Action for liquor law violations and drug abuse violations. This oversight created higher statistics in both categories. The Department has corrected the statistical collection process, resulting in accurate, but fewer incidents for 2013 and 2014.
*****Beginning for reporting year 2014, the Clery Act requires institutions to disclose crimes that the "sworn law enforcement" determine are unfounded. The Berkeley Police Department was only able to give us unfounded numbers for sexual assaults for 2014.
1 In 2015 we were informed by the Department of Education that if a civil citation is issued under California state law for possession of less than an ounce of marijuana there is no arrest statistic under Clery. In the 2014 statistics for drug arrests we have not included civil citations for marijuana possession. This has drastically reduced the number of drug arrests as compared to previous years.
<table>
<thead>
<tr>
<th>Offense</th>
<th>On Campus</th>
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<th>Noncampus Building or Property</th>
<th>Public Property</th>
<th>Unfounded Crimes***</th>
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<tr>
<td><strong>CRIMINAL HOMICIDE</strong></td>
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<tr>
<td>Murder and Nonnegligent Manslaughter</td>
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</tr>
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<tr>
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<td>Negligent Manslaughter</td>
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### VAWA-COVERED OFFENSES

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<th>Offense</th>
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<th>Noncampus Building or Property</th>
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<th>Unfounded Crimes***</th>
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*The "Student Housing" numbers are a sub-set of the "On Campus" statistic.

**N/R means the statistic was not required by the Clery Act in a particular year or for a specific crime category.

***Beginning for reporting year 2014, the Clery Act requires institutions to disclose crimes that the "sworn law enforcement" determine are unfounded. The Berkeley Police Department was only able to give us unfounded numbers for sexual assaults for 2014.

### Arrests & Referrals for Selected Violations

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<tr>
<th>Offense</th>
<th>On Campus</th>
<th>Student Housing</th>
<th>Noncampus Building or Property</th>
<th>Public Property</th>
<th>On Campus</th>
<th>Student Housing</th>
<th>Noncampus Building or Property</th>
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There were no reported Hate Crimes for 2012, 2013 and 2014

*The "Student Housing" numbers are a sub-set of the "On Campus" statistic.

**N/R means the statistic was not required by the Clery Act in a particular year or for a specific crime category.

***Beginning for reporting year 2014, the Clery Act requires institutions to disclose crimes that the "sworn law enforcement" determine are unfounded. The Berkeley Police Department was only able to give us unfounded numbers for sexual assaults for 2014.
## HATE CRIME STATISTICS

### 2014: 12 REPORTED HATE CRIMES

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<th>CRIME</th>
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<td>1 On-Campus</td>
<td>Robbery</td>
<td>Sexual Orientation</td>
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<td>Vandalism</td>
<td>Sexual Orientation</td>
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<td>1 On-Campus</td>
<td>Aggravated Assault</td>
<td>Race</td>
</tr>
<tr>
<td>1 On-Campus</td>
<td>Vandalism</td>
<td>Race</td>
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<td>1 On-Campus</td>
<td>Vandalism</td>
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<td>2 On-Campus</td>
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<td>Simple Assault</td>
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### 2013: 9 REPORTED HATE CRIMES

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### 2012: 9 REPORTED HATE CRIMES

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