



LORAS COLLEGE

Disclosure of Campus Security And Campus Crime Statistics 2006

To comply with all of the requirements of the Jeanne Clery Disclosure Of Campus Security Policy and Campus Crime Statistics Act, Loras College publishes an annual report containing the following information.

- How to report criminal actions or other emergencies occurring on or near campus.
- Policies regarding security of, access to, and maintenance of campus facilities, including campus residences
- A description of the geographical reporting area for Loras College
- Details about the Department of Campus Safety and Security's authority and how that department works with state and local police agencies. Policies that encourage accurate and prompt reporting of all crimes to the Safety Department and the appropriate police agencies also are included.
- A policy to assist monitoring and recording through local police agencies of criminal activity by students at off-campus locations of events sponsored by recognized student organizations
- A description of the type and frequency of programs to:
 1. Inform students and employees about campus security procedures
 2. Encourage students and employees to be responsible for their own security and the safety of others
 3. Inform students and employees about the prevention of crimes
- A statement of policy regarding the College's campus sexual assault prevention programs and procedures to follow should a sex offense occur
- Statistics concerning the occurrence on campus of particular criminal offenses including those that manifest evidence of prejudice based on race, religion, sexual orientation, or ethnicity, as prescribed by the Hate Crimes Statistics Act
- A description of available drug and alcohol abuse education programs, including appropriate policy statements
- Statistics concerning the number of arrest or disciplinary referrals for liquor-law violations, drug abuse violations, and weapons possession, including these same crimes that manifest evidence of prejudice as prescribed by the Hate Crimes Statistics Act

A. DEPARTMENT OF CAMPUS SAFETY AND SECURITY

It is the mission of the Department of Campus Safety and Security to assist in every way possible in providing a safe and secure atmosphere that is conducive to the educational process. However, the participation of the entire campus community is necessary in order to achieve the safest campus possible. Each segment of the campus community must cooperate not only with each other but also with area law enforcement agencies.

The Department of Campus Safety and Security is located in Room 473 on the Fourth Floor in the Alumni Campus Center. On campus, the Department can be reached by phone at extension 7114 or 0. Off campus, the Department can be reached by calling

(563) 588-7114. The Department consists of 11 full-time and 6 part-time employees. The Department is staffed 24 hours a day, 365 days each year.

The Loras College Campus falls into the jurisdiction of the Dubuque Police Department, the Dubuque County Sheriff's Department and the Iowa Division of Public Safety. The Department of Campus Safety and Security maintains a very positive and open relationship with each of these agencies. The appropriate authorities assist the Department in campus crime investigation. The Campus Safety and Security Department monitors and records, through local police crime data, off campus events sponsored by recognized student organizations. Extensive security officer training on both an annual and on-going basis occurs with regard to emergency medical situations (CPR and first aid), fire prevention, evacuation plans, disaster recovery plans, asset protection, risk management, student issues, and other student and employee safety matters.

The Department of Campus Safety and Security and other departments provide several security programs including on-campus escort service; the lost and found department; and student education on fire safety, personal safety, credit card theft, alcohol programs and drug programs.

Since Loras College is private, no member of the Department of Campus Safety and Security possesses arrest authority. Loras College does, from time to time, hire police officers with full arrest authority (Dubuque County Sheriff deputies and Dubuque Police Department officers) to assist in activities and functions at the College.

B. REPORTING CRIMES

1. Importance of reporting: Crime prevention cannot take place without the assistance of the Loras College Community. The prompt reporting of crimes and suspicious behavior as well as cooperating with the authorities during the investigation of crimes or offenses is encouraged. Your cooperation can aid us in preventing others from being victimized. The Department of Campus Safety and Security will assist anyone in filing a report with law enforcement agencies.

2. Reporting Policies: In the event that you receive criminal or emergency information, you are encouraged to promptly contact local authorities as well as the Department of Campus Safety and Security by dialing extension 7114 or 0 or, if you are off-campus, by dialing (563) 588-7100. By reporting such information to the Department of Campus Safety and Security, patterns are sometimes developed, aiding us and preventing others from becoming victimized.

3. Confidential Reports: Should you be the victim of a crime which you do not chose to report, confidential assistance is available. The Loras College Wellness and Counseling Center and the Health Center are not required by the Clery Act to inform Loras College authorities when a crime is reported to them. However, these departments are encouraged to report limited information to the Department of Campus Safety and Security on a confidential basis so that the College may better evaluate the need for a campus safety alert and disclose the most accurate information available in its annual report. Only

information relating to the nature of the crime and its location is provided to the Department of Campus Safety and Security. The identity of victims and witnesses will remain confidential.

4. Emergencies: In the event of an emergency, the police should be contacted immediately. 911 telephone service is in effect for the entire city of Dubuque.

