



ANNUAL CAMPUS SECURITY AND FIRE SAFETY REPORT

In accordance with the guidelines established by Miami Regional University, and pursuant to federal law identified as the “*Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act of 1998*,” all currently enrolled students, campus employees and all prospective students and prospective employees are entitled to request and receive a copy of the MRU Annual Campus Security and Fire Safety Report.

The procedure for preparing this annual disclosure of crime statistics report is to contact to obtain data from the following sources: local law enforcement agencies that have jurisdiction, Miami Springs Police Department, and non-police officials (Administrative Staff, Facilities Department, Landlord/building superintendent). These statistics reported are gathered, compiled and reported to MRU Management over the past three years and have occurred either on-campus, in off-campus buildings or property owned or controlled by MRU, or on public property adjacent to campuses.

The Miami Springs Police Department is the primary reporting and investigating law enforcement agency for all crimes occurring on the MRU campus. The same is true for any crimes occurring off outside the boundaries of the MRU Campus.

The safety and well being of our students, staff, faculty, and guests are very important to the Miami Regional University (MRU) Community. MRU wishes to provide students, faculty and visitors with information on safety, security procedures, policies and resources available and to ask that they cooperate in crime prevention. This policy letter is provided to students as part of the Welcome Packet and is again available to students and staff during orientation. Employees will receive a copy each year via email. Students and staff may also view this policy at www.mru.edu under the Consumer Information tab on the main web page, as well as on bulletin boards located throughout the school.

MRU contracts third party security personnel for the adjacent parking lot(s) and at the main campus. No other security personnel are employed by MRU. Each employee and student at MRU is encouraged to be vigilant and report all suspicious/criminal activity immediately to the appropriate authorities. Members of the school community should immediately report a crime or any emergency by calling 911 or by coming to front desk, administrative office or to any faculty member. When notified of any criminal activity, the MRU employee will immediately report the activity to the local law enforcement agency, if not already reported. Finally, the MRU Safety Officer, Mitsy Sousa **305-442-9223 x 6033**, must be informed so that appropriate actions can be tracked by MRU.

The MRU administration will alert the MRU community of any threats to the community by personal announcement in the classes and on the campus. E-mail notification will be used to back-up this method via the Emergency Alert System. This system will contact the MRU Community via text and email.

Emergency Evacuation Procedures

The safety of Miami Regional University's employees, faculty, students and visitors is paramount. It is crucial that the school facilities are maintained in a condition that allow for quick and safe evacuation in the event of an emergency. The Campus Fire Safety Officer, Richard A Grillo, Executive Vice President 305-442-9223 X 6020 is to be notified in the event of any fire / emergency evacuation.

In the event of fire or other emergencies that require the evacuation of facilities Miami Regional University students and staff will immediately evacuate the buildings. The school requires complete evacuation of buildings during any alarm event and will discipline any student or staff who is noncompliant.

A member of the Management Team, along with the building superintendent, is assigned to coordinate the evacuation of all students and staff members on our floors.

- If you see fire or smell smoke, pull the nearest fire alarm and begin evacuation procedures at once.
- If you can do so without putting yourself at risk, rescue individuals who may need assistance. (Certain individuals in your building may need assistance with evacuation or getting to a safe location).
- Close all doors behind you. (This action helps to contain the fire to as small of an area as possible).
- Never prop open fire doors. This action will prevent safe evacuation of all building occupants.
- Use exit stairwells for evacuation. **Never use the elevators** (the elevators in most buildings will be automatically called to the primary floor and will not respond to other floors).
- Assemble outside of the building in the pre-determined locations (**parking area across the street from the building**). Never go to another location during an evacuation. Please stay with your classmates and instructor if possible.
- NEVER block roadways or entrances into buildings. The City of Miami Springs Fire Departments must have free and clear access to the building and all entrances.
- Move away and remain a safe distance from the building. Do not re-enter the building until permitted by the Fire Department officials.

Fire Log Below

Date	Location	Type	Cause Number of Related Injuries Treated at Medical Facility	Related Deaths	Property Damage	Value of Damaged Property
2017	None					
2018	None					
2019	None					

Prevention and Awareness Programs

Primary education program for new students and employees is part of orientation for new students and employees. Please refer to bulletin boards throughout the campus for ongoing campaigns regarding ongoing preventions and awareness programs.

