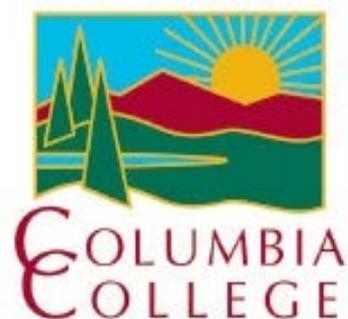
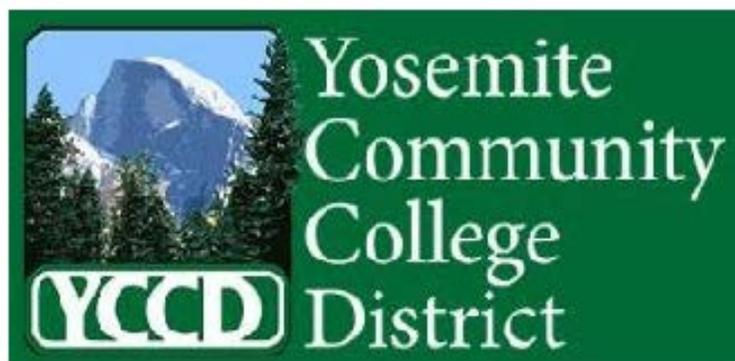


YOSEMITE COMMUNITY COLLEGE DISTRICT

2019

ANNUAL SECURITY REPORT AND FIRE SAFETY REPORT



INCLUDES CRIME STATISTICS 2016-2018

Yosemite Community College District

The Yosemite Community College District (YCCD) includes two comprehensive two-year colleges—Columbia College and Modesto Junior College—and a Central Services unit. The District includes all of two counties (Stanislaus and Tuolumne) and parts of four others (Calaveras, Merced, San Joaquin and Santa Clara). The Yosemite Community College District is one of 72 community college districts in the State of California. YCCD's two colleges are part of a 115-community college system, which is the largest system of public higher education in the world.

Modesto Junior College, situated in the central valley, is one of the oldest community colleges in the state, organized in 1921 to serve the first junior college district established under a State Legislature Enabling Act. Modesto Junior College was established to meet the needs of this agricultural and manufacturing community. Today the college strives to maintain the same objective—that of dedication and service to the community. Columbia College, established in 1968 and located in the Sierra Nevada Foothills, serves the local community whose economy is based on tourism and natural resources. The colleges of the district are deeply entwined in the communities they serve, providing higher education and transfer opportunities, career technical education, community education, and enrichment through many programs and services.

MISSION

The Yosemite Community College District is committed to responding to the needs of our diverse community through excellence in teaching, learning and support programs contributing to social, cultural, and economic development and wellness.



COLLEGE CAMPUS SAFETY AND SECURITY SUPERVISORS



Columbia College is committed to the well-being of our students, staff and community visitors. We hope your time spent here is both safe and rewarding.

Although Columbia College offers a beautiful environment and very low crime rate, no community will ever be totally risk free. All members of the campus community share a partnership and responsibility of maintaining a safe and healthy environment.

Through everyone's cooperation and vigilant efforts to ensure their own safety, Columbia College will continue to remain a beautiful and safe place to learn, work and visit.

Greg Elam, Campus Security Supervisor, CC

I want to thank you for taking the time to read the Campus Safety Crime and Fire Report (Annual Security Report (ASR)). The Modesto Junior College Campus Safety Department (Campus Safety) is committed to providing Yosemite Community College District with a safe environment conducive to the goals of education and research. Although reported crime at Modesto Junior College is relatively low, it is important for students to remember that we are not immune from criminal activity. Therefore, we share many of the crime and safety issues that exist in any city. In partnership with the community, we work to prevent crime and solve problems that affect students, faculty, and staff.

We all play a vital role in keeping the Modesto Junior College community safe. I encourage anyone to collaborate with us in creating a safe campus environment by becoming aware of and familiar with, the safety resources and information provided by Campus Safety. We hope you find the information in this report useful, and by taking the time to read and better understand Modesto Junior College's security and safety policies, you are taking an important step in keeping yourself and the entire Modesto Junior College community safe.

Bill Watt, Campus Security Supervisor, MJC



Annual Security Report 2019 Yosemite Community College District

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Clery Act

In 1990, congress enacted the Crime Awareness and Campus Security Act (Title II of Public Law 101-542) which amended the Higher Education Act of 1965 (HEA). This act required all postsecondary institutions participating in HEA's Title IV student financial assistance programs to disclose crime statistics and security information. Amendments to the act were made in 1992, 1998, 2000, and 2013. The 1998 amendment renamed the law Jeanne Clery Disclosure of Campus Security Policy and Campus Crimes Statistics Act in memory of a student slain in her dorm room in 1986, and is referred to as the Jeanne Clery Act or Clery Act.

The Violence Against Women Reauthorization Act of 2013 included the Campus Sexual Violence Elimination Act (Campus SaVE), which amends the Clery Act and affords additional rights to campus survivors of sexual violence, dating violence, domestic violence, and stalking.

The Clery Act provides students, their families and college faculty and employees with accurate, complete, and timely information about safety on campuses so that they can make informed decisions. The Family Educational Rights and Privacy Act (FERPA) permits such disclosures.

In compliance with relevant provisions of federal law, Yosemite Community College District (Modesto Junior College and Columbia College) is required to make policy and programmatic information available to the campus community.

The Disclosure of Campus Safety Policies and Campus Crime Statistics give information about these reports and additional material that may be of interest. The data contained in this report is for the calendar year January 1 through December 31, 2017, and includes the two prior years' statistics.

This report is available by October 1 each year and can be found on the Campus Safety webpage for each college and on the District's Title IX page under the Annual Security Report menu tab or by following the link:

https://www.yosemite.edu/title9/annual_security_report

Students are notified of the report availability via email, web site, and new student orientation. Faculty and employees receive similar notifications, either by e-mail or through campus mail. The ASR is also available on the Campus Safety Webpage of the individual Colleges.

<http://www.mjc.edu/adminservices/safety/>

<https://www.gocolumbia.edu/safety/>

You may request a printed copy of this report from Campus Safety, Monday through Friday from 8:00 a.m. to 5:00 p.m., excluding holidays. Prospective employees may obtain a copy of this report from the Human Resources office.

This information is provided because of our commitment to safety on campus, and in compliance with federal law: 20 U.S.C. Section 1092(f), the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (Clery Act). The Code of Federal Regulations (CFR) Title 34 CFR Title IV, the Higher Education Opportunity Act (HEOA) of 2008, and Yosemite Community College District (YCCD) Board Policy #3500.

These reports are intended to help you make good choices about your personal safety on campus.

PREPARING THE ANNUAL DISCLOSURE OF CRIME STATISTICS

The Annual Security Report (ASR) is prepared through a cooperative effort and review process by the District Title IX Civil Rights Coordinator, Campus Security Supervisor MJC, Campus Security Supervisor CC, and Campus Safety Administrative Secretary.

Campus Safety obtains statistics for this report from crime incident reports taken throughout the year. On-campus departments involved in the collection of data include the following: Human Resources, Student Services (CC) and Student Services (MJC), YCCD Title IX Civil Rights Office, Deans, Directors, and campus officials designated as Campus Security Authorities and local law enforcement agencies.

Law enforcement agencies involved in providing statistics may include the following:

Calaveras County Sheriff's Office
Ceres Police Department Modesto
Police Department Oakdale
Police Department Stanislaus
County Sheriff's Office

To include Sheriff's Service Offices in

- Riverbank
- Waterford
- Hughson

Tuolumne County Sheriff's Office
Turlock Police Department
Sonora Police Department

Campus Safety requests data from these agencies to prepare the ASR and disseminates to the campus community, public, and U.S. Department of Education. Agencies involved in the collection of crime statistics are provided guidance annually regarding the requirements under federal law, including the categorization of criminal activities and tabulation of the locations involved in reported crimes and arrests.

DAILY CRIME LOG

Campus Safety maintains a Daily Crime Log. The log includes all crimes reported to Campus Safety. Campus Safety records log entries within 48 hours of receiving crime information. The most current 60 days of information will be made available for review. For information older than 60 days, the requester should contact Campus Safety. The college will protect the confidentiality of the victim and reporting parties by not disclosing any personally identifiable information in the crime log.

CRIMINAL ACTIVITY AT NON-CAMPUS LOCATIONS OF STUDENT ORGANIZATIONS

The Yosemite Community College District does not formally recognize or support student organization non-campus activities nor owns any on or non-campus fraternity or sorority houses, nor is there any campus policy governing this area. There are no student organizations that own or control property that are recognized by the Yosemite Community College District or its Colleges, therefore, there are no statistics collected from other jurisdictions for this purpose.



AGENCY JURISDICTIONS AND MEMORANDUMS OF UNDERSTANDING (MOU) (KRISTIN SMART ACT)

AUTHORITY AND JURISDICTION

Pursuant to California Education Code 72330, the Yosemite Community College District has authorized Campus Safety and Security to provide for the safety and security of the persons and property of the Colleges of the District through proactive patrol and response 24 hours a day, 365 days a year. In addition, Campus Safety responds to emergencies, reports any unlawful activity to the district and local law enforcement, assists in medical emergencies, provides safety escort service on request, provides training to faculty and staff, and enforces campus-parking regulations.

Campus Security Officers are not peace officers, but as Campus Security Officers are provided authority by the California Penal Code, Vehicle Code, Education Code, to ask persons for identification and to determine if individuals have lawful business at the College and enforce campus rules and regulations. Authority for arrests by Campus Security Officers is authorized under Sections 834 and 837 of the California Penal Code, arrests by a private person. All Officers receive Campus Security Officer Training in accordance with California Education Code 72330.5

KRISTIN SMART CAMPUS SAFETY ACT OF 1998

California Education Code 67381 requires written agreement between California community colleges and local law enforcement agencies designating the agency that has operational responsibility for investigation of Part I violent crimes (murder and non-negligent homicide, rape (legacy and revised), robbery, aggravated assault, burglary, motor vehicle theft, larceny-theft, and arson) as defined in the Uniform Crime Reporting (UCR) Program.

The District, on behalf of each campus or center, has a written agreement with local law enforcement agencies. The agreement clarifies operational responsibilities for investigations of Part I violent crimes defined by law as willful homicide, forcible rape, robbery, and aggravated assault; sexual assaults, including, but not limited to rape, forced sodomy, forced oral copulation, rape by a foreign object, sexual battery, or threat of any of these; and hate crimes as defined by law, occurring at each location.

The Campus Safety and Security Departments at Modesto Junior College and Columbia College maintain a close working relationship with the Modesto Police Department (Modesto Junior College) and the Tuolumne County Sheriff's Department (Columbia College). Meetings may be held between the leaders of these agencies on both a formal and informal basis. Campus Safety and Security and these law enforcement agencies communicate regularly on the scene of incidents that occur in and around the campus area.

When incidents arise that require joint investigative efforts, resources, crime related reports and exchanges of information, Campus Safety and Security will work closely with Modesto Police Department or the Tuolumne County Sheriff's Department.



CRIME REPORTING

The Yosemite Community College District encourages accurate and prompt reporting of all crimes to Campus Safety and appropriate law enforcement agencies, when a victim of a crime elects to, or is unable to make such a report.

The Campus Safety and Security Department operates with a proactive approach. Crimes can be averted if suspicious activity is reported promptly. If someone's behavior or the situation is disturbing, threatening, or out of the ordinary, call Campus Safety any time of the day or night. The officer will assess the situation and take any necessary and appropriate action.

Campus Safety responses could include:

- Immediate response to emergencies through dispatch of one or more officers.
- Coordination with local emergency response personal.
- Investigation of reports in accordance with procedure.
- Detainment or citizen arrest, depending upon the violation, under the authority of California penal code 837.
- Referring alleged offenders to appropriate campus agencies to provide support and assistance.
- Issuing Emergency Notifications or "timely warnings" of crimes that represent a serious or continuing threat to the campus community.
- Arranging for victim services as needed or requested.

Members of the college community who are witnesses or victims of a crime should immediately report the crime to Campus Safety and Security. If a life-threatening emergency exists, the crime should be reported by calling 911 and then contacting Campus Safety and Security.

It is our goal to provide assistance whenever a report is made and to ensure all Clery reportable crimes are included in our annual security report.

When calling to report a crime or incident, please be ready to give the following information:

- a brief description of what occurred
- where the incident occurred
- when the incident occurred
- whether the suspect(s) had a weapon

- where and when was the suspect(s) last seen and direction of travel description of the suspect(s) (gender, race, age, height, weight, hair color/length, clothing, facial hair, tattoos/scars)
- any other relevant information
- individual name if known

Individuals may report alleged criminal actions that occur on campus by contacting Campus Safety:

MJC Campus Safety Dispatch (209) 575-6351

CC Duty Officer (209) 566-5476

CC Safety Office (209) 588-5167

You may also report incidents by any of the following means:

- Use an emergency Call Box located throughout the campuses. Call Boxes are located in campus parking lots and in common outdoor areas throughout Columbia College and Modesto Junior College.
- Contact an officer in uniform on patrol.
- Report an offense to any Campus Security Authority.
- Ask any College staff or manager to assist you in reporting a crime.
- Dial 911 for emergency services.
- Emergency Phones are located in each classroom.

Criminal Activity Off-Campus

The Colleges of the Yosemite Community College District (Columbia College and Modesto Junior College) operate no off-campus housing or off-campus student organization facilities.

If you observe or experience criminal activity while off campus contact Law Enforcement Officials within the local jurisdiction by calling 911.

Campus Safety Officers will report crimes observed off campus to local law enforcement.

CONFIDENTIAL REPORTING AND CAMPUS SECURITY AUTHORITIES

Confidential Reporting

When a reporting person requests that their name or other identifiable information not be shared or that no formal action be taken, the College will balance this request with its dual obligation to provide a safe and non-discriminatory environment for all college community members. The College will work to remain true to principles of fundamental fairness that require notice and an opportunity to respond before action is taken. In making this determination, the College may consider the seriousness of the conduct, the respective ages, the roles of the parties involved, whether there have been other complaints or reports of harassment or misconduct against the accused, and the rights of the accused to receive notice and relevant information before disciplinary action is sought.

With such information, Campus Safety and Security shall keep an accurate record of the number of incidents involving students, employees, and visitors to determine if a crime pattern exists with regard to a particular location, method, or assailant. They may also alert the campus community to potential danger.

Mental Health counseling sessions are considered privileged and the holder of the privilege is the client. Crime information can be forwarded anonymously at the request of the client to Campus Security. The counselors do not disclose information to Campus Safety staff without the consent of the client, unless there is an immediate threat to safety.

Any reporting of statistics to comply with the Jeanne Clery Act is done by reporting numbers and not names so the information provided by clients remains confidential. Psychological assessment services by a professionally trained and licensed psychological counselor are available at no cost to students. You can contact the Health Services Office at each college to request and appointment.

Modesto Junior College Health Services (209)
575-6037

Columbia College Health Services (209)
588-5204

Campus Security Authorities

There are times when a student may not feel comfortable reporting a crime or other misconduct to Campus Safety or the Vice President of Student Services.

Campus Security Authorities (CSAs) are officials who have significant responsibility for student and campus activities. Campus Security Authorities include, but are not limited to the following: Vice Presidents, Outreach Manager/Coordinator, Deans/Directors, Campus/Student Life Coordinator/Advisors, Athletic Director, Coaches/Assistant Coaches, all employees of the Campus Safety Department, and any other official with significant responsibility for student and campus activities

Pursuant to California Education Code section 67380(a)(6)(A), CSAs who receive reports from employees or students of a Part I violent crime, sexual assault or hate crime that occurred in an on or non-campus location as defined by the Clery Act, may not disclose to Campus Safety or local law enforcement agencies the names of the victims or the alleged assailant, unless the victim consents to disclosing their name after being informed of their right to have their personally identifying information withheld. The name of the alleged assailant may be disclosed, however, if all of the following conditions are met:

- The alleged assailant represents a serious or ongoing threat to the safety of students, employees, or the institution;
- And the immediate assistance of the local law enforcement agency is necessary to contact or detain the alleged assailant.

TIMELY WARNING

Campus Safety will issue a timely warning for any Clery Act crime that is reported to our Campus Security Authorities or through a local law enforcement agency, and is considered by the institution to represent a serious or continuing threat to students and employees.

The Campus Safety Supervisor, Director of Campus Security and Emergency Preparedness, Vice President of Administrative Services or a designee, will develop timely warning notices for the College Community to notify members of the community about serious crimes against people and property that occur either on or off campus. The decision to issue a timely warning notice will be made on a case-by-case basis depending on an assessment of various factors.