Emergency medical care is provided at all hours at both Finley Hospital, phone number (563) 582-1881, and Mercy Medical Center – Dubuque, phone number (563) 589-8000.

In the event of a campus emergency or disaster, the Crisis Management Team is activated and all directives and information is disseminated from headquarters of that team. The College has developed an extensive plan to cope with such situations if they develop.

5. Non-Emergencies: Reports should be directed to the respective police agency which has authority to file criminal charges in the geographical area in which a crime was committed. In addition, crimes occurring on or around campus should also be reported to the Department of Campus Safety and Security.

6. Additional Services Provided: Loras College provides or otherwise supports post-emergency and post-crime counseling services for students, staff, and faculty members. Among the departments which provide such services are the following:

(a) Loras College Wellness and Counseling Center

Alumni Campus Center Room 582
855 Loras Blvd.
Dubuque, IA 52004
(563) 588-7650
(563) 588-7100 (Emergency)

(b) Rape Victim Advocacy Program

(800) 284-7821 (State Wide Hot Line)
Referrals to:
Riverview Center, Inc. Sexual Assault
Prevention and Intervention Services
2600 Dodge St.
Dubuque, IA 52001
(563) 557-0310

(c) Catholic Charities

1229 Mt. Loretta
Dubuque, IA 52003
(563) 588-0558

(d) Crisis Line

(563) 588-4016

(e) YMCA Domestic Violence Program

35 N. Booth
Dubuque, IA 52001
(563) 556-1100

(f) Substance Abuse Service Center

270 Nesler Center
799 Main Street
Dubuque, IA 52001
(563) 582-3784

In addition, the Dubuque County Attorney's Office maintains a full-time victim/witness coordinator who assists students, staff, faculty and other citizens who are crime victims during and after the criminal prosecution.

C. SECURITY OF CAMPUS FACILITIES

1. General Access to College Buildings: Loras College is a private institution of higher learning. At certain hours of the night, only authorized personnel are permitted in many areas of the college. Most buildings open to the public are closed and locked after regular business hours.

2. Access to Residence Hall Buildings: Loras College uses a computerized card access system in each of the residence halls. In an attempt to eliminate outside doors from being propped open, Loras College has installed electromagnetic locks on the exterior doors of each of the four main residence halls as well as the Graber Sports Center and the San José Pool. Once activated, these locks will not allow access to the building without the proper access card. Entry must be made at an entrance with a card reader. Each door is individually alarmed so that security staff will be able to immediately respond to the precise area involved. The electromagnetic locking system is operated in conjunction with the fire alarm system so that when an alarm is sounded, all of the locks in that particular building release allowing the doors to be used as emergency exits. Report all lost access cards immediately to Campus Safety and Security so they can be deactivated.

Within a residence hall, each room door may be locked. Each resident is advised to keep the room door locked at all hours of the day. Residents are held responsible for the conduct of their guests. At least one trained staff member is on duty 24 hours a day. Depending upon the rules of each particular floor, visitation by members of the opposite sex may be limited to certain hours of the day.

Unauthorized individuals found within residence halls are subject to college discipline and arrest by local authorities.

3. Access to Academic Buildings: The Department of Campus Safety and Security routinely checks these buildings which are closed during non-business hours to ensure they remain locked. Each building has a scheduled time to be secured and only authorized staff members are issued keys to secured buildings.

4. Physical Environment: At Loras College, all aspects of the physical environment are regularly assessed for safety. Such activity includes monthly inspections of all fire alarm systems, fire extinguishers, door alarming systems and daily inspections of lighting of the campus. Loras College has developed specific policies and procedures for disaster recovery and displacement of residents along with an extensively developed evacuation plan.

Residence halls are equipped with fire alarming systems. These alarms both signal into the Information Center (staffed 24 hours) and provide an audible alarm in the affected residence hall. Two of the residence halls (Visitation Complex and Byrne Oaks Complex) are equipped with automatic sprinkler systems. Academic buildings are also equipped with fire alarming systems. These alarms both signal into the Information Center (staffed 24 hours) and provide an audible alarm in the affected building.

Loras College also has an "enhanced 911 system" operating on campus. A call to 911 automatically alerts the Department of Campus Safety and Security that a call has been made, allowing for a quick response by not only the police and fire department, but also the Department of Campus Safety and Security.

5. Monitoring College Property: Members of the Department of Campus Safety and Security monitor the campus 24 hours a day, 7 days a week. The frequency and intensity of monitoring increases during the night time hours. Many campus pathways remain lighted throughout the night. Campus lighting is inspected daily. Maintenance crew members routinely replace lights, trim shrubbery and remove snow, ice and other debris from pathways and parking lots.