Definitions of Reportable Crimes and Other Associated Terms

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

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

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

- 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.
- 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 their age or because of their 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.

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, violence and/or causing the victim fear.

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

Burglary: The unlawful entry of a structure to commit a felony or a theft. For reporting purposes this definition includes unlawful entry with intent to commit a larceny or a felony, breaking and entering with intent to commit a larceny,

housebreaking, safecracking and all attempts to commit any of the.

Motor Vehicle Theft: The theft or attempted theft of a motor vehicle. (All cases are classified as motor vehicle theft where automobiles are taken by persons not having lawful access even though the vehicles are later abandoned, including joy riding.)

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, etc.

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; by any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.

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. 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. The existence of a dating 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. 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: (i) 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; (ii) Reasonable person means a reasonable person under similar circumstances and with similar identities to the victim; (iii) Substantial emotional distress means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling.

Hate Crimes: A criminal offense committed against a person or property which is motivated, in whole or in part, by the offender's bias. Bias is a preformed negative opinion or attitude toward a group of persons based on their race, gender, religion, disability, gender identity, ethnicity, or national origin. This includes all the crimes listed above, plus larceny/theft, simple assault, intimidation and destruction/damage/vandalism of property. The law requires that the statistic be reported as a hate crime for these additional categories even though there is no requirement to report the crime classification in any other area of the compliance document.

Larceny-Theft (when motivated by bias): The unlawful taking, carrying, leading or riding away of property from the possession or constructive possession of another. Constructive possession is the condition in which a person does not have physical custody or possession but is able to exercise dominion or control over a thing.

Simple Assault (when motivated by bias): An unlawful physical attack by one person upon another where neither the offender displays a weapon, nor the victim suffers obvious severe or aggravated bodily injury involving apparent broken bones, loss of teeth, possible internal injury, severe laceration or loss of consciousness.

Intimidation (when motivated by bias): To unlawfully place another person in reasonable fear of bodily harm using threatening words and/or other conduct, but without displaying a weapon or subjecting the victim to actual physical attack.

Destruction/Damage/Vandalism of Property (when motivated by bias): 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.

Liquor Law Violations: The violation of laws or ordinances prohibiting: the manufacture, sale, transporting, furnishing, possessing of intoxicating liquor; maintaining unlawful drinking places; bootlegging; operating a still; furnishing liquor to a minor or intemperate person; using a vehicle for illegal transportation of liquor; drinking on a train or public conveyance; all attempts to commit any of the aforementioned. (Drunkness and driving under the influence are not included in this definition.)

Drug Abuse Violations: Violations of state and local laws relating to the unlawful possession, sale, use, growing, manufacturing and making of narcotic drugs. The relevant substances include

opium or cocaine and their derivatives (morphine, heroin, codeine), marijuana, synthetic narcotics (Demerol, methadone) and dangerous non-narcotic drugs (barbiturates, Benzedrine).

Illegal Weapons Law Possession: The violation of laws or ordinances dealing with weapon offenses, regulatory in nature, such as: manufacture, sale, or possession of deadly weapons; carrying deadly weapons, concealed or openly; furnishing deadly weapons to minors; aliens possessing deadly weapons; all attempts to commit any of the aforementioned.

Unfounded Crimes: An institution may withhold, or subsequently remove, a reported crime from its crime statistics in the rare situations where sworn or commissioned law enforcement personnel have fully investigated the reported crime and, based on the results of this full investigation and evidence, have made a formal determination that the crime report is false or baseless and therefore “unfounded.” Only sworn or commissioned law enforcement personnel may “unfound” a crime report for purposes of reporting under this section. The recovery of stolen property, the low value of stolen property, the refusal of the victim to cooperate with the prosecution and the failure to make an arrest do not “unfound” a crime report.

On-Campus: All property, owned or controlled by an institution within the same reasonably contiguous geographical area used by the institution in direct support of, or in a manner related to, institutional educational purposes, including residence halls; and any building or property within the same reasonably contiguous

geographic area of the institution that is owned by the institution but controlled by another person, and is used by students and supports institutional purposes (such as a food or other retail vendor).

On-Campus Student Housing Facilities:

Property owned or controlled by the institution used to provide housing for the institution’s students. MRU DOES NOT HAVE ANY STUDENT HOUSING AT THIS TIME.