These include, but are not limited to, the nature of the crime, the exact location, the time of the incident, response and guidance of law enforcement officials, and the potential direct effect on the campus community. The purpose of issuing a timely warning is to alert the campus community to the occurrence of a crime, heightening safety awareness of students and employees so that they can make informed decisions to protect themselves and their property; and to aid in the prevention of similar crimes, while maintaining victim confidentiality.

DISSEMINATION OF A TIMELY WARNING

A timely warning notification is distributed as soon as pertinent information is available. Distribution of the warning is carried out in a manner reasonably likely to reach the entire campus community. Timely warnings must be issued in a prompt manner, appropriate for the circumstances, without unnecessary delay. This will differ in cases where it has been determined that issuing a Timely Warning would possibly risk compromising law enforcement efforts.

The warning may be issued through any or all of these methods: web page and posting on campus, text messaging, automated phone calls, and the college e-mail system to students, faculty, and staff.

The Campus Safety Supervisor shall disseminate the information in a manner that aids the prevention of similar crimes. The District will disseminate timely warnings to the campus community about the following crimes when there is an ongoing and continuing threat to the college community or when such information will enhance the overall safety of the community:

- Criminal homicide – murder and non-negligent manslaughter
- Criminal homicide – negligent manslaughter
- Sex offenses – forcible and non-forcible sex offenses
- Domestic violence, dating violence and stalking
- Robbery
- Aggravated assault
- Burglary
- Motor vehicle theft
- Arson
- Arrests for liquor law violations, drug law violations, and illegal weapons possession
- Referral for discipline for liquor law violations, drug law violations, and illegal weapons possession



SECURITY AND ACCESS TO FACILITIES

During business hours, YCCD Central Services (excluding non-public access areas), Modesto Junior College (excluding the West Campus Agriculture Housing community) and Columbia College (excluding the apartments located on campus) will be open to students, their parents, employees, contractors, guests, invitees, and visitors. During non-business hours, access to all District facilities is by an issued key, electronic access, or by assistance from Campus Safety/Security or housing staff/supervisor. In case of periods of extended/emergency closure, the colleges will admit only those who have received approval from the president or his/her designee. Instructional areas such as swimming pools, locker rooms, athletic fields, and classrooms are limited to students and employees of the college or participants in authorized programs. Staff areas such as private offices, back offices, non-instructional kitchens and maintenance areas are accessible to assigned employees and by invitation to others for college business.

In addition to the electronic and manual lock and key system, some facilities and exterior areas are equipped with electronic intrusion alarm systems and video surveillance systems.

Campus Safety maintains a visible presence on campus with frequent patrols of the campus grounds, buildings, and parking lots on foot, bicycle, electric cart, and vehicle. Campus Safety Officers and college custodial staff report any discovery of defective doors, locks, interior/exterior light problems or other safety hazards immediately to the Facilities Operations department, which maintains campus facilities.

STUDENT HOUSING SAFETY AND ACCESS

The colleges of the Yosemite Community College District have limited student-housing facilities unique to college programs. Safety of the students living on campus is of utmost concern to the district. Procedures have been established to provide for a safe environment for students residing on campus.

MODESTO JUNIOR COLLEGE STUDENT HOUSING

Modesto Junior College offers a housing opportunity for a limited number of Agriculture students. Up to 28 students may be selected to live in the West Campus Agriculture Housing community. This complex is comprised of seven four-bedroom, two-bath, fully furnished housing units. Each unit has a laundry room as well. Application and approval for Agriculture student housing comes under the authority of the Dean of Agriculture, Environmental Sciences and Technical Education. Students will have individual rooms with shared living room and kitchen areas.

Access: Keys are issued to each student living in the residences for his/her duplex and individual room. Students may have visitors at the residences between 7:00 a.m. and 10:00 p.m. Only students are permitted in the residences after 10:00 p.m.

Vehicle Registration: Students must have a parking permit to park on the campus. Each student in student housing will also provide the Dean's office with a description of his/her vehicle and the license number. Specific parking spaces are assigned each student in the housing area.

Use of Facilities: Students will take reasonable and responsible care of these facilities. Sanitation is very important for good health. Garbage will be removed on a regular and routine basis. Standing garbage is a health hazard and can draw rodents. Students are expected to keep their units clean.

Inspection of Facilities: These facilities are subject to pre-announced inspections by college officials

Fire Suppression: ALL FIRES MUST BE REPORTED. Campus Safety Operations monitors all fire detection systems on campus, to include student housing. The housing units are protected with pull stations and smoke detectors. Fire extinguishers are located in each duplex kitchen. Particular care should be taken with cooking. Do NOT walk away from food being cooked on the stove. Students are prohibited from tampering with the fire suppression equipment. Students will be offered training on the use of fire extinguishers annually.

Evacuation of Housing Units: When notified to evacuate, all occupants will move to the nearest safe exit and go directly to the Building Evacuation Assembly Point and stay there until given further instructions.

The Building Evacuation Assembly Points are as follows:

Primary: Parking Lot 214

Alternate: West down canal bank at least 300 feet away from housing Foul

Weather Primary: Beef Unit

Foul Weather Alternate: Sheep Unit

Columbia College Student Housing

California Student Housing, located on campus property, is an apartment-style housing complex privately owned and operated by CSH Properties, 8375 La Riveria, Sacramento, CA 95826. Security of and access to housing facilities is the responsibility of CSH Pogacar Properties. Resident students are issued stamped keys. Please contact CSH directly at (209) 533-3039 to obtain information on their Supervision/Safety/Residence Assistance policies and procedures. As this facility is located on college property, Clery Reportable offenses occurring in the housing is reported in this report.

MISSING STUDENTS

If a member of the campus community has reason to believe that a student who resides in on-campus housing is missing, he/she should immediately notify:

Modesto Junior College: Campus Safety at (209) 575-6351 and the Agriculture Student Intern Supervisor, Agriculture Operations Manager and Agriculture Dean;

Columbia College: Campus Security at (209) 588-5167

Provide details regarding where the student was last seen, what he/she was wearing, whom he/she was with, and when he/she was last seen.

In addition to registering a general emergency contact, students residing in on-campus housing have the option to identify confidentially an individual to be contacted by the college in the event the student is determined to be missing for more than 24 hours. If a student has identified such an individual, the college will notify that individual no later than 24 hours after the student is determined to be missing. A student who wishes to identify a Missing Student Confidential Contact can do so by completing the Missing Student Contact Registration form. The form is available from:

Modesto Junior College: Campus Safety on either campus or in the Agriculture Intern Program Orientation Packet.

Columbia College: Campus Security or Vice President of Student Services Office.

A student's confidential contact information will be accessible only by authorized campus officials and law enforcement in the course of the investigation. The Missing Student Contact Registration form will be used specifically for the purpose of identifying an emergency contact in the event the student is missing. To protect confidentiality, general emergency contact information and missing student contact information must be kept separate, even if the student has registered the same person for both purposes. After investigating a missing person report, should the college determine that the student has been missing for 24 hours, the college will notify Modesto Police Department for MJC or Tuolumne County Sheriff for CC (unless local law enforcement was the agency that determined the student was missing), and the student's emergency contact no later than 24 hours after the student is determined to be missing. If the missing student is under the age of 18 and is not an emancipated individual, the college will notify the student's parent or legal guardian within 24 hours of the determination that the student is missing, in addition to notifying any additional contact person designated by the student.



CRIME PREVENTION, SECURITY AWARENESS, and EDUCATIONAL PROGRAMS

MAINTENANCE OF CAMPUS BUILDINGS AND GROUNDS

The concepts of Crime Prevention through environmental design are incorporated in the development and planning of the community college district buildings lots and open spaces.

Buildings, facilities and landscaping are maintained in a manner that minimizes hazardous conditions. Inspections are routinely conducted and repairs are promptly made to ensure that appropriate safety and security standards are maintained. YCCD Campus Safety Officers regularly patrol the campus and report malfunctioning lights or other unsafe physical conditions to Facilities Operations for correction. In addition, students, faculty, and staff are encouraged to report unsafe facilities (for example, a broken stair, overgrown shrubs, or a missing traffic sign).

The Facilities Operations Department sends emails and posts notices concerning closures of facilities and parking areas due to maintenance or hazardous condition.

SAFETY, SECURITY, AND EDUCATIONAL PROGRAMS

Safety and security is everyone's responsibility. Students, faculty, staff, and visitors are partners in creating an atmosphere that is safe and conducive for learning.

One of the essential ingredients of any successful crime prevention program is an informed public. It is the intent of the College district to inform all students and staff in a timely manner of any criminal activity or security problems that may pose a reasonable threat to their physical safety.

The Campus Safety Department or Vice President of Administrative Services Office for each college disseminates information through Timely Warning Notices and informational emails about events and occurrences on the campus.

The District participates in the see something say something campaign using signage and events to promote primary prevention and ongoing awareness regarding indicators of possible safety concerns and the need for individuals to report such concerns to Campus Safety or the Administration.

Workplace Violence

The Board is committed to providing a District work and learning environment that is free of violence and the threat of violence. The Board's priority is the effective handling of critical workplace violence incidents, including those dealing with actual or potential violence.

Violence or the threat of violence against or by any employee of the District or any other person is unacceptable. Individuals who demonstrate or threaten violent behavior, on district property may be subject to criminal prosecution.

Should an employee, during working hours, demonstrate or threaten violent behavior he/she may be subject to disciplinary action.

The following actions are considered violent acts:

- Striking, punching, slapping or assaulting another person.
- Fighting or challenging another person to fight.
- Grabbing, pinching or touching another person in an unwanted way whether sexually or otherwise.
- Engaging in dangerous, threatening or unwanted horseplay.
- Possession, use, or threat of use, of a firearm, knife, explosive or other dangerous object, including but not limited to any facsimile firearm, knife or explosive, on District property, including parking lots, other exterior premises, District vehicles, or while engaged in activities for the District in other locations, unless such possession or use is a requirement of the job, or otherwise permitted by District policy and California law.
- Threatening harm or harming another person, or any other action or conduct that implies the threat of bodily harm.
- Bringing or possessing any dirk, dagger, ice pick, or knife having a fixed blade longer than 2½ inches upon the grounds, unless the person is authorized to possess such a weapon in the course of his/her employment, has been authorized by a

District employee to have the knife, or is a duly appointed peace officer who is engaged in the performance of his/her duties.

Any employee who is the victim of any violent threatening or harassing conduct as defined by law, any witness to such conduct, or anyone receiving a report of such conduct, whether the perpetrator is a District employee or a non-employee, shall immediately report the incident to his/her supervisor or other appropriate per.



Health Services Office

Health Services Office provides educational workshops and information tables to students and staff on a variety of safety and health related topics to include Suicide Prevention, Mental Health First Aid, Healthy Relationships, Alcohol and Drugs.

Behavior Intervention

The Yosemite Community College District maintains a commitment to the safety of faculty, staff, students, and visitors. Violence or threats of harm conflict with our campus values and may violate the law. A Behavior Intervention Team (BIT) was established to evaluate and address concerns about violence, potential violence, and behavior that occur on our Campuses. The mission of the team is to promote campus safety by identifying threats of harm (and potential threats) and evaluating information reported to the team, including early warning signs of possible disruptive and/or violent behavior. The goal is to increase the security of our campus and facilities by identifying potential threats to the safety of our community and taking steps to mitigate those threats.

The team is a multidisciplinary team consisting of representatives from Campus Safety, Counseling, Health Services, Disability Services, Title IX., and Student Conduct specific to each college. Faculty and staff may refer matters to BIT if they have concerns that someone they know may be at risk of harming themselves or others, or if they are concerned that someone poses a significant disruption to the campus environment. Behavior does not need to be illegal to be of concern. Additional information about the team may be found at the colleges' websites.

Modesto Junior College: Behavior Intervention Team:
Columbia College Alert Team:

Columbia College

<https://www.mjc.edu/studentservices/bit/>

<https://www.gocolumbia.edu/ccat/ccat.php>

Shuttle Services

Columbia College Shuttle service operates during the evening hours from 5:30 p.m. to 9:30 p.m., Monday through Thursday. The shuttle provides transportation from the parking lots to major campus areas, making a continuous loop every 10 minutes. The shuttle driver is equipped with two-way radio communication with Campus Security

Modesto Junior College operates the Pirate Express Shuttle between Campuses from 7:30 a.m. to 5:30 p.m. each Monday through Thursday

Campus Safety

The Campus Safety Department provides training to staff through Division/Department Meetings and Public offerings each semester on Campus Safety Awareness, Front Desk Safety, Active Shooter awareness training to include Alert Lockdown Inform Control Escape (ALICE) Training, and Recognizing Suspicious Behavior.

Annually, the Campus Safety Departments provide training on Emergency Preparedness, The National Incident Management System, the Incident Command System, and the College emergency operations.

Campus Safety Offices provide training to students though information tables, class discussions, and presentations, which includes

Staying Safe on Campus, Emergency Preparedness, and Active Shooter Training (Run-Hide Fight).

The Campus Safety Office collaborates with Title IX to provide training in Rape Aggression Defense and Bystander Intervention and Campus Safety awareness.

Campus Safety Escort Service is available to students and staff on each campus by contacting Campus Safety at the college where you are located.

Columbia College (209) 588-5167 or (209) 566-5467

Modesto Junior College (209) 575-6351

Non-Emergency Reporting

Students and staff are encouraged to report suspicious persons or activities they observe to Campus Safety and Security as soon as possible.

To report suspected misconduct by a student you may call Campus Safety and Security at the college you are on or by contacting the Office of the Vice President of Student Services.

For matters not related to student conduct or harassment:

Students may take their complaint to the appropriate division dean or immediate supervisor. The colleges' organizational structures provide the appropriate levels of appeal through which complaints can be pursued. Should you not feel comfortable in contacting the division dean or immediate supervisor please fill out the general complaint form. Complete the form and return it to the Vice President of Student Services office. The appropriate administrator in accordance with YCCD Board Policy 5530 Complaints will address informal complaints.

Columbia College: (209) 588-5138

Modesto Junior College: (209) 575-6060

To report suspected misconduct by a Faculty or Staff member, contact Human Resources at (209) 575-6501.

If you see something, say something...



Motorist Assist Program

Campus Safety will assist with vehicle door unlocks and battery jumps for those persons parked on campus.

Lost and Found

Found property can be turned into Campus Safety. The Colleges maintain the property for up to 90 days in accordance with Cal Civil Code 250001.

Operation ID (Modesto Junior College)

If you have high value items that you bring to campus on a regular basis, you can bring those items to Campus Safety and they will assist you with creating a record of the property, which can be shared with Law Enforcement in the event of a theft.

ALCOHOL, CONTROLLED SUBSTANCE, SMOKING, WEAPONS ON CAMPUS

Alcohol on Campus

California state law and Board Policy 3560 govern the possession, sale, or furnishing of alcohol on campus. The California Department of Alcohol and Beverage Control regulates the possession, sale, consumption, and/or furnishing of alcohol.

The enforcement of alcohol laws on campus is the primary responsibility of Campus Safety and Security. The campus has been designated “Drug Free” and only under certain circumstances is the consumption of alcohol permitted.

The possession, sale, manufacture, or distribution of any controlled substance is illegal under both state and federal laws. Such laws are strictly enforced by Campus Safety and Security. Violators are subject to disciplinary action, criminal prosecution, fine, and/or imprisonment.

It is unlawful to sell, furnish, or provide alcohol to a person under the age of 21. The possession of alcohol by anyone under 21 years of age in a public place or a place open to the public is illegal. It is also a violation of Board for anyone to consume or possess alcohol in any public or private area of campus without prior District approval.

Organizations or groups violating alcohol or substance policies or laws may be subject to sanctions by the District.

Alcoholic beverages on campus are permitted if:

- The alcoholic beverage is beer or wine for use in connection with a fund-raising event sponsored by either the Modesto Junior College Foundation or Columbia College Foundation and has been authorized to acquire, possess, use, sell, or consume by the Executive Vice Chancellor.

Controlled Substances on Campus

The District is committed to providing its employees and students with a drug-free workplace and campus environment. It emphasizes prevention and intervention through education. The unlawful manufacture, distribution, dispensing, possession or use of alcohol or any controlled substance is prohibited on District property, during District-sponsored field trips, activities or workshops, and in any facility or vehicle operated by the District.

Violation of this prohibition will result in appropriate action up to and including termination of employment, expulsion, and referral for prosecution, or, as permitted by law, may require satisfactory participation in an alcohol or drug abuse assistance or rehabilitation program.

The Health Services Office on each college provides information, pamphlets, and classes as well as referrals to support organizations within the community.