D. CAMPUS LAW ENFORCEMENT

1. Arrest Authority: Since Loras College is private, no member of the Department of Campus Safety and Security possesses arrest authority. Loras College does, from time to time, hire police officers with full arrest authority (Dubuque County Sheriff deputies and Dubuque Police Department officers) to assist in activities and functions at the College.

2. Officer Training: Each member of the Department of Campus Safety and Security receives training on an annual and on-going basis relative to emergency medical situations (CPR and first aid certifications); fire prevention; evacuation plans; disaster recovery plans; asset protection; risk management; student issues and student and employee safety.

3. Interagency Relationships: The campus is located within the city of Dubuque and Dubuque County. Accordingly, Loras College falls into the jurisdiction of the Dubuque Police Department, the Dubuque County Sheriff's Department and the Iowa Division of Public Safety.

The Campus Safety and Security Department maintains a very positive and open relationship with each of these agencies. The appropriate authorities assist in campus crime investigation and prosecution.

4. Weapons Policy: It is a violation of College rules and regulations to possess firearms, fireworks, explosives, ammunition, knives, bows and arrows, or other weapons capable of inflicting personal injury anywhere on campus or on one's person while attending any event sponsored by Loras College.

5. Drug Policy: It is a violation of College rules and regulations to possess, use or sell any illegal drugs especially on or near campus. Loras College works very closely with the Iowa Drug Task Force, the Dubuque Police Department and other state and federal agents.

Let it be very clear, Loras College will not tolerate any drug activity.

In compliance with the Drug-Free Work Place Act of 1988 and the Drug-Free Schools and Communities Act Amendments of 1989, Loras College prohibits the unlawful possession, distribution or dispensing of drugs and alcohol by students and employees on college property or as any part of College activities.

The College provides ongoing drug and alcohol education about the dangers of drug and alcohol use and abuse. A list of local drug and alcohol counseling services is maintained in the Loras College Wellness and Counseling Center which is staffed by qualified professionals who make confidential assessments and referrals for drug and alcohol abuse problems.

6. Loras College Alcohol Policy

A. College Philosophy Regarding Alcohol

As a Community, Loras College will strive to:

- Advocate healthy and safe choices
- Embrace responsibility
- Cultivate respect
- Challenge each other to be people of integrity

Loras College is committed to providing a quality education and work environment where every student and employee has the right to work, learn, and live in an environment free from the negative effects of alcohol and other drug use. The College recognizes that the decision to use alcohol is a personal choice; however, this choice must be made in accordance with federal, state, and local laws regarding the use of alcohol. The legal age for consumption of alcohol in the state of Iowa is 21. As a result, Loras College will partner with local law enforcement to uphold and enforce all laws, ordinances, and college policies regarding alcohol use. Therefore, it is the policy of Loras College to prohibit the unlawful use, sale, distribution, transfer, or possession of

alcoholic beverages. Loras College prohibits the lawful consumption of alcohol when it might impair an individual's academic or work performance, or pose a hazard to the individual, public, students, or employees of the College on its property or at any of its activities.

In compliance with the Drug-Free Work Place Act of 1988 and the Drug-Free Schools and Communities Act Amendments of 1989, Loras College prohibits the unlawful possession, distribution or dispensing of drugs and alcohol by students and employees on college property or as any part of college activities. All Loras College Community Members are responsible for abiding by the College Alcohol Policy found in the faculty, staff, and student handbooks.

The Loras College Alcohol Policy is also accessible electronically, found within the *Student Handbook*, and posted on the Student Development Webpage.

B. College Alcohol Policy

In order to provide a healthy living and learning environment, members of the Loras College community are expected to comply with the following policy regarding alcohol use:

1. There is NO ALCOHOL permitted (regardless of student age) in the traditional residence halls: Beckman, Binz, Keane, Rohlman and the Visitation. Students, (regardless of age), may not possess and/or display empty alcohol containers (cans, bottles, displays, highlighter displays, cases, bong, keg caps, etc.). Containers will be considered evidence of use and/or consumption and may be confiscated. Bars or any bar-type structures are not permitted in any housing.
2. Students of legal age residing in Byrne Oaks, the New Apartment Complex, and campus houses will follow College standards (including state laws) relating to alcohol use. Underage students residing in alternative housing are expected to comply with College and federal regulations regarding alcohol use. Display of empty alcohol containers (cans, bottles, displays, highlighters, displays, cases, bong, keg caps, etc.) may be considered evidence of misuse and may be confiscated. Bars or any bar-type structures are not permitted in any housing.
3. Students may not purchase, provide or make alcohol available to underage students and/or their guests.
4. College funds/student organization funds may not be used to purchase alcohol at any on or off campus event.
5. Public Intoxication is not considered a responsible contribution to the community and therefore is inconsistent with the mission of the college. Public intoxication is considered a violation of college policy and is defined as: a person who, having consumed alcoholic beverages, experiences a loss of the normal use of his or her mental and/or physical faculties. This includes, but is not limited to, slurred

- speech, loss of motor coordination, aggression, loss of memory, or abusive behavior.
6. Underage students and their guests may not be present in a room where alcohol is present.
 7. Loras College prohibits the possession or use of intoxicants in public areas and at student sponsored activities except as expressly recommended by the Programming Board to the Vice President for Student Development for his/her consideration and approval, with final approval coming from the College President. Public areas include, but are not limited to such areas as: the Fieldhouse, stadium, campus grounds, playing fields, parking lots and in all public meeting rooms; entrance, corridor, lounge or rest room of the residence hall public area; in academic areas or the Academic Resource Center; or in off-campus venues where the College is hosting an event.
 8. Kegged (tapped) beer, other common containers of alcohol (eg. Punch), and other large quantities of alcohol are prohibited in all campus housing. The alcoholic beverages and their containers will be confiscated, will not be returned to the violators, and judicial action may be taken. At any time such items are present in alternative housing, the rental agreement will be cancelled immediately.
 9. Any games, activities, or equipment that promotes the excessive use of alcohol (e.g. beer pong or beer pong tables, drinko games, and other items similar in nature) are not permitted on college property.
 10. Per the *Student Handbook*, the College reserves the right to adjudicate off-campus behavior.
 11. A person is also considered to be in violation of the College's standards on alcohol use if his or her personal alcohol consumption infringes upon the rights of other persons or property, or when alcohol use causes a student or employee to represent the college in a manner that is inconsistent with the mission of the institution.

Sanctioning Information Pertaining to Violations of the Alcohol Policy

Sanctions External to the College

- A. Possession of alcoholic/intoxicating beverages by someone under 21 years is a misdemeanor punishable by imprisonment in the county jail for not more than 30 days, a fine not to exceed \$100 or both. There are also state laws concerning driving under the influence of alcohol, charging money for alcohol without a liquor license, and using a false driver's license to obtain beer or other alcoholic beverages. Depending upon the number of previous convictions or gravity of the circumstances, you may be charged with a felony or misdemeanor for such an offense. It is most

likely that you will also forfeit your driving privileges in the event you are convicted of such an offense.

State of Iowa legislation reads, in part:

“No person shall sell, give or otherwise supply alcoholic liquor or beer to any person knowing or having reasonable cause to believe said individual to be under legal age, and no person or persons under legal age shall individually or jointly have alcoholic liquor or beer in his/her or their possession or control; except to the extent that a person under legal age may handle alcoholic beverages and beer during the regular course of his/her employment by a liquor control licensee or beer permitted under this chapter.” (Code of Iowa, Section 123.47)

“No person shall sell, dispense or give to any intoxicated person, or one simulating intoxication, any alcoholic liquor or beer.” (Code of Iowa, Section 123.49)

“Any person who violates any of the provisions of section 123.49 shall be “Guilty of a simple misdemeanor.” (Code of Iowa, Section 123.50)

- B. There are also Dubuque ordinances similar to those described above. If drugs are involved, the city will, most likely, defer to the state or federal authorities because their penalties are more severe. If alcohol is involved, an individual may be convicted of violating both local and state law and punished according to both laws.

Courts do not excuse individuals convicted of these offenses from a prison sentence to go to college or work. A conviction for such an offense is a serious blemish on the student’s record which could prevent the individual from entering many careers or obtaining certain jobs.

Further information regarding these local, state and federal laws may be found in the Campus Safety and Security Office and the Student Life Office where copies are available to students and employees. Students and employees are encouraged to review this information. The above-referenced examples of penalties and sanctions are based on the relevant laws at the time of adoption of this policy statement. Such laws are, of course, subject to revision or amendment by way of the legislative process.

Sanctioning Information Internal to the College

- a. Students

Loras College recognizes that with rights come responsibilities. With this in mind, the following sanctioning information outlines how students who violate the alcohol policy will be held accountable. The examples given are not to be interpreted as all-inclusive.

Student Life Office

Standard College's Response to Alcohol Violations
Alcohol Flow Chart

DESCRIPTION OF VIOLATIONS

These apply to all students regardless of age or location of incident.

MINOR VIOLATIONS Underage possession or consumption of alcohol; drinking in public/non-approved locations (any age); being present at a location where alcohol is being consumed and where it is a violation to possess alcohol (i.e. traditional halls).

SERIOUS VIOLATIONS Student exhibits any of the following behaviors: Staggering disorderly conduct, vandalism, verbally disruptive, fist fights, intoxication, vomiting but coherent and conscious, consumption of large quantities of alcohol regardless of physical appearance, or a second minor violation, or a second off campus arrest.