Columbia College Office: Pinyon Building (209) 588-5204

Modesto Junior College

East Campus: Morris Memorial 108 (209) 575-6037

West Campus: Yosemite Hall 114 (209) 575-6360

The YCCD Benefits Office coordinates the employees’ assistance program, which includes programs addressing controlled substances.

Smoking on Campus

In accordance with California law, smoking is not permitted on the colleges of the Yosemite Community College District inside of buildings or within 20 feet of a door or operable window.

Smoking is permitted outside of buildings, but no closer than 50 feet, from any areas containing gas or other combustible equipment/liquids.

Smoking is prohibited within 250 feet of a youth sports event. A youth sports event is any practice, game, or related activity organized by any entity at which athletes up to 18 years of age are present.

Following a careful review of environmental conditions, each College President and the Director of Facilities, Planning and Operations may identify and post selected outdoor locations as designated non-smoking or smoking areas.

Weapons on Campus

California state law and district policy prohibit the possession of weapons, all firearms, fireworks, explosives, or any dangerous weapons on campus, except for activities conducted under the direction of District officials or as authorized by the laws of the State of California (Penal Code Sections 12020, 12050, 626.9, and 626.10).

Violators are subject to criminal prosecution and/or disciplinary action in accordance with YCCD Board Policy 3530 and the Student Code of Conduct. Students may be arrested, expelled, suspended, placed on probation, or given a lesser sanction for good cause and in accordance with procedures consistent with due process for violations of the above Penal Code sanctions.

The possession of a firearm on college property is strictly enforced. If you see a gun or other weapon on college property, alert Campus Safety immediately. If you believe that the weapon is being or is about to be used, dial 911. In other cases, report to Campus Safety a description of the location of the weapon and/or the individual carrying it.

Considerations to help protect you and your property:

- In case of emergency, dial 911.
- Program the Campus Safety phone number for the college campus you visit into your cell phone.
- Contact Campus Safety for a Safety Escort after hours or any time you feel unsafe.
- Familiarize yourself with the Campus; know the location of call Boxes and emergency phones.
- Always lock your vehicle. Place valuable items in a trunk, locker, or cabinet you are able to lock.
- Never leave valuables in plain view in the vehicle.
- Be alert and aware of your surroundings and personal safety at all times.
- Become familiar with each building and rooms' Emergency Action Plans. The information is posted inside classrooms and describes a number of emergencies and evacuation plans.
- Report suspicious activity or persons.
- Take part in personal safety, prevention, or awareness programs that are offered on campus and in the local community.

Report all safety-related maintenance concerns to Campus Safety.



EMERGENCY RESPONSE PLAN AND NOTIFICATION

EMERGENCY RESPONSE PLAN

In 2017, the District implemented Board Policy 3505 Emergency Operations Plan (EOP). The EOP is the District's planned response to all hazards on or affecting the campuses or surrounding communities and provides direction in the event of an emergency. It is the goal and purpose of this plan to protect the safety and security of those associated with the District should an emergency occur. The effective use of this plan will help.

To ensure effective implementation of the EOP, all personnel designated to carry out specific responsibilities are expected to know and understand the policies and procedures outlined in the EOP and other associated supporting documents. Federal and state regulations further state that all employees of the District must be trained and qualified in specified Federal Emergency Management Agency (FEMA) courses depending on an employee's emergency response responsibilities.

The District's response to a major crisis will be conducted within the framework of the EOP except when directed otherwise by the Chancellor or College President or their authorized representative. The plan includes a chain of command that establishes decision-making authority during an emergency.

Emergency Response Actions are detailed in Section 5 of the College Comprehensive Emergency Operations Plan (CEOP). Steps are identified for immediate coordination of response to an incident, including the command structure and roles of Executive Leadership, Incident Managers, Command Staff, and general personnel. All college staff are required to have received National Incident Management System (NIMS) and Standardized Emergency Management System (SEMS) training in conformance with NIMS training requirements for Institutions of Higher Education.

Campus Safety and Security has the responsibility of responding to, and summoning the necessary resources, to mitigate, investigate, and document any situation that may cause a significant emergency or dangerous situation. In addition, Campus Safety and Security has a responsibility to respond to such incidents to determine if the situation does, in fact, pose a threat to the community. If that is the case, federal law requires that the institution immediately notify the campus community or the appropriate segments of the community that may be affected by the situation.

CRISIS MANAGEMENT RESPONSE STRUCTURE

In the event of an emergency, the Campus Safety and Security Supervisor will ensure contact with the College President, Vice President of Administrative Services, and Director of District Security and Emergency Preparedness to report the emergency. The Director of District Security and Emergency Preparedness will in turn notify the Chancellor and his/her cabinet of the situation. The appropriate managers from the list above will determine whether to declare a state of emergency, start the process of notifying the community and media if necessary, and review and discharge responsibilities as detailed in the District EOP. The President will convene the Emergency Response Team (ERT) and activate the Emergency Operations Center (EOC) if necessary to participate in the execution of the plan.

The ERT consists of representatives from Campus Safety and Security, District Security and Emergency Preparedness, information technology services, facilities operations, public affairs, student services, health and counseling, human resources, administrative services, and risk management.

The manner in which college personnel and equipment are utilized during an emergency will be determined by the ERT under the direction of the Director of District Security and Emergency Preparedness or his/her designee. The EOP will remain in effect until the President or his/her designee deems the college ready to return to normal operation.

SCOPE AND DEFINITIONS

An emergency is defined as a sudden state of danger that occurs unexpectedly and that demands immediate action to protect the health and safety of individuals within the institution. The following are examples of emergencies:

- Bomb threat
- Earthquake
- Explosion
- Fire Hazardous materials spill/release
- Hostage situation
- Campus shooting
- Terrorist incident

EMERGENCY NOTIFICATIONS

All members of the campus community are notified on an annual basis that they are required to notify Campus Safety and Security of any situation or incident on campus that involves a significant emergency or dangerous situation that may involve an immediate or ongoing threat to the health and safety of students and employees on campus.

Life threatening emergency call “911”

Campus Safety at Columbia College at (209) 566-5476

Campus Safety at Modesto Junior College (209) 575-6351

Upon confirmation or verification that a legitimate emergency or dangerous situation involving an immediate threat to the health or safety of students or employees is occurring on campus, the Emergency Response Team will develop and disseminate a message, utilizing some or all of the systems described below to communicate the threat to the campus community or to the appropriate segment of the community, if the threat is limited to a particular building or segment of the population.

The Emergency Response Team will, without delay, determine which areas of the colleges are affected by the incident, and notify the community of what is occurring, the location of the occurrence, and actions to take to make informed decisions to further your safety. District and College staff may use some or all of the systems described below to communicate the threat and provide follow-up information to the campus community through the event.

EMERGENCY COMMUNICATION SYSTEMS

1. The District contracts with a third-party vendor that provides the technological ability to send mass communication over several platforms simultaneously in the event of an emergency. These integrated systems are listed below.
 - 1.1. Email System: All students and staff are provided a district email account for District and College staff to communicate with them.
 - 1.2. Text/Phone Messaging: During enrollment in the college as a staff member or student, the telephone and cellular phone number of the individual is automatically uploaded into a database so that text and or voice messages can be sent to that number in an emergency.
 - 1.2.1. Staff and students receive an email annually to remind them to go on the website and insure the college has the most current information.
 - 1.3. Voice Over Internet Protocol VOIP: The system will transmit an emergency message to all classroom and office telephones. The message is broadcast over the speaker on the phone and is accompanied by a visual prompt that an emergency message is being received. This can be sent across the entire district or narrowed to a specific set of buildings or classrooms
2. Public Address System: Several buildings and outdoor areas are equipped with a public address system which can be activated in the event of an emergency to broadcast information into open public spaces to include outdoor areas, building common areas, and hallways.
3. Campus Safety Vehicles: Campus Safety Vehicles are equipped with public address systems to allow the officers to provide instructions during an emergency.
4. Telephone Trees: A telephone tree of key department contacts and Emergency Response Team members is activated during an emergency.
5. Campus Websites: The college websites have the ability to place an information ribbon across all Yosemite Community College District websites.

It is important to insure that the college alert systems have your most current information to insure you receive these messages.

Columbia College

Information on CCAAlert can be found on the Columbia College Website at:

https://www.gocolumbia.edu/health_safety_wellness/ccalert.php

Columbia College Students can manage their CCAAlert information by going to:

<https://ClosedColumbiaCollege.bbcportal.com>

Students at Columbia College will need to use their student ID number followed by a dash and CC.

No spaces and all caps so: 123456-CC

Columbia College employees can manager their CCAAlert information utilizing their seven-digit employee id number at: <https://ClosedColumbiaCollege.bbcportal.com>

Modesto Junior College

Information on Pirates Alert can be found on the MJC Campus Safety Web Page at <http://www.mjc.edu/adminservices/safety/>

Modesto Junior College students can manager their Pirate Alert information by going to: <https://ClosedModestoJuniorCollege.bbcportal.com>

Students at Modesto Junior College will need to use their student ID number followed by a dash and MJC. No spaces and all caps so: 123456-MJC

Modesto Junior College and Central Services employees can manager their information utilizing their seven-digit employee id number at: <https://ClosedModestoJuniorCollege.bbcportal.com>

We recognize that emergencies affecting the campus can also affect the community. Members of the Yosemite Community College District community can sign up for notifications at:

Columbia College: <https://ColumbiaCollege.bbcportal.com/>

Modesto Junior College: <https://ModestoJuniorCollege.bbcportal.com/>

TESTING EMERGENCY RESPONSE AND EVACUATION PROCEDURE

Campus Safety and Security coordinate announced and unannounced evacuation/sheltering drills at least once per year, to test the emergency response and evacuation procedures, and to assess and evaluate the emergency evacuation plans and capabilities. The District will publish a summary of its emergency response and evacuation procedures in conjunction with at least one drill or exercise each calendar year.

BUILDING EVACUATION

- The District policy requires each building to have a posted Building Evacuation Plan so occupants can become familiar with evacuation routes for their area.
- When the evacuation order is given, vacate from the nearest marked exit and alert others to do the same.
- Occupants on floors above the ground floor must use emergency exit stairwells to leave the building. Do not use elevators unless authorized to do so by police or fire personnel. Elevators could fail during a fire, earthquake or flood.
- Assist individuals with disabilities or other persons that may need help in exiting the building.
- Once outside, proceed to a clear area that is at least 300 feet away from the affected building. Keep streets, fire lanes, fire hydrants and walkways clear for emergency vehicles and personnel.
- **IMPORTANT:** After any evacuation, report to your designated Evacuation Assembly Point and check-in with your instructor. Stay there until further instructions are given by an Administrator/Supervisor or Security Officer.
- **DO NOT** return to an evacuated building unless told to do so by an Administrator/Supervisor or Security Officer.

Full campus evacuations are detailed in the Emergency Operations Plan but practicing campus evacuations with the entire campus is very disruptive and impractical. Therefore, campus responders practice their role in directing campus evacuations. Students are directed through staff and Campus Safety following the Incident Command System (ICS), a system used throughout the United States for managing emergencies.



POLICY AGAINST SEXUAL ASSAULT, DOMESTIC VIOLENCE, DATING VIOLENCE, AND STALKING

Yosemite Community College Board Policy prohibits sexually violent acts, termed “Sexual Misconduct.” Sexual misconduct includes non-consensual sexual intercourse, non-consensual sexual contact, sexual exploitation, interpersonal/relationship violence, sex/gender-based stalking, and sexual harassment.

While Board Policy utilizes different standards and definitions than the California State Penal Code, sexual misconduct often overlaps with the crimes of rape, sexual assault, sexual harassment, stalking, dating violence, and domestic violence. Victims of these behaviors are protected by Federal laws, specifically Title IX and the Clery Act, which mandates the contents of this report.

It is the policy of the District to notify law enforcement when sexual misconduct occurs, typically without providing identifying information about the incident, unless a victim wishes that information to be shared, or an emergency requires disclosure. Victims have the option to notify law enforcement directly, or to be assisted in doing so by campus authorities. If requested, campus officials can facilitate reporting to local law enforcement, but may also respect a victim’s request not to do so.

In the event that sexual misconduct, gender-based violence, or crimes of sexual assault, stalking, dating violence, or domestic violence do occur, the District takes the matter very seriously. The District employs interim protection measures such as interim suspensions and/or no-contact orders in any case where a student’s behavior represents a risk of violence, threat, pattern, or predation. If a student is accused of sexual misconduct, other gender-based violence, or the crimes of rape, sexual assault, sexual harassment, stalking, dating violence, or domestic violence, the college will investigate the allegation and may take disciplinary action.

Anyone with knowledge about sexual misconduct, gender-based violence, or the crimes of rape, sexual assault, sexual harassment, stalking, dating violence, or domestic violence is encouraged to report it immediately. Protective measures for victims are available from the campus whether a victim chooses to report to local and/or campus law enforcement, and irrespective of whether a victim pursues a formal complaint through the District resolution process.

FILING A REPORT WILL:

- Ensure that a survivor of sexual assault, domestic violence, dating violence, or stalking receives the necessary medical treatment and tests, at no expense to the survivor;
- Provide the opportunity for collection of evidence helpful in prosecution, which cannot be obtained later (ideally a survivor of sexual assault should not wash, douche, use the toilet, or change clothing prior to a medical/legal exam);
- Assure that the survivor has access to free confidential counseling from advocates specifically trained in the area of sexual assault, domestic violence, dating violence, and stalking crisis intervention.

The College encourages all individuals:

- To seek assistance from a medical provider immediately after an incident of sexual violence. This is the best option to ensure preservation of evidence in order to make a report to the College and to local law enforcement. This is the best option to begin a timely investigative and remedial response.
- Reporting options are not mutually exclusive. Both internal and criminal reports may be pursued simultaneously.
- Filing a report with law enforcement or a Campus Safety officer will not obligate the victim to prosecute, nor will it subject the survivor to scrutiny or judgmental opinions from officers.

Making a report means telling someone in authority what happened—in person, by telephone, in writing, or by email. At the time a report is made, a Complainant does not have to decide whether to request any particular course of action, nor does a Complainant need to know how to label what happened.

The College provides support that can assist each individual in making these important decisions and to the extent legally possible, will respect an individual’s autonomy in deciding how to proceed. In this process, the College will balance the individual’s interest with its obligation to provide a safe and non-discriminatory environment for all members of the College community. Any individual who reports sexual harassment, sexual violence, stalking, or intimate partner violence can be assured that all reports will be investigated and resolved in

a fair and impartial manner. A Complainant, a Respondent, and all individuals involved can expect to be treated with dignity and respect.

In every report under this policy, the College will make an immediate assessment of any risk of harm to the Complainant or to the broader campus community and will take steps necessary to address those risks. These steps will include interim measures to provide for the safety of the individual and the campus community.

DEFINITIONS

Definitions related to reporting of sexual misconduct. Any sexual act directed against another person, without the consent of the victim, including instances where the victim is incapable of giving consent.

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.

Incest

Sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.

Statutory Rape

Sexual intercourse with a person who is under the statutory age of consent.

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 consent of the victim.

Dating Violence

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

The existence of such a relationship shall be determined based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship.

For the purposes of this definition:

- Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse.

- Dating violence does not include acts covered under the definition of domestic violence.

Domestic Violence

For the purposes of complying with the requirements of this section and 34 CFR 668.41, any incident meeting this definition is considered a crime for the purposes of Clery Act reporting.

- Domestic Violence: A felony or misdemeanor crime of violence committed:
- By a current or former spouse or intimate partner of the victim;
- By a person with whom the victim shares a child in common;
- By a person who is cohabitating with, or has cohabitated with, the victim as a spouse or intimate partner;
- By a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred; or
- By any other person against an adult or youth victim who is protected.

Stalking

Engaging in a course of conduct directed at a specific person that would cause a reasonable person to:

Fear for the person's safety or the safety of others; or suffer substantial emotional distress.

For the purposes of this definition, course of conduct means two or more acts, including, but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method, device, or means, follows, monitors, observes, surveils, threatens, or communicates to or about a person, or interferes with a person's property.

Consent

The expectations of our community regarding sexual misconduct can be summarized as follows: In order for individuals to engage in sexual activity of any type with each other, there must be affirmative, conscious, and voluntary consent prior to and during sexual activity.

Consent is sexual permission. Consent can be given by word or action, but non-verbal consent is not as clear as talking about what you want sexually and what you do not. Consent to some form of sexual activity cannot be automatically taken as consent to any other form of sexual activity. Previous consent does not imply consent to sexual activity in the

future. Silence or passivity, without actions demonstrating permission, cannot be assumed to show consent. Consent, once given, can be withdrawn at any time. There must be a clear indication that consent is being withdrawn.