SEVERE VIOLATIONS Student exhibits any of the following behaviors: Vomiting and/or incoherent, unconscious, needed or received medical attention (including treatment by EMTs and/or a visit to the hospital), lost control of bodily functions, memory loss, a pattern of alcohol abuse, possession of kegs or other bulk or common source containers, or repeated minor or serious alcohol violation, or a third off campus arrest.

Standard Minimum Responses

These are **recommended** minimum sanctions. More severe sanctions may apply to individuals who have a prior judicial file, and/or where there are additional policy violations of other behavior standards.

FIRST OFFENSE

Minor:

- \$75 fine
- Written reprimand
- Alcohol.edu course and follow up meeting

Serious:

- \$100 fine
- Disciplinary probation (up to 8 weeks)
- Parents/legal guardian notified via letter if student is under the age of 21
- Alcohol Decisions Group course

Severe:

- \$150 fine
- Disciplinary probation (up to 16 weeks)
- Deferred cancellation of housing
- Referral for on-campus assessment and a three-night education course
- Parents/legal guardian are notified via letter if student is under the age of 21

SECOND OFFENSE

Minor:

- \$100 fine
- Disciplinary probation (up to 8 weeks)
- Parents/legal guardian notified via letter if student is under the age of 21
- Alcohol Decisions Group course

Serious:

- \$150 fine
- Disciplinary probation (up to 16 weeks)
- Deferred cancellation of housing
- Referral for on-campus assessment and three-night education course
- Parents/legal guardian are notified via letter if student is under the age of 21

Severe:

- Recommend suspension or expulsion to the College Hearing Board
- OR
- Parent/guardian letter if student is under the age of 21 and referral to off-campus assessment agency and complete required treatment

THIRD OFFENSE

Minor:

- \$150 fine
- Disciplinary probation (up to 16 weeks)
- Deferred cancellation of housing
- Referral for on-campus assessment and three-night education course
- Parents/legal guardian notified via letter if student is under the age of 21

Serious:

- Recommend suspension or expulsion to the College Hearing Board
- OR
- Parent/guardian letter if student is under the age of 21 and referral to off-campus assessment agency and complete required treatment

Severe:

- Recommend suspension or expulsion to the College Hearing Board
- OR
- Parent/guardian letter if student is under the age of 21 and referral to off-campus assessment agency and complete required treatment

b. Employees

The Office of Human Resources is responsible for investigating and addressing any alleged employee violations of the College Alcohol Policy.

Drug/Alcohol Counseling and Rehabilitation Programs

The Counseling Center has drug/alcohol counseling and rehabilitation programs for students and employees, respectively. Should these programs not meet an individual's needs, there also are other programs offered throughout the community. A number of such programs are listed below. Seeking help from, being referred to or from these services is confidential, and will not, alone, result in disciplinary action. Individual privacy will, of course, be maintained in any counseling/rehabilitation process.

National Resources

- A. National Institute on Drug Abuse – Information and Referral Line
1-800-662-HELP
M-F, 8:30 a.m.-4:30 p.m.
- B. National Council on Alcoholism
1-800-622-2255
24 hours a day
- C. Substance Abuse Information and Treatment Referral
1-800-662-HELP
www.drughelp.org
- D. Reach-Out Hotline
(alcohol, drug crisis intervention, mental health and referral)
1-800-522-9054

Loras College/Dubuque Resources regarding substance abuse

- A. Counseling Center
563-588-7650
582 Alumni Campus Center
Loras College
- B. Loras College Health Center
563-588-7142
474 Alumni Campus Center
Loras College
- C. Substance Abuse Services Center
563-582-3784
270 Nesler Centre
Dubuque, IA 52001
- D. Turning Point Treatment Center
563-589-8925
Mercy Health Center
250 Mercy Drive
Dubuque, IA 52001

E. Alcoholics Anonymous—Dubuque Area Intergroup
563-557-9196
24-Hour Referral Service
1593 Main Street
Dubuque, IA 52001

E. SECURITY AWARENESS PROGRAMS

1. General Purpose: Loras College undertakes programs designed to maintain and improve awareness on the subject of safety and security and encourages students, staff and faculty to take an active role in the deterrence of crime. This is accomplished through a variety of means, mainly programs put on by the Department of Campus Safety and Security and Student Life.

2. General Sources of Information: By state law, certain information regarding crimes is public information, including the date, time, specific location, immediate facts of a crime, the name and address of a person arrested, and the nature of the criminal charge. Daily police arrest reports are published in the Telegraph Herald. Loras College maintains campus safety awareness information in Department of Campus Safety and Security.