Consent is

- clear,
- knowing,
- affirmative, conscious and voluntary,
- words or actions,
- that give permission for specific sexual activity.

- 1) Consent is active, not passive.
- 2) Silence, in and of itself, cannot be interpreted as consent.
- 3) Consent can be given by words or actions, as long as those words or actions create mutually understandable permission regarding willingness to engage in (and the conditions of) sexual activity.
- 4) Consent to any one form of sexual activity cannot automatically imply consent to any other forms of sexual activity.
- 5) Previous relationships or prior consent cannot imply consent to future sexual acts.
- 6) Consent can be withdrawn once given, as long as that withdrawal is clearly communicated.

In order to give consent, one must be of legal age.

CAMPUS REPORTING OPTIONS

RESPONSIBLE EMPLOYEES: The College encourages all individuals to report misconduct to any College employee the Complainant trusts and feels comfortable with. In general, most College employees do not have legally protected confidentiality. Under Title IX, a College is required to take immediate and corrective action if a “responsible employee” knew or, in the exercise of reasonable care, should have known about sexual or gender-based harassment that creates a hostile environment. The Yosemite Community College District has declared all of its employees to be Responsible Employees. The District requires that all “responsible employees” share a report of misconduct with the Title IX Coordinator. The Title IX Coordinator or designee will conduct an initial assessment of the conduct, the Complainant’s expressed preferences, if any, as to course of action, and the necessity for any interim remedies or accommodations to protect the safety of the Complainant or the community.

TITLE IX COORDINATORS

YCCD

Lloyd Jackson

Title IX/Civil Rights Coordinator

District Office 195

(209) 575-6310

jacksonl@yosemite.edu

Columbia College

Dr. Melissa Raby

Vice President, Student Services

Columbia College - Manzanita Bldg. Room 276

(209) 588-5132

rabym@yosemite.edu

Modesto Junior College

Flerida Arias

Vice President, Student Services

Modesto Junior College-Morris Memorial Bldg. 208

(209) 575-6060

Ariasf@yosemite.edu

If you are the victim of sexual misconduct, gender-based violence, or the crimes of rape, acquaintance rape, sexual assault, sexual harassment, stalking, dating or domestic violence, some or all of these safety suggestions may guide you after an incident has occurred:

- 1) Go to a safe place and speak with someone you trust. Tell this person what happened. If you are on campus and feel you are in any immediate danger, contact law enforcement by dialing 911 and/or Campus Safety. IF you are off Campus, dial 911.
- 2) Consider securing immediate professional support (e.g., counseling, victim advocacy, medical services, etc.) to assist you in the crisis. If you are on campus during regular business hours, you can go to the Health Services Office on campus. Psychological counseling services by a professionally trained and licensed counselor are available at no cost to students.
- 3) For your safety and well-being, immediate medical attention is encouraged. Further, being examined as soon as possible, ideally within 12 hours, is important in the case of rape or sexual assault. The hospital will arrange for a specific medical examination at no charge or can work with you to arrange state reimbursement.
 - a) To preserve evidence, it is recommended that you do not bathe, shower, douche, eat, drink, smoke, brush your teeth, urinate, defecate, or change clothes before receiving medical attention. Even if you have

already taken any of these actions, you are still encouraged to have prompt medical care, and evidence may still be recoverable.

- b) Typically, if police are involved or will be involved, they will obtain evidence from the scene, and it is best to leave things undisturbed until their arrival. They will gather bedding, linens or unlaundered clothing, and any other pertinent articles that may be used for evidence. It is best to allow police to secure items in evidence containers, but if you are involved in transmission of items of evidence, such as to the hospital, secure them in a clean paper bag or clean sheet to avoid contamination.
 - c) If you have physical injuries, photograph or have them photographed, with a date stamp on the photo.
 - d) Record the names of any witnesses and their contact information. This information may be helpful as proof of a crime, to obtain an order of protection, or to offer proof of a campus policy violation.
 - e) Try to memorize details (e.g., physical description, names, license plate number, car description, etc.), or even better, write notes to remind you of details, if you have time and the ability to do so.
 - f) If you obtain external orders of protection (e.g., restraining orders, injunctions, protection from abuse), please notify Campus Safety on your college campus or the campus Title IX Coordinator so that those orders can be observed on campus.
- 4) Even after the immediate crisis has passed, consider seeking support from the following listed Sexual Support Services:
- Columbia College
- Mountain Women’s Resource Center Crisis Line at (209) 533-3401
 - Calaveras Crisis Center at (209) 736-4011
 - Tuolumne County Victim Witness at (209) 588-5440
 - Kene Me-Wu Family Healing Center at 1-800-792-7776 (for Native American Families dealing with family violence including sexual violence)
 - Center for Non-Violent Community; 24-hour Crisis Line (209) 533-3401; Toll free (800) 454- 4766 Address: 19043-B Standard Road Sonora, CA 95370

Modesto Junior College

- Haven Women’s Center of Stanislaus; Modesto (Crisis line: 209-577-5980)
- Memorial Medical Center (209) 526-4500
- Doctors Medical Center (209) 578-1211
- Stanislaus County Family Justice Center, 1625 I Street, Modesto, CA 95354 (209) 525-5130
info@stanislausfamilyjustice.org

If you need assistance with college concerns due to the aforementioned incidents, such as no-contact orders or other protective measures, the Title IX Coordinator will also assist in any needed advocacy for students who wish to obtain protective or restraining orders from local authorities.

The District is able to offer reasonable academic supports, changes to living arrangements if living on campus, transportation modifications, escorts, no-contact orders, counseling services access, and other supports and resources as needed by a victim. The District is able to offer information about legal assistance, visa/immigration assistance, and student financial aid considerations for victims.

SEXUAL HARASSMENT

Sexual harassment is a form of misconduct that undermines the integrity of the academic environment. It is the policy of the Yosemite Community College District that sexual harassment is prohibited.

All members of the community, especially officers, faculty, and other individuals who exercise supervisory authority, have an obligation to promote an environment that is free of sexual harassment.

Yosemite Community College District Policy on Sex/Gender Harassment, Discrimination be found at the following link:
https://www.yosemite.edu/trustees/board_policy/3540%20Sex-Gender%20Harassment%20Discrimination%20and%20Sexual%20Misconduct.pdf

Any complaints or inquiries regarding sexual harassment of a student by an officer, other student, faculty member, or staff member should be brought to the immediate attention the Title IX Coordinator.

Such inquires or complaints will receive a prompt and thorough investigation. If harassment is established, the District will discipline the offender. Disciplinary action for violations of this policy can range from verbal or written warnings, up to and including immediate termination from employment or dismissal for serious or repeated violations.

SEX OFFENDERS

In accordance with the Adam Walsh Child Protection and Safety Act 2006 (42 U.S.C.16921) and the Campus Sex Crimes Prevention Act of 2000, which amends the Jacob Wetterling Crimes Against Children and Sexually Violent Offender Registration Act, the Jeanne Clery Act, and the Family Educational Rights and Privacy Act of 1974, the Yosemite Community College District is providing a link to the California State Sex Offender Registry. All sex offenders are required to register in the state of California and to provide notice of each institution of higher education in California at which the person is employed, carries out a vocation, or is a student. This information can be found at the following link: <http://www.meganslaw.ca.gov/>

Sex offenders are required to register with the police in the jurisdiction in which they reside and at institutions of higher learning if they are students there or if they work there as employees, contractors, or volunteers. A sex offender who is an employee or volunteer in the District must disclose his/her status as a registrant upon his/her application or acceptance of the position if he/she:

1. Would be working directly and in an unaccompanied setting with minor children on more than an incidental and occasional basis or have supervision or disciplinary power over minor children, or
2. Would be working directly and in an accompanied setting with minor children and his/her work would require touching minor children on more than an incidental basis.

A sex offender who must register for committing a crime against a minor victim under the age of 16 is prohibited from serving as an employer, employee, contractor, or volunteer in any capacity in which the sex offender would be working directly and in an unaccompanied setting with minor children on more than an incidental and occasional basis or involving having supervision or disciplinary power over minor children.

ADDRESSING SEXUAL MISCONDUCT, DATING VIOLENCE, DOMESTIC VIOLENCE, STALKING, SEXUAL HARASSMENT, AND OTHER ACTS OF SEX AND GENDER DISCRIMINATION.

For offenses including sexual misconduct or other gender-based violence, which typically include the crimes of domestic violence, dating violence, sexual harassment, sexual misconduct, and stalking, sanctions range from warning to expulsion. Serious and violent incidents and acts of non-consensual sexual intercourse usually result in suspension, expulsion, or termination of employment. Lying to investigators (and/or failing to participate in an

investigation) can result in additional consequences under the Code of Student Conduct.

Procedurally, when the colleges of the Yosemite Community College District receive a report of sexual misconduct, gender-based violence, or other sex or gender discrimination, the campus Title IX Coordinator is notified. If the victim wishes to access local community agencies and/or law enforcement for support, the District/College Title IX team will assist the victim in making these contacts. The Title IX Coordinator will offer assistance to victims in the form of interim or long-term measures such as opportunities for academic accommodations; changes in housing for the victim or the responding student if living on campus; changes in working situations if working on campus; and other assistance as may be appropriate and available on campus or in the community (such as no-contact orders, campus escorts, transportation assistance, targeted interventions, etc.). If the victim so desires, that individual will be connected with a counselor, as well as an on- or off-campus victim’s advocate. No victim is required to take advantage of these services and resources, but the District provides them in the hopes of offering help and support without condition or qualification. A summary of rights, options, supports, and procedures, in the form of this document, is provided to all victims, whether they are students, employees, guests, or visitors.

When appropriate upon receipt of notice, the Title IX Coordinator will cause a prompt, fair, and impartial process to be initiated, commencing with an investigation, which may lead to the imposition of sanctions based upon a preponderance of evidence (what is more likely than not), upon a responding student or other accused individual. Procedures detailing the investigation and resolution processes of the Yosemite Community College District can be obtained from the Title IX Coordinator. The Title IX Coordinator is ultimately responsible for assuring in all cases that the behavior is brought to an end; the District acts to reasonably prevent its recurrence, and that the effects on the victim and the community are remedied.

The Title IX Coordinator is also responsible for assuring that training is conducted annually for all advocates, investigators, hearing officers, panelists, and appeals officers that encompass a hearing process that protects the safety of victims and promotes accountability. Training will focus on sexual misconduct, domestic violence, dating violence, sexual assault, stalking, sexual harassment, retaliation, and other behaviors that can be forms of sex or gender discrimination covered by Title IX and the Clery Act. Training will help those decision-makers in the process of protecting the safety of victims and promoting accountability for those who commit offenses.

The investigation and records of the resolution are maintained confidentially. Information is shared internally between administrators who need to know, but a tight circle is kept. Where information must be shared to permit the investigation to move forward, the person bringing the accusation will be informed. Privacy of the records specific to the investigation is maintained in accordance with California law and the federal FERPA statute. Any public release of information needed to comply with the open crime logs or timely warning provisions of the Clery Act will not include the names of victim or information that could easily lead to a victim's identification. Additionally, the Yosemite Community College District maintains privacy in relation to any accommodations or protective measures afforded to a victim, except to the extent necessary to provide the accommodations and/or protective measures. Typically, if faculty members or administrators are asked to provide accommodations for a specific student, they are told that such accommodations are necessary under Title IX or the Clery Act, but they are not given any details of the incident, or what kind of incident it is. Irrespective of state law or public records access provisions, information about victims is maintained privately in accordance with Title IX and FERPA.

In any complaint of sexual misconduct, sexual assault, stalking, dating violence, domestic violence, or other sex or gender-based discrimination covered under the federal law, Title IX, the person bringing the accusation and the responding party are entitled to the same opportunities for a support person of their choice throughout and to fully participate in the process, including any meeting, conference, hearing, appeal, or other procedural action. Once complete, the parties will be informed, in writing, of the outcome, including the finding, the sanctions (if any), and the rationale therefor. Delivery of this outcome to the parties will occur without undue delay between notifications.

All parties will be informed of the Yosemite Community College District appeal processes, and their rights to exercise a request for appeal. Should any change in outcome occur prior to finalization, all parties will be timely informed in writing, and will be notified when the results of the resolution process become final.

Both Title IX and the Clery Act provide protections for whistleblowers who bring allegations of non-compliance with the Clery Act and/or Title IX to the attention of appropriate campus administrators. The Yosemite Community College District does not retaliate against those who raise concerns of non-compliance. Any concerns should be brought to the immediate attention of Lloyd Jackson, the Title IX Coordinator, and/or to officials of the

U.S. Department of Education.

A page dedicated to Title IX has been established on the District's web site, which provides detailed information concerning Title IX at the Yosemite Community College District. <https://www.yosemite.edu/title9/>

Where the victim has filed a criminal complaint with local law enforcement, the District will consider what information the District is able to share, pursuant to state and federal law, to ensure that victims are not unnecessarily required to give multiple statements about a traumatic event. The District will continue to conduct its own thorough, reliable, prompt, and impartial investigation.

The District will normally complete its sexual misconduct investigation within 60 business days of receiving the complaint, unless extended by the Title IX Coordinator or Campus Coordinator for good cause. The Title IX Coordinator or Campus Coordinator will notify the victim and accused in writing of the reason for the extension and the projected new timeline.

The victim and accused will have equal opportunity to present relevant witnesses and other evidence to the District investigator. The District will provide the same opportunities to the victim and accused; for example, both parties are entitled to an advisor of their choosing to guide and accompany them throughout the campus resolution process. The advisor may be a friend, mentor, family member, attorney, or any other supporter a party chooses to advise them who is both eligible and available. People who will be interviewed as witnesses may not serve as advisors. Employees have rights pursuant to collective bargaining agreements, Leadership Team Handbook, and statute that may pertain.

The parties are entitled to be accompanied by their advisor in all meetings and interviews at which the party is entitled to be present. Advisors should help their advisees for each meeting, and are expected to advise ethically, with integrity and in good faith. The District cannot guarantee equal advisory rights, meaning that if one party selects an advisor who is an attorney but the other party does not, or cannot afford an attorney, the District is not obligated to provide one.

At any point during the investigation, if it is determined there is no reasonable cause to believe that District policy has been violated, the Vice Chancellor of Human Resources (accused employee investigations), the Title IX Administrator, or Campus Coordinator has the authority to terminate the investigation and end resolution proceedings.

Should there be a finding of a violation of Board Policy, the Reporting Party and Responding Party will be provided the findings of the investigation in writing. The report will be moved to the appropriate office for the determination of charge and discipline.

The Student Discipline Office at each college, in conjunction with the Title IX Office and in accordance with Board Policy 5500—Standards of Student Conduct, addresses student discipline.

Sanctions

The following sanctions may be imposed upon any student found to have violated the Standards of Conduct:

- Reprimand—Verbal or written warning to cease and desist from conduct that has been determined to violate the Standards of Conduct.
- Removal of student from class.
- Discretionary Sanctions—Work assignments, essays, service to the College, or other related discretionary assignments which may include:
 - Loss of Privileges—Denial of specified privileges for a designated period of time.
 - Restitution—Compensation for loss, damage, or injury. This may take the form of appropriate service or monetary or material replacement.
 - Disciplinary Probation—A written reprimand for violation of specified regulations. Probation is for a designated period and includes:
 - Conditions imposed that must be met within the designated timeframe and
 - The probability of more severe disciplinary sanctions if the student is found to violate any institutional regulation(s) during the probationary period.
- Suspension—Involuntary removal of a student, for good cause, from one or more classes or from the College by action of the Student Conduct Officer for a specified period of time, after which the student is eligible to return. Conditions for readmission may be specified. A student placed on suspension from all classes and activities of a College may not enter College premises nor be enrolled in any College or program in the District for the period of suspension and is subject to arrest if found to be on the premises. (Penal Code Section 626.2) 35
- Short-Term Suspension—Removal from one or more classes for a period of up to 10 consecutive days.

- Long-Term Suspension:
 - Removal from one or more classes for the remainder of the academic term;
 - Expulsion – Permanent separation of the student from the District.
 - A student may be expelled for good cause where other means of correction have failed to bring about proper conduct or when the presence of the student causes a continuing danger to the physical safety of students or others.
 - Disciplinary action of expulsion may only be recommended by the Student Conduct Officer or the Chief Student Services Officer.
 - The recommendation to expel a student shall be made to the College President.
 - Only the Board of Trustees may expel a student.

The Discipline Officer will create a record of disciplinary actions, along with relevant supporting documents and evidence. This record shall be maintained as a confidential student disciplinary record and may not be released without the permission of the student, except as permitted by law. The student shall have the right to inspect the record and to challenge the contents. Disciplinary records shall be retained in a manner consistent with state law.

FINDINGS INVOLVING EMPLOYEES

In the event of a finding of a violation of Board Policy involving a faculty or staff member, the investigative report and finding will be provided to the Vice Chancellor of Human Resources for the determination of charges and discipline in accordance with the negotiated bargaining agreements and California Law.



POLICY AGAINST UNLAWFUL DISCRIMINATION OR HARASSMENT

All forms of harassment are contrary to basic standards of conduct between individuals. Unlawful harassment is prohibited by state and federal law, as well as this policy, and will not be tolerated. The District is committed to providing an academic and work environment that respects the dignity of individuals and groups. The District shall be free of all forms of unlawful harassment, including that which is based on any of the following statuses: race, religious creed, color, national origin, ancestry, physical disability, mental disability, medical condition, genetic information, marital status, sex, gender, gender identity, gender expression, age, sexual orientation of any person, or military and veteran status, or because he/she is perceived to have one or more of the foregoing characteristics.

AWARENESS & PREVENTION PROGRAMS

In an effort to reduce the risk of sexual misconduct as well as the crimes of rape, sexual assault, sexual harassment, stalking, dating violence, and domestic violence occurring among its students, the colleges of the District utilize a range of campaigns, strategies, and initiatives to promote awareness, educational, risk reduction, and prevention programming.

It is the policy of the Yosemite Community College District to offer programming to identify and prevent domestic violence, dating violence, sexual assault (including stranger and known offender assaults), and stalking each year.

Educational programs are offered to raise awareness for all incoming students and employees, and are often conducted during new student and new employee orientation and throughout an incoming student's first semester.

Programs and other campaigns offered throughout the year to all students and employees include strong messages regarding not just awareness, but also primary prevention (including normative messaging, environmental management, and bystander intervention), and discuss institutional policies on sexual misconduct as well as the California law definitions of domestic violence, dating violence, sexual assault, stalking, and consent in reference to sexual activity.

Programs also offer information on risk reduction that strives to empower victims, how to recognize warning signals and avoid potential attacks, and do so without victim-blaming approaches.

In 2018, the colleges of the Yosemite Community College District participated in the following training:

- New Student Orientation. Online orientation discusses Sexual Assault, Intimate, Partner Violence, Stalking, Consent, How to Report, Support Services and Bystander Intervention
- New Student Orientation. College Skills Summer Program, Sexual Assault, Consent, Intimate Partner Violence, Stalking, Reporting, and Bystander Intervention.
- Agriculture Intern Orientation. New interns residing on the campus receive training on Sexual Assault, Consent, Bystander Intervention, Domestic Violence and Stalking Prevention and resources for reporting.
- Club Training. Training for student clubs and organizations on Sexual Assault, Dating Violence, Stalking, Alcohol & Drugs, Consent, and resources for reporting.
- New Employee Orientation. Covering Reporting responsibilities under the Clery Act, Title IX and Board Policy. The Behavioral Intervention Program at the colleges.
- Division/Department Meetings. Title IX Coordinator attends Division Department meetings and conducts training on one of the areas covered by Title IX (Sexual Assault, Sexual Harassment, Dating Violence, Stalking) How to Report, actions to be taken to assist the victim.
- Athletics Meeting. Title IX meeting with Athletic Division Coaches on their role in Title IX, Reporting Incidents, providing training to teams on Bystander Intervention, Consent and Sexual Assault.
- Staff members receive additional information as part of an annual Emergency Operations Plan and Disaster Preparedness training.
- Healthy Relationships (Health Services, Healthy Living Series): Discussion on the aspects of Healthy Relationships
- Domestic/Dating Violence Prevention by Haven Center of Stanislaus
- Human Trafficking Class by Without Permission
- Campus Safety Officer Training. Responding to Sexual Assault. Training on appropriate response to a report of sexual assault in a trauma informed manner.
- Campus Safety Dispatcher Training. Handling Calls of Domestic Violence, Dating Violence, Stalking, and Sexual Assault.

- No Class Canceled. With sufficient notice from an instructor or Dean, Title IX and Campus Safety and Security will come and conduct a class on crime prevention and safety issues related to campus.
- Rape Aggression Defense. Basic Personal Defense for Women teaches risk awareness, risk avoidance, and

defense from abduction and assault.

- Athletics Team/Coach Discussions on Sexual Misconduct.
- Title IX Investigation and Adjudication Training.

The Colleges participated in the following community events regarding Sexual Assault, Intimate Partner Violence, Stalking, and Harassment:

- Priceless Film and discussion on Human Trafficking hosted by the Stanislaus Family Justice Center, January 2018.
- Walk a Mile in Her Shoes. National Event hosted locally by the Haven Center of Stanislaus. The International Men's March to Stop Rape, Sexual Assault and Gender Violence. A Walk a Mile in Her Shoes® Event is a playful opportunity for men to raise awareness in their community about the serious causes, effects, and remediation to men's sexualized violence against women, April 2018.
- Light of the Moon. A Film and Panel Discussion about the impact of sexual assault and regaining intimacy and control in one's life. April 2018
- Love Is Louder (Columbia). Students and staff given an opportunity to make a video statement in support of the Love is Louder Campaign critical message that love and support is more powerful than the external and internal voices that bring us down, cause us pain, and make us feel hopeless.



BYSTANDER INTERVENTION

Bystander intervention means safe and positive options that may be carried out by an individual or individuals to prevent harm or intervene when there is a risk of dating violence, domestic violence, sexual assault, or stalking. Bystander intervention includes recognizing situations of potential harm, understanding institutional structures and cultural conditions that facilitate violence, overcoming barriers to intervening, identifying safe and effective intervention options, and taking action to intervene.

All members of the community are expected to take reasonable action to prevent or stop any act of sexual violence, harassment, or any violation of college policies. The District prohibits any retaliation, coercion, threats, or discrimination against any individual who intervenes, reports, or provides information on sexual or relationship violence.

Bystander intervention is part of new student orientation and provided in workshops during the semester.

- Steps toward Taking Action:
 - Notice the event—any behavior you recognize that would lead to violence.
 - Consider whether the situation demands your action. Is this going to resolve itself or would it be helpful if you did something?
 - Decide if you have a responsibility to act. Should you do something to assist knowing that other people are around, but will more than likely not step in.
 - Choose what form of assistance to use. Directly intervene, redirect their attention elsewhere to distract them, Call Campus Safety or the Police to report the situation.
- Act and be safe! Understand how to implement the choice safely

CLERY STATISTICAL INFORMATION

Reporting of statistics under the Clery Act uses federal offenses definitions that allow comparability across campuses, regardless of the state in which the campus is located. These definitions are as follows:

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

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

Sexual Assault: Any offense that meets the definition of rape, fondling, incest, or statutory rape as used in the FBI's Uniform Crime Reporting system. A sex offense is any act directed against another person, without the consent of the victim, including instances where the victim is incapable of giving consent.

Forcible 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.

Non-Forcible Sex Offenses:

- A. **Incest:** Sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
- B. **Statutory Rape:** Sexual intercourse with a person who is under the statutory age of consent.

Stalking: Engaging in a course of conduct directed at a specific person that would cause a reasonable person to:

- A. Fear for the person's safety or the safety of others, or
- B. Suffer substantial emotional distress.

For the purposes of this definition, course of conduct means two or more acts, including but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method, device, or means, follows, monitors, observes, surveils, threatens, or communicates to or about a person, or interferes with a person's property.

Domestic Violence: A felony or misdemeanor crime of violence committed:

- A. By a current or former spouse or intimate partner of the victim;
- B. by a person with whom the victim shares a child in common;
- C. by a person who is cohabitating with, or has cohabitated with, the victim as a spouse or intimate partner;
- D. by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred; or
- E. by any other person against an adult or youth victim who is protected.

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

- A. The existence of such a relationship shall be determined based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship.
- B. For the purposes of this definition:
 - a) Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse.
 - b) Dating violence does not include acts covered under the definition of domestic violence.

C. For the purposes of complying with the requirements of this section and §668.41, any incident meeting this definition is considered a crime for the purposes of Clery Act reporting.

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

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.

Burglary: The unlawful entry of a structure to commit a felony or a theft.

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.

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

HATE CRIMES

The law requires the release of statistics by category of prejudice concerning the occurrence of crimes in the above classifications in which the victim is selected because of the actual or perceived race, gender, religion, sexual orientation, ethnicity, or disability of the victim.

In August 2008, the Higher Education Opportunity Act S488, 20 U.S.C. S1092 (f) (1) F (ii) modified the above hate crimes to include the following additional crimes under the hate crime category:

- **Larceny Theft:** The unlawful taking, carrying, leading or riding away of property from the possession, or constructive possession, of another.
- **Threats:** Intimidation (includes stalking) 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.
- **Vandalism:** 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.
- **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



CLERY GEOGRAPHY

The Clery Act requires the identification and use of specific geography in the calculation of crime statistics for the annual security report. Maps of the Clery reportable areas of the college campuses are maintained in the Title IX Civil Rights office.

On-Campus Property: Any building or property owned or controlled by the college within the same reasonably contiguous geographic area and used by the college in direct support of or in a manner related to the college's educational purposes, including residence halls.

Public Property: All public property, including thoroughfare streets, sidewalks, and parking facilities that is within the campus or immediately adjacent to and accessible from the campus.

Non-Campus Property: Any building or property owned or controlled by a student organization that is officially recognized by the college and is not within the same reasonably contiguous geographical area of the college.

2018 NON-CAMPUS INSTRUCTION SITES

MODESTO JUNIOR COLLEGE

Aspire Vanguard College Prep Academy, 5255 1st Street, Empire

Beckwith Ranch, 4454 Beckwith Road, Modesto

Brenda Athletic Club – 200 Norwegian Ave, Modesto

Ceres High School, 2320 Central Avenue, Ceres

Community Baptist Church – 328 D Street, Waterford

Davis High School – 1200 W. Rumble Ave, Modesto

Direct Appliance, 2424 McHenry Avenue, Modesto

Hanline Elementary School, 4295 Central Avenue, Ceres

Johansen High School – 641 Norseman Drive, Modesto

Modesto McHenry Golf Center, 5150 McHenry Avenue, Modesto

Orville Wright Elementary School, 1602 Monterey Avenue, Modesto

Patterson High School, 200 North 7th Street, Patterson

Parent Resource Center – 811 5th St, Modesto

Pitman High School, 2525 West Christoffersen Parkway, Turlock

Rainbow Sports Complex – 3800 Claribel Rd, Modesto

Salida Elementary School, 4519 Finney Road, Salida

SOS Club 819 Sunset Ave, Modesto

St. Stanislaus Golf Course, 5000 Crows Landing Road, Modesto

Stanislaus Industrial Technology Institute, 635 Walnut Street, Patterson

Stanislaus Redeemer Church 800 H Street Modesto

Turlock High School, 1600 East Canal Drive, Turlock

Valley Charter High School, 108 Campus Way, Modesto

Valley Home Elementary School – 4600 Texas Avenue, Oakdale

COLUMBIA COLLEGE

A-TCAA Family Learning Center 18081 Bluebell Road, E Sonora

427 Hwy 49, Ste 302, Sonora

Calaveras High School, 350 High School Street, San Andreas

Family Learning Center, 427 North Highway 49, Suite 305, Sonora

Mark Twain Elementary School, Angels Camp

Murphys Fire Station, 33 Apple Blossom Drive, Murphys

Oakdale High School, 739 West G Street, Oakdale

Sierra Conservation Center, 5100 O'Byrnes Ferry Road,

Jamestown

St James Episcopal Church, 42 Snell St, Sonora

St Matthew Lutheran Church, 13880 Joshua Way, Sonora

Stanislaus Culinary Arts Institute, 1040 Wakefield Drive, Oakdale

Twain Harte Center, 22511 Twain Harte Dr. Twain Harte

Twain Harte Fitness Center, 18711 Tiffeni Drive, Twain Harte

Vallecito Conservation Camp, 3225 Six Mile Road, Angels Camp

HATE CRIME REPORTING

The law requires that statistics be released separately for any Hate Crimes involving the following crime categories: Murder, Manslaughter, Sex Offenses, Aggravated Assault, Simple Assault, Robbery, Burglary, Motor Vehicle Theft, Arson, Larceny, Dating or Domestic Violence, Vandalism, Intimidation/Threats (including Stalking), any other crime involving Bodily Injury.

All reported Hate Crime statistics include the following locations: On Campus, Non Campus, Public Property, and Residence Units.

The crimes must be categorized based on the following bias: Race, Gender, Religion, Sexual Orientation, Ethnicity, Disability, National Origin, Gender Identity.

Modesto Junior College-East Campus

2018: No Hate Crimes in any category were reported on Modesto Junior College-East Campus

2017: No Hate Crimes in any category were reported on Modesto Junior College-East Campus.

2016: 1 Simple Assault characterized by National Origin committed on public property reported on Modesto Junior College-East Campus.

Modesto Junior College-West Campus

2018: No Hate Crimes in any category were reported on Modesto Junior College-West Campus.

2017: No Hate Crimes in any category were reported on Modesto Junior College-West Campus.

2016: No Hate Crimes in any category were reported on Modesto Junior College-West Campus.

Columbia College

2018: No Hate Crimes in any category were reported on Columbia College.

2017: No Hate Crimes in any category were reported on Columbia College.

2016: No Hate Crimes in any category were reported on Columbia College.



**2016-2018 Columbia College Crime Statistics
Criminal Offenses Reporting Table**

| OFFENSE | YEAR | LOCATIONS | | | | TOTALS |
|------------------------------------|------|--------------------|----------------------------|---------------------|-----------------|--------|
| | | ON-CAMPUS PROPERTY | CALIFORNIA STUDENT HOUSING | NON-CAMPUS PROPERTY | PUBLIC PROPERTY | |
| MURDER/NON- NEGLIGENT MANSLAUGHTER | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| MANSLUGHTER BY NEGLIGENCE | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| RAPE | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| FONDLING | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 1 | 0 | 0 | 0 | 1 |
| | 2016 | 1 | 0 | 0 | 0 | 1 |
| INCEST | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| STATUTORY RAPE | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 1 | 0 | 0 | 1 |
| ROBBERY | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 1 | 0 | 0 | 0 | 1 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| AGGRAVATED ASSAULT | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| BURGLARY | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 1 | 0 | 0 | 0 | 1 |
| MOTOR VEHICLE THEFT | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| ARSON | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |

Crime Statistic for the High Sierra Center are include in the Columbia College Crime Statistics.
There were no Crimes Reported at the High Sierra Center.

Unfounded Crimes

There were no Unfounded Crimes at Columbia College in 2018.
There were no Unfounded Crimes at Columbia College in 2017.
There were no Unfounded Crimes at Columbia College in 2016.

**2016-2018 Columbia College Crime Statistics
VAWA Offenses Reporting Table and Hate Crimes Statistics**

| OFFENSE | YEAR | LOCATIONS | | | | TOTALS |
|-------------------|------|--------------------|--------------------------------------|----------------------|-----------------|--------|
| | | ON-CAMPUS PROPERTY | ON-CAMPUS STUDENT HOUSING FACILITIES | NON- CAMPUS PROPERTY | PUBLIC PROPERTY | |
| DOMESTIC VIOLENCE | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 1 | 0 | 0 | 0 | 1 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| DATING VIOLENCE | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| STALKING | 2018 | 1 | 0 | 0 | 0 | 1 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |

**2016-2018 Columbia College Crime Statistics
Arrests and Disciplinary Referrals**

| OFFENSE | YEAR | LOCATIONS | | | | TOTALS |
|---|------|--------------------|--------------------------------------|---------------------|-----------------|--------|
| | | ON-CAMPUS PROPERTY | ON-CAMPUS STUDENT HOUSING FACILITIES | NON CAMPUS PROPERTY | PUBLIC PROPERTY | |
| ARRESTS: WEAPONS, CARRYING, POSSESSING, ETC. | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| DISCIPLINARY REFERRALS: WEAPONS, CARRYING, POSSESSING, ETC. | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| ARRESTS: DRUG ABUSE VIOLATIONS | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| DISCIPLINARY REFERRALS: DRUG ABUSE VIOLATIONS | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 2 | 3 | 0 | 0 | 5 |
| | 2016 | 1 | 0 | 0 | 0 | 1 |
| ARRESTS: LIQUOR LAW VIOLATIONS | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| DISCIPLINARY REFERRALS: LIQUOR LAW VIOLATIONS | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 1 | 0 | 0 | 0 | 1 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |

- 2017 Drug Violation referred for discipline involved two students in one incident.
- 2017 Drug Violation referred for discipline student housing involved three students in one incident.