Safety alerts are issued any time a report is received in the office of Campus Safety and Security where a continued danger may exist. These alerts are distributed by e-mail and bulletins are posted in all residential buildings, academic buildings, and the Alumni Campus Center. Postings are placed in conspicuous areas and at the entrances to all buildings.

3. Educational Programs: Each year, both Campus Safety and Security and Student Life present programs relative to student safety. Depending on availability, special speakers are brought to campus to educate students, faculty and staff. These programs are presented in residence halls and for the general Loras Community.

Due to the changing calendar of campus activities over the course of a year, the number of security programs presented varies from month to month. Among the prevention programs regularly offered are date rape awareness workshops in the residence halls and Greek system; safety awareness; SafeRide service; and fire drills in the residence halls conducted by the Campus Safety and Security Department. In the residence halls, formal and informal programming is provided to residents on topics related to crime prevention.

F. SEXUAL ASSAULT POLICY AND PROGRAMS

Sexual Assault Policy

Loras College is committed to maintaining an environment that is free from the physical and emotional threat of sexual assault. The College will assist in an investigation and promptly see to an equitable resolution of all allegations of sexual assault. The College's

goal is to protect its students from all sexual assault and to aid those students who have survived sexual assault.

Sexual Abuse

Sexual Abuse: Any sexual act between persons (including: non-consensual sexual intercourse (rape); non-consensual sexual contact (sexual assault) and sexual exploration) is sexual abuse by either one when the act is performed with the other participant in any of the following circumstances:

1. The act is done by force or against the will of the other. If the consent or acquaintance of the other is procured by threats of violence toward any person or if the act is done while the other is under the influence of a drug-induced sleep, or is otherwise in a state of unconsciousness, or the act is done against the will of the other.
2. When the victim is incapable of giving consent because he or she suffers from a mental defect or incapacity or lacks the mental capacity to know the right and wrong of conduct in sexual matters.
3. The other person is a child.

Consent is informed, through mutually understandable words, which indicate a willingness to participate in mutually agreed upon sexual activity. Furthermore, at any time during consensual sexual activity, a person may refuse to continue further with any sexual activity. From the point of refusal; previous consent is rendered invalid.

State of Iowa Statute

The State of Iowa defines incapacitation as meaning a person is disabled or deprived of ability, as follows:

- “Mentally incapacitated” means that a person is temporarily incapable of apprising or controlling the person’s own conduct due to the influence of a narcotic, anesthetic, or intoxicating substance.
- “Physically helpless” means that a person is unable to communicate an unwillingness to act because the person is unconscious, asleep, or is otherwise physically or mentally limited.
- “Physically incapacitated” means that a person has a bodily impairment or handicap that substantially limits the person’s ability to resist or flee.

The State of Iowa and Loras College use the following sexual abuse definition. Sexual abuse is considered a felony as defined in Section 709 of the Iowa State Code.

Sexual assault is considered first-degree sexual abuse under Iowa law. Sexual assault is defined as forced penetration of the vagina, anus or mouth with a finger, penis or any other object. Although the term “rape” is used in this policy and in other educational material, the Iowa legal system uses the umbrella term of sexual abuse and sexual assault, and not the specific term “rape,” when cases are taken to court.

Sexual assaults occur on a broad continuum and include—criminal behaviors endangering another/other persons. They range from verbal assaults to rape. Loras

College takes a very strong stance against acts of violence by a member of our community. Students found responsible of sexual assault can expect strong disciplinary actions by the College. Any community member with knowledge of any incidents of sexual assault should report them to the Campus Safety and Security Office and Dubuque Police Department. It is recommended and encouraged that a survivor seek confidential counseling.

Sex Under the Influence

As outlined above, consenting sex recognizes sober, verbal communication, free of threats or other coercion. College policy recognizes that someone who is under the influence of drugs and/or alcohol is unable to give consent.

Survivor Rights

A student who is a survivor of a sexual assault is guaranteed the following rights:

1. The right to meet with Loras College staff privately, to register the complaint.
2. The right to be free from any pressure from campus personnel to:
 - Report crimes if the survivor does not wish to do so
 - Report crimes as lesser offenses than the survivor perceives the crime to be
3. The right to not release your name to the public or to the press.
4. The right to not be prejudged or blamed for what occurred.
5. The right to be treated with courtesy, sensitivity, dignity, understanding and professionalism.
6. The right to speak to a female or male staff member about the incident.
7. The right to have help in arranging for any hospital treatment or other medical needs.
8. The right to have the College privately contact counseling, safety, advising and other available resources.
9. The right to have an advocate/advisor present during the hearing proceedings.
10. The right to an explanation of the complaint procedures for sexual assault violations.
11. The right to participate or not participate in campus disciplinary proceedings regarding a sexual assault incident.
12. The right to speak in a disciplinary proceeding.
13. The right to privacy with regard to past sexual/relationship history during campus disciplinary proceedings.
14. The right to be kept up-to-date on the progress of the investigation of the case.
15. The right to have College officials answer questions and explain the systems and processes involved.
16. The right that the College will consider your case seriously regardless of your gender or sexual orientation, and regardless of the gender or sexual orientation of the suspect.