**Modesto Junior College—East Campus Crime Statistics
2016-2018 Criminal Offenses Reporting Table and Hate Crimes Statistics**

| OFFENSE | YEAR | *There are no Residential Housing Units at MJC-East | | | | TOTALS |
|------------------------------------|------|---|---------------------------------------|---------------------|-----------------|--------|
| | | ON-CAMPUS PROPERTY | ON-CAMPUS STUDENT HOUSING FACILITIES* | NON-CAMPUS PROPERTY | PUBLIC PROPERTY | |
| MURDER/NON- NEGLIGENT MANSLAUGHTER | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| MANSLUHTER BY NEGLIGENCE | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| RAPE | 2018 | 0 | 0 | 1 | 0 | 1 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| FONDLING | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 1 | 0 | 0 | 0 | 1 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| INCEST | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| STATUTORY RAPE | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| ROBBERY | 2018 | 1 | 0 | 0 | 0 | 1 |
| | 2017 | 1 | 0 | 0 | 1 | 2 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| AGGRAVATED ASSAULT | 2018 | 1 | 0 | 0 | 0 | 1 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| BURGLARY | 2018 | 8 | 0 | 0 | 0 | 8 |
| | 2017 | 1 | 0 | 0 | 0 | 1 |
| | 2016 | 2 | 0 | 0 | 0 | 2 |
| MOTOR VEHICLE THEFT | 2018 | 2 | 0 | 0 | 0 | 2 |
| | 2017 | 5 | 0 | 0 | 0 | 5 |
| | 2016 | 6 | 0 | 0 | 0 | 6 |
| ARSON | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |

Notes for Modesto Junior College—East Campus:

- All Non-Campus incidents are reported on East Campus statistics due to the location of the Office of Instruction on East Campus.
- 2017 On Campus Robbery was reported to the Modesto Police Department. The responsible person was arrested. No report made with MJC.
- 2017 Public Property Robbery occurred on Stoddard Ave.
- 2018 Non- Campus Rape occurred in Turlock.

Unfounded Crimes

There were no Unfounded Crimes at Modesto Junior College-East Campus in 2018.
There were no Unfounded Crimes at Modesto Junior College-East Campus in 2017.
There were no Unfounded Crimes at Modesto Junior College-East Campus in 2016.

2016-2018 Modesto Junior College—East Campus Crime Statistics

VAWA Offenses Reporting Table

| OFFENSE | YEAR | *There are no Residential Housing Units at MJC-East Campus. | | | | TOTALS |
|-------------------|------|---|---------------------------------------|---------------------|-----------------|--------|
| | | ON-CAMPUS PROPERTY | ON-CAMPUS STUDENT HOUSING FACILITIES* | NON-CAMPUS PROPERTY | PUBLIC PROPERTY | |
| DOMESTIC VIOLENCE | 2018 | 2 | 0 | 0 | 0 | 2 |
| | 2017 | 2 | 0 | 0 | 0 | 2 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| DATING VIOLENCE | 2018 | 3 | 0 | 0 | 0 | 3 |
| | 2017 | 2 | 0 | 0 | 0 | 2 |
| | 2016 | 1 | 0 | 0 | 0 | 1 |
| STALKING | 2018 | 3 | 0 | 0 | 0 | 3 |
| | 2017 | 2 | 0 | 0 | 0 | 2 |
| | 2016 | 2 | 0 | 0 | 0 | 2 |

2016-2018 Modesto Junior College—East Campus Crime Statistics

Arrests and Disciplinary Referrals

| OFFENSE | YEAR | *There are no Residential Housing Units at MJC-East Campus. | | | | TOTALS |
|---|------|---|---------------------------------------|---------------------|-----------------|--------|
| | | ON-CAMPUS PROPERTY | ON-CAMPUS STUDENT HOUSING FACILITIES* | NON-CAMPUS PROPERTY | PUBLIC PROPERTY | |
| ARRESTS: WEAPONS, CARRYING, POSSESSING, ETC. | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| DISCIPLINARY REFERRALS: WEAPONS, CARRYING, POSSESSING, ETC. | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 1 | 0 | 0 | 0 | 1 |
| ARRESTS: DRUG ABUSE VIOLATIONS | 2018 | 2 | 0 | 0 | 1 | 3 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| DISCIPLINARY REFERRALS: DRUG ABUSE VIOLATIONS | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| ARRESTS: LIQUOR LAW VIOLATIONS | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| DISCIPLINARY REFERRALS: LIQUOR LAW VIOLATIONS | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |

**2016-2018 Modesto Junior College West Campus Crime Statistics
Criminal Offenses Reporting Table and Hate Crimes Statistics**

| OFFENSE | YEAR | LOCATIONS | | | | TOTALS |
|------------------------------------|-------------|--------------------|--------------------------------------|--------------------|-----------------|----------|
| | | ON-CAMPUS PROPERTY | ON-CAMPUS STUDENT HOUSING FACILITIES | NONCAMPUS PROPERTY | PUBLIC PROPERTY | |
| MURDER/NON- NEGLIGENT MANSLAUGHTER | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| MANSLUGHTER BY NEGLIGENCE | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| RAPE | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| FONDLING | 2018 | 1 | 0 | 0 | 0 | 1 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| INCEST | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| STATUTORY RAPE | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| ROBBERY | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| AGGRAVATED ASSAULT | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| BURGLARY | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 1 | 1 | 0 | 0 | 2 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| MOTOR VEHICLE THEFT | 2018 | 1 | 0 | 0 | 0 | 1 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 2 | 0 | 0 | 0 | 2 |
| ARSON | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |

Notes for Modesto Junior College—West Campus

- All Non-Campus incidents are reported on East Campus statistics due to the location of the Office of Instruction on East Campus.
- Crime Statistics for the Beckwith Ranch are included, in the West Campus Statistics.

Unfounded Crimes

There were no Unfounded Crimes at Modesto Junior College -West Campus in 2018.
 There were no Unfounded Crimes at Modesto Junior College-West Campus in 2017.
 There were no Unfounded Crimes at Modesto Junior College-West Campus in 2016.

**2016-2018 Modesto Junior College—West Campus Crime Statistics
VAWA Offenses Reporting Table**

| OFFENSE | YEAR | LOCATIONS | | | | TOTALS |
|-------------------|------|--------------------|--------------------------------------|---------------------|-----------------|--------|
| | | ON-CAMPUS PROPERTY | ON-CAMPUS STUDENT HOUSING FACILITIES | NON-CAMPUS PROPERTY | PUBLIC PROPERTY | |
| DOMESTIC VIOLENCE | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 1 | 0 | 0 | 0 | 1 |
| DATING VIOLENCE | 2018 | 2 | 0 | 0 | 0 | 2 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 2 | 0 | 0 | 0 | 2 |
| STALKING | 2018 | 1 | 0 | 0 | 0 | 1 |
| | 2017 | 1 | 0 | 0 | 0 | 1 |
| | 2016 | 1 | 0 | 0 | 0 | 1 |

**2016-2018 Modesto Junior College—West Campus Crime Statistics
Arrests and Disciplinary Referrals**

| OFFENSE | YEAR | LOCATIONS | | | | TOTALS |
|---|------|--------------------|--------------------------------------|---------------------|-----------------|--------|
| | | ON-CAMPUS PROPERTY | ON-CAMPUS STUDENT HOUSING FACILITIES | NON-CAMPUS PROPERTY | PUBLIC PROPERTY | |
| ARRESTS: WEAPONS, CARRYING, POSSESSING, ETC. | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| DISCIPLINARY REFERRALS: WEAPONS, CARRYING, POSSESSING, ETC. | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 1 | 0 | 0 | 0 | 1 |
| ARRESTS: DRUG ABUSE VIOLATIONS | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| DISCIPLINARY REFERRALS: DRUG ABUSE VIOLATIONS | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| ARRESTS: LIQUOR LAW VIOLATIONS | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |
| DISCIPLINARY REFERRALS: LIQUOR LAW VIOLATIONS | 2018 | 0 | 0 | 0 | 0 | 0 |
| | 2017 | 0 | 0 | 0 | 0 | 0 |
| | 2016 | 0 | 0 | 0 | 0 | 0 |

- All Non-campus incidents are reported on East Campus statistics due to the location of the Office of Instruction on East Campus.

MODESTO JUNIOR COLLEGE ANNUAL FIRE SAFETY REPORT

Institutions with on-campus student housing facilities must publish annually a fire safety report that provides information on campus fire safety practices and standards. MJC complies with this regulation by including all fire-related incidents at on-campus student housing facilities as part of the "Annual Security and Fire Safety Reports." Information in this report includes:

- Number and cause of fires at MJC Student Housing
- Number of fire-related deaths
- Number of fire-related injuries
- Value of fire-related property damage
- Building evacuation procedures
- Rules on portable electrical appliances, smoking and open flames.
- Fire safety education

What to do if a Fire Occurs

If there is a fire in one of the housing units, immediately call 911. If you are then able to call Campus Safety from a safe place, please do so: (209) 575-6351. Make sure you indicate the number of the housing unit. A Fire Department unit and Campus Safety officer will be dispatched to the housing unit. Exit through the nearest safe exit and move to the building evacuation assembly point. So long as it is safe to do so, remain at the building evacuation assembly point until you are given further instructions by Fire Department, Law Enforcement, Campus Safety, or a college official. Residents should familiarize themselves with the location of the primary and alternate building evacuation assembly points at the beginning of each semester.

If a student finds evidence of a fire that has been extinguished or extinguishes the fire in the MJC Student Housing area, the student should immediately notify Campus Safety to investigate and document the incident.

Fire Protection Equipment/Systems

Campus Safety monitors all fire detection systems on campus 24 hours a day, to include student housing. Student housing units are protected with pull stations and smoke detectors, and each unit has a fire extinguisher.

Health and Safety Inspections

Facilities staff and Agriculture instructors will perform regular inspections of the housing units at the request of the Agriculture Dean. Students are notified beforehand of the inspection process. Reasonable care will be taken by the college that female instructors inspect female student residences and male instructors inspect male student residences. The inspections are conducted to identify safety violations as well as conditions which may be detrimental to the health or welfare of the wider college community.

The inspections will include a visual inspection of electrical cords, sprinkler heads, smoke detectors, and fire extinguishers. In addition, each room is examined for the presence of prohibited items such as candles, halogen lamps, open coiled appliances, pets, etc. Rooms are also examined for evidence of prohibited activity such as smoking in the room, removal of door closers, unauthorized door locking or alarm mechanisms, removal of security equipment, tampering with life safety equipment, etc. This inspection also includes a general assessment of the cleanliness of the room, including food and waste storage.

Conditions warranting follow up will be reported to the Agriculture Dean and, as necessary, the Vice President for Student Services. Student Housing residents sign an agreement in order to take occupancy, signifying their acceptance of and responsibility for abiding by Student Housing and MJC policies and procedures as provided in all printed publications, websites, email, and other media. Per the agreement, college officials may enter any room at any time for the purposes of inspection, establishment of order, maintenance, extermination, inventory correction, cleaning, or in case of emergency or other reasonable purposes.

Fire Safety Rules for MJC Student Housing

Portable Electrical Appliances

Hot plates, halogen lamps, and immersion coils are prohibited as they pose a threat of electrical overload and/or fire. Space heaters may only be used when approved by Facilities.

Microwaves, computers, stereos, televisions, radios, irons, non-commercial hairdryers, and other similar appliances are permitted, unless specifically prohibited by the Agriculture Dean and Facilities. All appliances must have a manufacturer's label that shows the electrical rating and listing by a nationally recognized testing laboratory; e.g. ETL, UL. Residents are strongly encouraged to use surge protectors. Caution should be taken to prevent fire hazards resulting from excessive use of appliances and over dependence on power strips and extension cords.

Special Safety Advisory on Lamps

- The use of halogen lamps is prohibited.
- Carefully read all safety instructions and warnings that accompany any lamp.
- Never use bulbs of a higher wattage or of a different style than is recommended by the manufacturer's instruction.
- Never remove or discard a bulb that is hot to the touch; don't try to operate a lamp that has damaged or missing parts.
- Do not place lamps near clothing, draperies, or bedding, as incidental contact with the lamp bulb could ignite the material. Keep lamps away from windows and closets.
- NEVER place materials such as towels or clothing on top of lamps.
- Avoid placing lamps in locations where they may be knocked over.
- Always remember to turn off or unplug any lamp when changing bulbs or when leaving your housing unit.

Smoking

Smoking, including hookahs and other smoking paraphernalia, is prohibited in all housing units, and outdoors within 20 feet of doors and operable windows. Those who violate this rule may face student disciplinary action and possible expulsion from MJC Student Housing.

Open Flames

Fire or smoke producing articles, such as Bunsen burners, portable stoves, kerosene lamps, cut trees, incense, and candles are prohibited in MJC Student Housing. Possession of hibachis, barbeque grills, smokers, potpourri burning units, or other fire-starting devices/substances is prohibited in Student Housing, as is their use in outdoor space without instructor supervision.

Fire Safety Education

All students accepted into MJC Student Housing will receive fire safety training at least annually. Fire safety education will include but not be limited to:

- General orientation on the Fire Safety Rules for MJC Student Housing.
- What to do if a fire occurs.
- Familiarization with the Building Evacuation Assembly points - primary and alternate.
- There will be two fire drills per year: one in Fall Semester and one in Spring semester.
- Students will be provided with training on the use of fire extinguishers annually.

Fire Log

The MJC Campus Safety Department maintains a Fire Log that states the nature of the fire, date, time, and general location of each fire in Student Housing. The Fire Log is available for public inspection during hours of campus operations at John Muir 151 on the West Campus. Fire logs will be posted and made available within two business days of receiving a report of a fire in Student Housing. The most current 60 days of information will be made available for review. For information older than 60 days, the requester should contact Campus Safety Administration at (209) 575-6005.

Fire Statistics

This reporting period includes statistics for 2016 thru 2018.

Reported Fires by Unit for MJC Student Housing—West Campus

All MJC housing units are located at MJC West Campus, 2201 Blue Gum Avenue

| 2016 Reported Fires by Unit for MJC Student Housing—West Campus | | | | | | | | | |
|---|---------------------------|-------------|------|---------|-------------|--|----------------------------------|---|-------------|
| Reported Fires at MJC Calendar Year 2016 | Total Fires in Each Bldg. | Fire Number | Date | Cause * | Category ** | Number of Injuries that Required Treatment at a Medical Facility | Number of Deaths Related to Fire | Value of Property Damage Caused by Fire | Case Number |
| Unit 1 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 2 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 3 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 4 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 5 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 6 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 7 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |

| 2017 Reported Fires by Unit for MJC Student Housing—West Campus | | | | | | | | | |
|---|---------------------------|-------------|------|---------|-------------|--|----------------------------------|---|-------------|
| Reported Fires at MJC Calendar Year 2017 | Total Fires in Each Bldg. | Fire Number | Date | Cause * | Category ** | Number of Injuries that Required Treatment at a Medical Facility | Number of Deaths Related to Fire | Value of Property Damage Caused by Fire | Case Number |
| Unit 1 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 2 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 3 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 4 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 5 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 6 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 7 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |

| 2018 Reported Fires by Unit for MJC Student Housing—West Campus | | | | | | | | | |
|---|---------------------------|-------------|---------|---------|---------------|--|----------------------------------|---|-------------|
| Reported Fires at MJC Calendar Year 2018 | Total Fires in Each Bldg. | Fire Number | Date | Cause * | Category ** | Number of Injuries that Required Treatment at a Medical Facility | Number of Deaths Related to Fire | Value of Property Damage Caused by Fire | Case Number |
| Unit 1 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 2 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 3 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 4 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 5 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 6 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A | |
| Unit 7 | 1 | 1 | 9/24/18 | A | Unintentional | 0 | 0 | \$50 | 2018-0242 |

*Causes: A. Cooking, B. Smoking C. Open flame D. Electrical E. Heating equipment F. Hazardous products G. Natural H. Other

**Category = Unintentional, Intentional or Undetermined

COLUMBIA COLLEGE ANNUAL FIRE SAFETY REPORT

California Student Housing (CSH) Fire Safety and Prevention Information

(The following excerpt is from the California Student Housing Resident Handbook)

Emergency Procedures

Because each life is precious, any resident not following these safety guidelines at all times may face immediate eviction. We each share responsibility in maintaining a safe environment. A copy of this information will be posted in each room.

EMERGENCY INFORMATION ABOUT FIRES AND PREVENTING FIRES

FIRE PREVENTION:

Preventing fires is everyone's responsibility, as literally hundreds of lives are at stake if we do not use proper judgment. Everyone's cooperation is needed.

A few basic rules to remember include:

1. Be certain the smoke detector in your room is always in good working order. It could save your life. The detector will begin beeping intermittently if a new battery is needed. Notify a residence staff member if your smoke detector is beeping or not working properly.
2. Never smoke or burn any object (such as incense or candles) in, on, or near student housing buildings. Smoking of a cigarette is only allowed outside. Smokers are expected to use the proper receptacle for putting out and disposing of cigarette debris. Do not toss cigarettes into trash cans or onto the ground.
3. Do not tamper with fire alarm equipment, emergency exits, or activate a false alarm. This will result in disciplinary action and a \$500 fine.
4. Do not use combustible materials for decorative purposes.
5. Keep all materials that could catch fire away from hot surfaces. Do not cover light bulbs with a cloth or block the heating/cooling unit in any way.
6. Be familiar with the location of the exits.
7. No matter how many false alarms may occur in the facility, you must treat each one as if it is signaling a real fire. If you fail to evacuate or take excessive time evacuating the building, you could lose your life. You are responsible to cooperate with staff and evacuate

the building in a timely manner. Failure to cooperate with staff or failure to evacuate in a timely manner will result in disciplinary action.

8. After leaving the building, keep a safe distance away from it and do not interfere with housing staff or Emergency Personnel operations.
9. Return to the building only after told that it is safe to do so. Do not re-enter the building when you hear the alarm stop alarming, as it may not be safe to enter. You need to wait until you are given verbal clearance to re-enter by a housing staff or Emergency Personnel.
10. If smoke does enter your room, open a window slightly. Hang something noticeable out the window like a towel or sheet to indicate your exact location to fire fighters.
11. If you cannot open a window, remain close to the floor. The best breathing air will be within 18 inches of the floor.
12. Above all, do not panic. The Columbia College Fire Department is familiar with campus residential communities and will be on the scene in minutes.

If You Discover A Fire:

1. Call 911 and report the location of the fire from outside the building.

EVACUATION:

1. When evacuating CSH, getting out safely is the main priority.
2. Grab your identification and a cell phone if it is possible to do so quickly. Do not pack. Leave all other belongings behind and exit the building in a prompt manner.

3. Proceed at least 500 feet away from the buildings and meet at the opposite end of the emergency (either the dumpsters or the recycling bins). Do not leave the housing area unless directed by staff, police or fire authorities.
4. Contact your roommates. Report any missing or injured persons to a Resident Assistant.
5. Do not re-enter the building until the proper authorities have given permission.

ELECTRICAL SAFETY GUIDELINES:

In an effort to promote fire safety, each resident must abide by the following regulations:

1. Only UL-listed electrical products are allowed in the building.
2. Only 3-prong grounded multi-plug adapters/ power strips are allowed.
3. No multi-plug adapters or surge protectors are allowed in the bathroom under any condition.
4. Papers, clothing, and all combustible material are to be kept away from adapters, outlets, cords, and power strips.
5. All extension cords must be 3-prong grounded cords and no longer than 6 feet in length.
6. No additional lighting (decorative or other) is allowed in the bathroom at any time.
7. Electrical items used in bathrooms must be unplugged when not in use.
8. This includes hair dryers, electrical razors, clothing irons, and any item with an electrical plug.
9. Hair dryers draw a lot of electricity and should only be used in the bathroom.
10. Lamps must have a shade over the bulb at all times. This shade must be store manufactured. The light bulb cannot exceed the rating of the fixture. All combustible material must be kept away from the light bulb and the cord at all times.

11. Do not operate too many electrical items off of any single outlet (no more than 1000 watts).
12. No smoke detector or sprinklers shall be covered or obstructed in any manner.
13. If a detector is covered or obstructed in any manner, the resident(s) of the room will face eviction. The smoke detectors are an important safety item.
14. Nothing shall be mounted within 12 inches of the smoke detector in any direction.
15. Anyone tampering with any fire equipment (including fire exits) will face eviction and legal penalties.
16. Personal fans should not be left on when no one is in the room/bathroom.
17. You are responsible to report cracked outlet/ switch plate covers to the Housing Office immediately.
18. You are responsible to report cracked, broken, or missing room light covers (moon covers) immediately

Health and Safety Inspections

Routine maintenance needs to be completed throughout the semesters (approximately every 6 weeks). A 24-hour notice will be posted to obtain entry into units for general repair and check smoke detectors. We encourage residents to be present, however if no residents are present a staff member will use their key to obtain entry. Upon entry, all violations will be reported to the office.

During the October and April Health and Safety inspections, we change the batteries in the bedroom smoke detectors – therefore changing them twice a year.

Sprinkler System

- 1) California Student Housing Fire sprinkler system is inspected quarterly by Signal Service.
- 2) An annual inspection, testing, and maintenance of our Sprinkler system is completed by Cisco Fire Sprinkler, Inc.

Annual Fire Inspection Reports are available upon request from Tuolumne County Fire Department.

California Student Housing requires staff members to complete a training on fire sprinkler use and are issued a fire extinguisher (5 employees).

Each building is equipped with two external fire extinguishers and are inspected annually by Sonora Fire & Safety Equipment.

California Student Housing indicates two mandatory fire drills – one in the fall and one in the spring.

FIRES – ON-CAMPUS STUDENT HOUSING FACILITIES

California Student Housing

11800 Columbia College Drive, Sonora CA 95370 (Privately owned, not operated by Columbia College)

| Reported Fires California Student Housing Columbia College | | | | | | | | | | |
|--|---------------|------|------|------|------|---------|-------------|--|----------------------------------|---|
| Building | UNITS IN BLDG | 2016 | 2017 | 2018 | Date | Causes* | Category ** | Number of Injuries that Required Treatment at a Medical Facility | Number of Deaths Related to Fire | Value of Property Damage Caused by Fire |
| Building B | 21-26 | 0 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A |
| Building B | 31-36 | 0 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A |
| Building C | 41-46 | 0 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A |
| Building C | 51-56 | 0 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A |
| Building D | 61-66 | 0 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A |
| Building D | 71-76 | 0 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A |
| Building E | 81-86 | 0 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A |
| Building E | 91-96 | 0 | 0 | 0 | N/A | N/A | N/A | N/A | N/A | N/A |

*Causes:

**Category = Unintentional, Intentional or Undetermined

- A. Cooking
- B. Smoking Materials
- C. Open Flames
- D. Electrical
- E. Heating Equipment
- F. Hazardous Products
- G. Natural
- H. Other



BOARD POLICIES RELATED TO THIS REPORT

The policies and Procedures of the Yosemite Community College district can be found at:

<https://www.yosemite.edu/trustees/boardpolicy>

BP 3410 Non-Discrimination

https://www.yosemite.edu/trustees/board_policy/3410%20Nondiscrimination.pdf

BP 3430 Prohibition of Harassment

https://www.yosemite.edu/trustees/board_policy/3430%20Prohibition%20of%20Harassment.pdf

BP 3435 Discrimination and Harassment Complaints and Investigations

https://www.yosemite.edu/trustees/board_policy/3435%20Discrimination%20and%20Harassment%20Complaints%20and%20Investigations.pdf

BP 3500 Campus Safety

https://www.yosemite.edu/trustees/board_policy/3500%20Campus%20Safety.pdf

BP 3501 Campus Security and Access

https://www.yosemite.edu/trustees/board_policy/3501%20Campus%20Security%20and%20Access.pdf

BP 3503 Missing Student Notification

https://www.yosemite.edu/trustees/board_policy/3503%20Missing%20Student%20Notification.pdf

BP 3505 Emergency Operation Plan

https://www.yosemite.edu/trustees/board_policy/3505%20Emergency%20Operations%20Plan.pdf

BP 3510 Workplace Violence

https://www.yosemite.edu/trustees/board_policy/3510%20Workplace%20Violence.pdf

BP 3515 Reporting of Crimes

https://www.yosemite.edu/trustees/board_policy/3515%20Reporting%20of%20Crimes.pdf

BP 3516 Registered Sex Offender Information

https://www.yosemite.edu/trustees/board_policy/3516%20Registered%20Sex%20Offender%20Information.pdf

BP 3518 Child Abuse Reporting

https://www.yosemite.edu/trustees/board_policy/3518%20Child%20Abuse%20Reporting.pdf

BP 3520 Local Law Enforcement

https://www.yosemite.edu/trustees/board_policy/3520%20Local%20Law%20Enforcement.pdf

BP 3530 Weapons on Campus

https://www.yosemite.edu/trustees/board_policy/3530%20Weapons%20on%20Campus.pdf

BP 3540 Sex/Gender Harassment, Discrimination and Sexual Misconduct –

https://www.yosemite.edu/trustees/board_policy/3540%20Sex-Gender%20Harassment%20Discrimination%20and%20Sexual%20Misconduct.pdf

BP 3550 Drug Free Environment and Drug Prevention Program

BP 3560 Alcoholic Beverages

https://www.yosemite.edu/trustees/board_policy/3560%20Alcoholic%20Beverages%20Intoxicants%20and%20Narcotics.pdf

Also see

BP 3570 Smoking on Campus

https://www.yosemite.edu/trustees/board_policy/3570%20Smoking%20on%20Campus.pdf

BP 5500 Standards of Conduct

https://www.yosemite.edu/trustees/board_policy/5500%20Standards%20of%20Student%20Conduct.pdf

STATE CRIME DEFINITIONS

Sexual Assault

California Penal Code Section 243.4:

(c) Any person who touches an intimate part of another person for the purpose of sexual arousal, sexual gratification, or sexual abuse, and the victim is at the time unconscious of the nature of the act because the perpetrator fraudulently represented that the touching served a professional purpose, is guilty of sexual battery. A violation of this subdivision is punishable by imprisonment in a county jail for not more than one year, and by a fine not exceeding two thousand dollars (\$2,000); or by imprisonment in the state prison for two, three, or four years, and by a fine not exceeding ten thousand dollars (\$10,000).

(d) Any person who, for the purpose of sexual arousal, sexual gratification, or sexual abuse, causes another, against that person's will while that person is unlawfully restrained either by the accused or an accomplice, or is institutionalized for medical treatment and is seriously disabled or medically incapacitated, to masturbate or touch an intimate part of either of those persons or a third person, is guilty of sexual battery. A violation of this subdivision is punishable by imprisonment in a county jail for not more than one year, and by a fine not exceeding two thousand dollars (\$2,000); or by imprisonment in the state prison for two, three, or four years, and by a fine not exceeding ten thousand dollars (\$10,000).

(e)(1) Any person who touches an intimate part of another person, if the touching is against the will of the person touched, and is for the specific purpose of sexual arousal, sexual gratification, or sexual abuse, is guilty of misdemeanor sexual battery, punishable by a fine not exceeding two thousand dollars (\$2,000), or by imprisonment in a county jail not exceeding six months, or by both that fine and imprisonment. However, if the defendant was an employer and the victim was an employee of the defendant, the misdemeanor sexual battery shall be punishable by a fine not exceeding three thousand dollars (\$3,000), by imprisonment in a county jail not exceeding six months, or by both that fine and imprisonment. Notwithstanding any other provision of law, any amount of a fine above two thousand dollars (\$2,000) which is collected from a defendant for a violation of this subdivision shall be transmitted to the State Treasury and, upon appropriation by the Legislature, distributed to the Department of Fair Employment and Housing for the purpose of enforcement of the California Fair Employment and Housing Act (Part 2.8 (commencing with Section 12900) of Division 3 of Title 2 of the Government Code), including, but not limited to, laws that proscribe sexual harassment in places of employment. However, in no event shall an amount over two thousand dollars (\$2,000) be transmitted to the State Treasury until all fines, including any restitution fines that may have been imposed upon the defendant, have been paid in full.

(e)(2) As used in this subdivision, "touches" means physical contact with another person, whether accomplished directly, through the clothing of the person committing the offense, or through the clothing of the victim.

(f) As used in subdivisions (a), (b), (c), and (d), "touches" means physical contact with the skin of another person whether accomplished directly or through the clothing of the person committing the offense.

(g) As used in this section, the following terms have the following meanings:

- (1) "Intimate part" means the sexual organ, anus, groin, or buttocks of any person, and the breast of a female.
- (2) "Sexual battery" does not include the crimes defined in Sections 261 or 289.
- (3) "Seriously disabled" means a person with severe physical or sensory disabilities.
- (4) "Medically incapacitated" means a person who is incapacitated as a result of prescribed sedatives, anesthesia, or other medication.
- (5) "Institutionalized" means a person who is located voluntarily or involuntarily in a hospital, medical treatment facility, nursing home, acute care facility, or mental hospital.
- (6) "Minor" means a person under 18 years of age.

(h) This section shall not be construed to limit or prevent prosecution under any other law, which also proscribes a course of conduct that also is proscribed by this section.

(i) In the case of a felony conviction for a violation of this section, the fact that the defendant was an employer and the victim was

an employee of the defendant shall be a factor in aggravation in sentencing.

(j) A person who commits a violation of subdivision (a), (b), (c), or (d) against a minor when the person has a prior felony conviction for a violation of this section shall be guilty of a felony, punishable by imprisonment in the state prison for two, three, or four years and a fine not exceeding ten thousand dollars (\$10,000).

Rape

California Penal Code Section 261:

(a) Rape is an act of sexual intercourse accomplished with a person not the spouse of the perpetrator, under any of the following circumstances:

(1) Where a person is incapable, because of a mental disorder or developmental or physical disability, of giving legal consent, and this is known or reasonably should be known to the person committing the act. Notwithstanding the existence of a conservatorship pursuant to the provisions of the Lanterman-Petris-Short Act (Part 1 (commencing with Section 5000) of Division 5 of the Welfare and Institutions Code), the prosecuting attorney shall prove, as an element of the crime, that a mental disorder or developmental or physical disability rendered the alleged victim incapable of giving consent.

(2) Where it is accomplished against a person's will by means of force, violence, duress, menace, or fear of immediate and unlawful bodily injury on the person or another.

(3) Where a person is prevented from resisting by any intoxicating or anesthetic substance, or any controlled substance, and this condition was known, or reasonably should have been known by the accused.

(4) Where a person is at the time unconscious of the nature of the act, and this is known to the accused. As used in this paragraph, "unconscious of the nature of the act" means incapable of resisting because the victim meets any one of the following conditions:

(A) Was unconscious or asleep.

(B) Was not aware, knowing, perceiving, or cognizant that the act occurred.

(C) Was not aware, knowing, perceiving, or cognizant of the essential characteristics of the act due to the perpetrator's fraud in fact.

(D) Was not aware, knowing, perceiving, or cognizant of the essential characteristics of the act due to the perpetrator's fraudulent representation that the sexual penetration served a professional purpose when it served no professional purpose.

(5) Where a person submits under the belief that the person committing the act is someone known to the victim other than the accused, and this belief is induced by any artifice, pretense, or concealment practiced by the accused, with intent to induce the belief.

(6) Where the act is accomplished against the victim's will by threatening to retaliate in the future against the victim or any other person, and there is a reasonable possibility that the perpetrator will execute the threat. As used in this paragraph, "threatening to retaliate" means a threat to kidnap or falsely imprison, or to inflict extreme pain, serious bodily injury, or death.

(7) Where the act is accomplished against the victim's will by threatening to use the authority of a public official to incarcerate, arrest, or deport the victim or another, and the victim has a reasonable belief that the perpetrator is a public official. As used in this paragraph, "public official" means a person employed by a governmental agency who has the authority, as part of that position, to incarcerate, arrest, or deport another. The perpetrator does not actually have to be a public official.

(b) As used in this section, “duress” means a direct or implied threat of force, violence, danger, or retribution sufficient to coerce a reasonable person of ordinary susceptibilities to perform an act which otherwise would not have been performed, or acquiesce in an act to which one otherwise would not have submitted. The total circumstances, including the age of the victim, and his or her relationship to the defendant, are factors to consider in appraising the existence of duress.

(c) As used in this section, “menace” means any threat, declaration, or act, which shows an intention to inflict an injury upon another.

There are also a variety of rape-related crimes that fall under the umbrella of California rape law. These include:

- Penal Code 262 PC "Spousal Rape"
- Date Rape
- Penal Code 261.5 PC "Statutory Rape"
- Penal Code 266c PC "Oral Copulation by Force"
- Penal Code 289 PC "Forcible Penetration with a Foreign Object"

Consent: Affirmative Consent

“Affirmative consent” means affirmative, conscious, and voluntary agreement to engage in sexual activity. It is the responsibility of each person involved in the sexual activity to ensure that he or she has the affirmative consent of the other or others to engage in the sexual activity.