Relevant Procedures And Information Regarding An Assault:

- Contact a resident assistant, hall director, security officer, faculty member or staff member.
- Do not wash, douche, shower or launder your clothes after an assault, as that could result in destroying evidence.

- Report to a hospital emergency room as soon as possible for treatment and evaluation.
- Cooperate with police and/or campus officials who will contact you for information to proceed with the case.
- Contact the Loras College Wellness and Counseling Center and to receive assistance from a trained advocate.
- A person accused of assault while residing in campus housing residence hall may be relocated or may be asked to leave College housing pending investigation of the complaint.
- All students have a right to campus housing free of sexual or physical intimidation.
- If allegations of sexual assault are, through investigation, demonstrated, appropriate action for the complaint will be taken up to expulsion. (Title VII, Pub. L. 88-352, 78 Stat.253 (42 U.S. C 2000e et sez.)
- The College has a number of Mandatory Reporters. These individuals, by law, must report any incident for the College to be in compliance with the Jeanne Clery Act. Mandatory Reporters include:
 - Residence Life staff
 - Safety staff
 - Advisors to Clubs and Organizations
 - Director of Athletics and team coaches

Retaliation

Retaliation against or harassment of any person involved in a complaint of sexual assault will not be tolerated. This includes but is not limited to the complainant, respondent, the investigator, witness, or member of the hearing board. A person found engaging in this behavior may be in violation of College Policy. In addition, a person encouraging others to retaliate may also be held accountable to College policy.

Reporting a Sexual Assault

A survivor of a sexual assault may report the assault to Loras College officials, appropriate law enforcement agencies, or both. Loras College officials will assist the survivor with reporting an assault if you request assistance.

Reports of sexual assault may be made to the Department of Campus Safety and Security (7114 or 0); Area Coordinator, Health Center, Counseling Center or other College reporting authorities.

Reports of sexual assault may be made to law enforcement authorities by calling the Dubuque Police Department if the assault occurred within the City of Dubuque. If the assault occurred in another area of Dubuque County, call the Dubuque County Sheriff's Department. Both Departments can be reached by dialing 911.

College Hearing Board Process

The College Hearing Board will hear issues of sexual misconduct. The composition of the board is described later in this document. The College Hearing Board will receive training specific to hearing cases of alleged sexual misconduct.

Advocacy and Counseling Resources

Any survivor of a sexual assault has a right to counseling referral from the Loras College Counseling Center and to receive assistance from a trained advocate. The following counseling resources are available to students, faculty and staff who have been assaulted:

- (a) Loras College Counseling Center
Alumni Campus Center Room 582
855 Loras Blvd.
Dubuque, IA 52004
(563) 588-7650
(563) 588-7100 (Emergency)

- (b) Rape Victim Advocacy Program
(800) 284-7821 (State Wide Hot Line)
Referrals to:
Riverview Center, Inc. Sexual Assault
Prevention and Intervention Services
2600 Dodge St.
Dubuque, IA 52001
(563) 557-0310

- (c) Catholic Charities
1229 Mt. Loretta
Dubuque, IA 52003
(563) 588-0558

- (d) Crisis Line
(563) 588-4016

- (e) YMCA Domestic Violence Program
35 N. Booth
Dubuque, IA 52001
(563) 556-1100

- (f) Substance Abuse Service Center
270 Nesler Center
799 Main Street
Dubuque, IA 52001
(563) 582-3784

The following College department serves as a resource for anyone who has been assaulted:

- (a) Office of the Associate Vice President for Student Development and Dean of Students
(563) 588-7060

Disciplinary Action and Sanctions

Any student who is found responsible for sexual assault or sexual abuse will be disciplined up to and including expulsion.

All students have a right to campus housing free of sexual or physical intimidation. A person accused of sexual abuse or assault while residing in College housing may be relocated or may be asked to leave College housing pending investigation of the complaint. Similarly, survivors of sexual assault or abuse may request changes in their academic or living situations.

Both the accused and the accuser have the same right to have an advocate present during disciplinary hearings. The advocate is a faculty, staff, or peer who may advise the student on the preparation and presentation of the case and/or accompany the student to the hearing. The advocate may not present the case or summary of the case for the student or directly question any individuals involved in the hearing process. Both the accused and the accuser shall be notified of the final determination and any sanction of the disciplinary hearings.