- Lack of protest or resistance does not mean consent.
- Silence does not mean consent.
- Affirmative consent must be ongoing throughout a sexual activity and can be revoked at any time.
- The existence of a dating relationship between the persons involved, or the fact of past sexual relations between them, should never by itself be assumed to be an indicator of consent.

It shall not be a valid excuse to believe that someone affirmatively consented to the sexual activity if they were unable to consent to the sexual activity under any of the following circumstances:

- They were asleep or unconscious.
- They were incapacitated due to the influence of drugs, alcohol, or medication, so that they could not understand the fact, nature, or extent of the sexual activity.
- They were unable to communicate due to a mental or physical condition.
- View the entire bill here: https://leginfo.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SB967

Domestic Violence

California Penal Code Section 13700:

(a) “Abuse” means intentionally or recklessly causing or attempting to cause bodily injury, or placing another person in reasonable apprehension of imminent serious bodily injury to himself or herself, or another.

(b) “Domestic violence” means abuse committed against an adult or a minor who is a spouse, former spouse, cohabitant, former cohabitant, or person with whom the suspect has had a child or is having or has had a dating or engagement relationship. For purposes of this subdivision, “cohabitant” means two unrelated adult persons living together for a substantial period of time, resulting in some permanency of relationship. Factors that may determine whether persons are cohabiting include, but are not limited to, (1) sexual relations between the parties while sharing the same living quarters, (2) sharing of income or expenses, (3) joint use or ownership of property, (4) whether the parties hold themselves out as husband and wife, (5) the continuity of the relationship, and (6) the length of the relationship.

In Section 242, the Penal Code defines battery as a "willful and unlawful use of force or violence against the person of another." Section 243(e) (1) of the Penal Code criminalizes battery within one of the specified familial or intimate relationships. Alternatively, a prosecutor can choose to charge the defendant with battery under Section 243(d) if the defendant "inflicted serious bodily injury" on the victim. Battery under Section 243(d) reflects a greater degree of harm suffered by the victim of domestic violence.

The Penal Code also criminalizes domestic violence under Section 273.5 when an individual's willful conduct leads to a "corporal injury resulting in a traumatic condition" suffered by a person with whom the individual has one of the familial or intimate relationships specified by the domestic violence laws of California.

Dating Violence

California Penal Code Section 243(e) (1):

When a battery is committed against a spouse, a person with whom the defendant is cohabiting, a person who is the parent of the

defendant's child, former spouse, fiancé, or fiancée, or a person with whom the defendant currently has, or has previously had, a dating or engagement relationship, the battery is punishable by a fine not exceeding two thousand dollars (\$2,000), or by imprisonment in a county jail for a period of not more than one year, or by both that fine and imprisonment. If probation is granted, or the execution or imposition of the sentence is suspended, it shall be a condition thereof that the defendant participate in, for no less than one year, and successfully complete, a batterer's treatment program, as described in Section 1203.097, or if none is available, another appropriate counseling program designated by the court. However, this provision shall not be construed as requiring a city, a county, or a city and county to provide a new program or higher level of service as contemplated by Section 6 of Article XIII B of the California Constitution.

Stalking

California Penal Code 646.9:

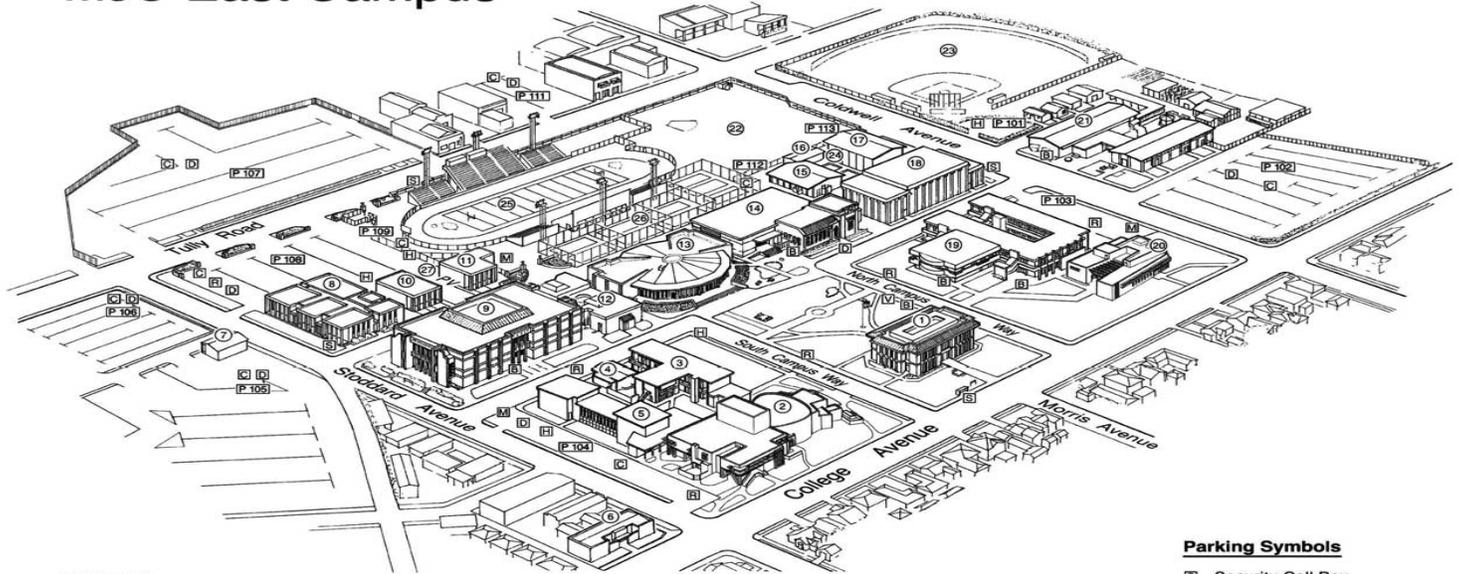
(a) Any person who willfully, maliciously, and repeatedly follows or willfully and maliciously harasses another person and who makes a credible threat with the intent to place that person in reasonable fear for his or her safety, or the safety of his or her immediate family is guilty of the crime of stalking, punishable by imprisonment in a county jail for not more than one year, or by a fine of not more than one thousand dollars (\$1,000), or by both that fine and imprisonment, or by imprisonment in the state prison.

Course of conduct is defined as a "pattern of conduct composed of a series of acts over a period of time, however short, evidencing a continuity of purpose."



COLLEGE CAMPUS MAPS

MJC East Campus



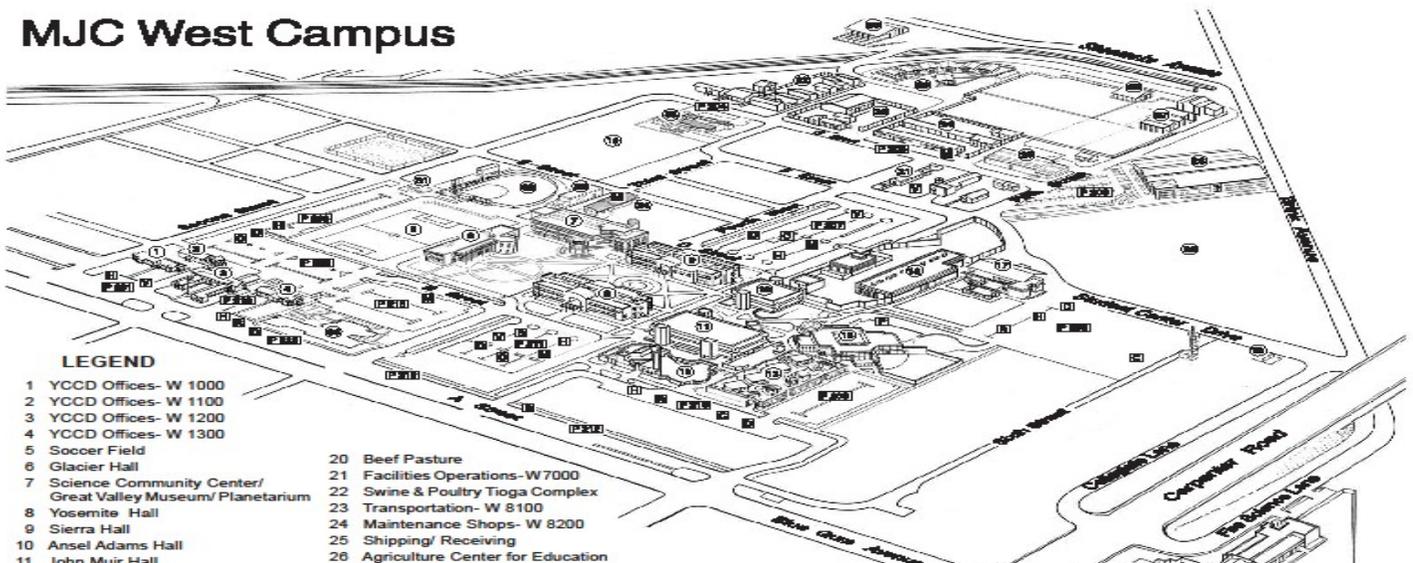
LEGEND

- | | | | |
|------------------------------------|---------------------------------|--------------------------------------|----------------------|
| 1 Administration (Morris Memorial) | 7 Facilities Operations | 14 Learning Resource Center/ Library | 20 Student Services |
| 2 Performing and Media Arts Center | 8 Electronics/ Computer Science | 15 Physical Education- Men | 21 Agriculture |
| 3 Art | 9 Founders' Hall | 16 Physical Education Offices | 22 Athletic Field #1 |
| 4 Art Gallery | 10 Journalism | 17 Physical Education- Women | 23 Athletic Field #2 |
| 5 Music | 11 Classroom Annex | 18 Gymnasium | 24 Swimming Pool |
| 6 Great Valley Museum | 12 Forum | 19 Science | 25 Stadium |
| | 13 Student Center | | 26 Tennis Courts |
| | | | 27 Pirates' Village |

Parking Symbols

- Security Call Box
- Parking 101-113
- Parking Dispenser
- Disabled Parking
- Motorcycle Parking
- Reserved Parking
- Visitor Parking
- Bicycle Parking
- Prime Shine - Pirate Express Shuttle

MJC West Campus



LEGEND

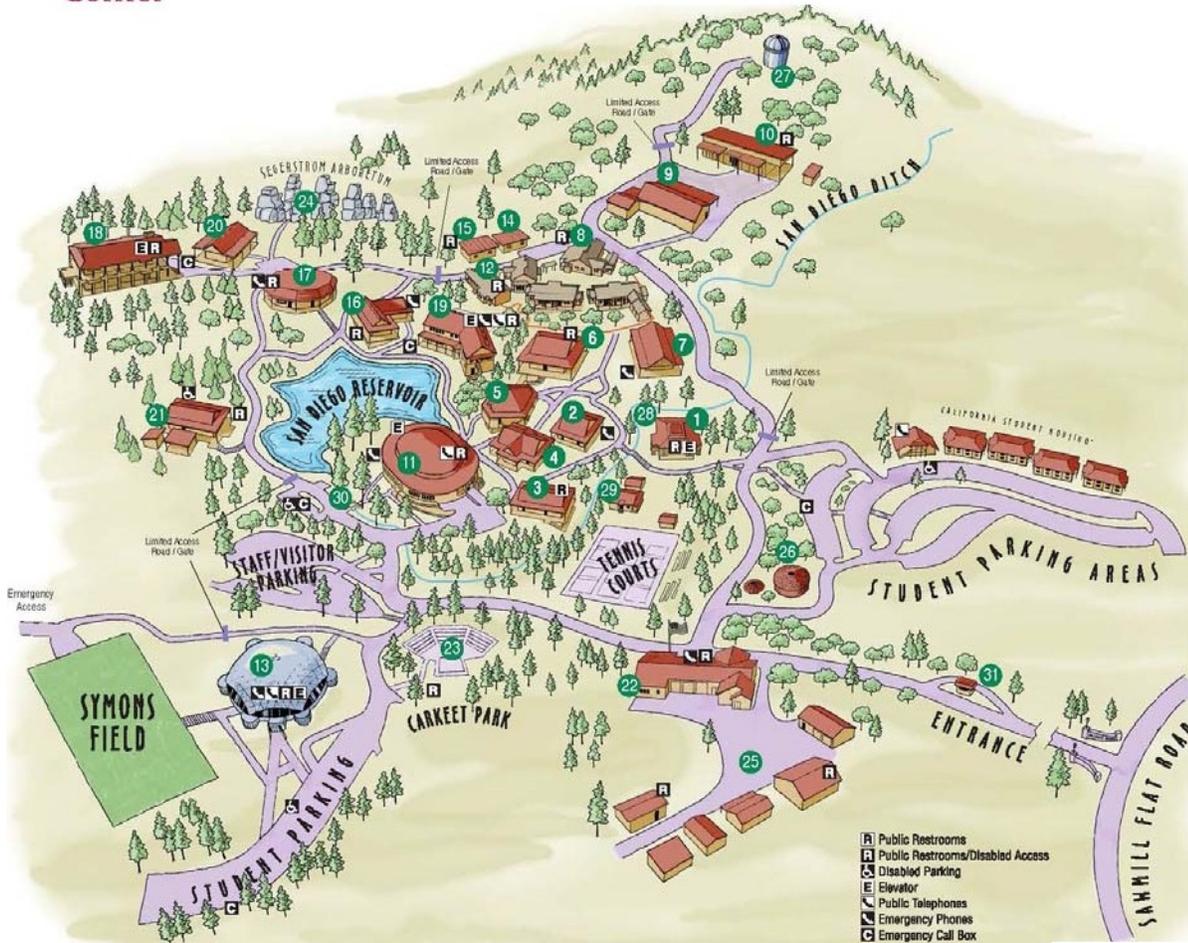
- | | |
|--|---|
| 1 YCCD Offices- W 1000 | 20 Beef Pasture |
| 2 YCCD Offices- W 1100 | 21 Facilities Operations- W 7000 |
| 3 YCCD Offices- W 1200 | 22 Swine & Poultry Tioga Complex |
| 4 YCCD Offices- W 1300 | 23 Transportation- W 8100 |
| 5 Soccer Field | 24 Maintenance Shops- W 8200 |
| 6 Glacier Hall | 25 Shipping/ Receiving |
| 7 Science Community Center/ Great Valley Museum/ Planetarium | 26 Agriculture Center for Education |
| 8 Yosemite Hall | 27 Dairy Unit |
| 9 Sierra Hall | 28 Sheep Unit |
| 10 Ansel Adams Hall | 29 Ag Student Intern Housing |
| 11 John Muir Hall | 30 Beef Unit/ Dairy Unit |
| 12 MeWuk Child Development Lab | 31 Softball Concession Stand |
| 13 Wawona Childcare Center | 32 Softball Field |
| 14 Regional Fire Training Center | 33 Central Plant |
| 15 Mary Stuart Rogers Student Learning Center | 34 Great Valley Museum Education Demonstration Center |
| 16 Handball Court | 35 Data Center |
| 17 El Capitan/ Modesto Institute for Continued Learning (MICL)/ Cabaret West | 36 Future District Office Building |
| 18 Tenaya Complex | |
| 19 Wildlife Production | |

Parking Symbols

- Security Call Box
- Parking 101-113
- Parking Dispenser
- Disabled Parking
- Motorcycle Parking
- Reserved Parking
- Visitor Parking
- Bicycle Parking
- Prime Shine - Pirate Express Shuttle



Columbia College Campus



In case of emergency, call 911

- Public Restrooms
 - Public Restrooms/Disabled Access
 - Disabled Parking
 - Elevator
 - Public Telephones
 - Emergency Phones
 - Emergency Call Box
- Smoking permitted only in designated areas and not within 20 feet of building entrances.

Campus Security (Bldg.22) 586-5167

* Privately owned and operated by Pogacar Properties

LEGEND

- Alder
- Aspen
- Buckeye
- Cedar
- Dogwood (Forum Bldg.)
- Fir
- Juniper
- Laurel (Child Care Center)
- Madrone
- Mahogany
- Manzanita
(Administration, Student Services, Instruction Office,
Manzanita Bookstore, Cellar Restaurant & Cafeteria)

- Maple
- Oak Pavilion
- Rhyon
- Ponderosa
- Redbud
- Sequoia
- Sugar Pine
- Tamarack Hall (Library, Media/Technology)
- Toyon
- Willow

- Public Safety Center/Firehouse
- Charles Segerstrom, Jr. Memorial Amphitheater
- Segerstrom Arboretum Nature Trail Warehouse, Shipping/Receiving, Transportation & Maintenance
- Me-Wuk Cultural Center
- Observatory
- Start Point, Fitness Jogging Trail
- Davis Cabin
- Transit Stop
- Information/Toll Booth

www.gocolumbia.edu