A complete description of the disciplinary procedures and policies of Loras College can be found in the “Rights and Responsibilities” section of the *Student Handbook*.

Educational Programs

Each year, both Campus Safety and Security and Student Life Office present programs relative to student safety. Depending on availability, special speakers are brought to campus to educate students, faculty and staff. These programs are presented in residence halls and to the broader Loras Community.

G. LORAS COLLEGE GEOGRAPHICAL REPORTING AREA

Loras College reports statistics from all property owned by Loras College. This would include all of the College-owned houses and the Visitation Complex. We also report required statistical information that occurs on streets and sidewalks that are directly abutting Loras College property. Also included in our statistics would be the sidewalk on the east side of Alta Vista Street between Loras Boulevard and University Avenue due to the location of the Visitation Complex.

For purposes of the Clery Act, we define the campus to include the following properties:

Building	Address
Academic Resource Center	655 Loras

Alumni Campus Center	855 Loras Blvd.
Beckman Hall	1501 Henion
Binz Hall	1525 Henion
Byrne Oaks	850 Kirkwood
Christ the King Chapel	1500 Alta Vista
Coyne Field	1500 Cox
Faber-Clark Field	701 Loras Blvd.
Fieldhouse	1550 Alta Vista
Graber Sports Center	1815 Cox
Heitkamp Planetarium	1680 Alta Vista
Hennessy Hall	1600 Alta Vista
Hoffmann Hall	675 Loras Blvd.
Keane Hall	1450 Alta Vista
Maintenance Building	1450 Cox
New Apartments-East	1560 Henion
New Apartments-West	1580 Henion
Observatory	740 W. 17th
Power Building	755 Loras Blvd.
Rock Bowl Stadium	1690 Alta Vista
Rohlman Hall	1700 Alta Vista
San Jose Swimming Pool	1901 Cox
Smyth Hall	1640 Alta Vista
St. Joseph Hall of Science	1730 Alta Vista
Tennis Courts	750 W. 17th
The Visitation	900 Alta Vista
Wahlert Education Building	1660 Alta Vista

College-owned House Addresses

1870 Alta Vista
 1880 Alta Vista
 706 Angella
 726 Angella
 770 Angella
 655 W. 17th
 705 W. 17th
 725 W. 17th
 1381 Belmont
 1395 Belmont
 830 Kirkwood
 840 Kirkwood
 999 Kirkwood
 776 Loras
 810 Loras
 820 Loras
 830 Loras
 840 Loras
 860 Loras

870 Loras
880 Loras
548 May Place

DEFINITIONS

(a) Crime Definitions. The following are definitions of occurrences that must be reported to Campus Safety and Security and police:

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 or personal property of another

Criminal Homicide: Manslaughter by Negligence: The killing of another person through gross negligence

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

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

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

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

Motor Vehicle Theft: The theft or attempted theft of a motor vehicle

(b) Sex Offenses, Forcible: Any sexual act directed against another person, forcibly and/or against that person's will; or not forcibly or against the person's will where the victim is incapable of giving consent

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

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

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

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

(c) Sex Offenses, Non-forcible: Unlawful, non-forcible sexual intercourse

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

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

Total Crimes Reported For:	Loras Campus						Non-campus Building or Property			Public Property			Total			
	2004 Res	2004 Other	2005		2006		2004	2005	2006	2004	2005	2006	2004	2005	2006	
			Res	Other	Res	Other										
Offense Type (includes attempts)																
Murder	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Forcible Sex Offenses	1	0	2	0	0	0	0	0	0	0	0	0	1	2	0	0
Non-forcible Sex Offenses	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Robbery	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Aggravated Assault	0	0	1	1	1	0	0	0	0	0	0	0	0	2	1	1
Burglary	10	6	12	13	8	8	0	0	0	0	0	0	16	25	16	16
Arson	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Motor Vehicle Theft	0	1	0	0	0	0	0	0	0	0	0	0	1	0	0	0
Hate Crimes (by prejudices)																
Race	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Gender	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Religion	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Sex Orientation	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Ethnicity	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Disability	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

Number of Arrests/Referrals for College Disciplinary Action

Offense Type (includes attempts)	2004 Res	2004 Other	2005		2006		2004	2005	2006
			Res	Other	Res	Other			
Liquor Law Violations	12	2	4	97	1	0	14	101	1
Arrest	221	0	258	1	334	9	221	259	343
Referral									
Drug Law Violations	0	0	3	1	4	0	0	4	5
Arrest	17	3	4	0	2	0	20	4	2
Referral									
Weapons Law Violations	0	0	0	0	0	0	0	0	0
Arrest	0	0	0	0	0	0	0	0	0
Referral									