Non-Campus: Any building or property owned or controlled by a student organization that is officially recognized by the institution; or any building or property owned or controlled by an institution that is being used in direct support of, or in relation to, the institution’s educational purposes, is frequented by students and is not within the same reasonably contiguous geographic area of the institution.

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

The Clery Act does not require disclosure of crime statistics for public property that surrounds non-campus buildings or property. Clery reportable offense crime definitions are taken from the Handbook for Campus Safety and Security Reporting 2016 Edition.

HATE CRIMES - MAIN CAMPUS

Offense	Year	Race	Religion	Gender	Sexual Orientation	Disability
Murder/Non-Negligent	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Manslaughter	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Negligent Manslaughter	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Sexual Offenses, Forcible	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Sexual Offenses/Non-Forcible	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Robbery	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Aggravated Assault	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Burglary	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Larceny	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Vandalism	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Motor Vehicle Theft	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Arson	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Liquor Law Arrest	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Liquor Law Referral	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Drug Law Arrest	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Drug Law Referral	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Illegal Weapons Arrest	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Illegal Weapons Referral	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0

Simple Assault	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0
Intimidation	2017	0	0	0	0	0
	2018	0	0	0	0	0
	2019	0	0	0	0	0

**Campus Statistics of Criminal Offense at Miami Regional University
On-Campus/Non-Campus Buildings (NONE)
Public Property Crime Statistics**

The purpose of this report is to advise current and prospective students and employees of crimes that have occurred on campus during the past three calendar years.

CRIME STATISTICS BY GEOGRAPHICAL LOCATION

Offense	Year	Main Campus Location On Campus
Murder/Non-Negligent	2017	0
	2018	0
	2019	0
Manslaughter	2017	0
	2018	0
	2019	0
Negligent Manslaughter	2017	0
	2018	0
	2019	0
Sexual Offenses, Forcible	2017	0
	2018	0
	2019	0
Sexual Offenses/Non-Forcible	2017	0
	2018	0
	2019	0
Robbery	2017	0
	2018	0
	2019	0
Aggravated Assault	2017	0
	2018	0
	2019	0
Burglary	2017	0
	2018	0
	2019	0
Larceny	2017	0
	2018	0
	2019	0
Vandalism	2017	0
	2018	0
	2019	0
Motor Vehicle Theft	2017	0
	2018	0
	2019	0
Arson	2017	0
	2018	0
	2019	0
Liquor Law Arrest	2017	0
	2018	0
	2019	0

Liquor Law Referral	2017	0
	2018	0
	2019	0
Drug Law Arrest	2017	0
	2018	0
	2019	0
Illegal Weapons Arrest	2017	0
	2018	0
	2019	0

Crime Mapping

Working with over 900 agencies across the United States, CrimeReports is the nation's largest collection of law enforcement agencies committed to transparency, public access, and citizen engagement. This website, www.crimereports.com provides up-to-date crime information. Community members can access the integrated crime map and receive email crime alerts for free, empowering them to make informed decisions to help improve the safety of their neighborhood and community.

Drug and Alcohol Abuse Prevention Policy

Miami Regional University is committed to providing an environment free of the abuse of alcohol and the illegal use of alcohol and other drugs. MRU has adopted and implemented programs that seek to prevent the illicit use of drugs and the abuse of alcohol by MRU community members.

Standard of Conduct: The unlawful possession, use, or distribution of drugs and alcohol is prohibited on property owned and controlled by MRU. No employee or student is to report to work or class while under the influence of illegal drugs or alcohol.

Sanctions: Violation of the policies and laws described in this statement by an employee or student is grounds for disciplinary action up to and including termination or expulsion. Such disciplinary actions also may include reprimand or suspension. Student violations will be documented in the company database and with counseling forms. Staff action will be documented in their personnel file. Additionally, a violation may be reason for evaluation and treatment of a drug and/or alcohol-use disorder or referral for prosecution consistent with local, state, and federal criminal law. Disciplinary action by MRU does not preclude the possibility of criminal charges against a student or employee. The filing of criminal charges similarly does not preclude action by MRU.

Other Legal Sanctions: Under Section 562.111, Florida Statutes, it is unlawful for a person who is under the age of 21 to have in his/her/their possession an alcoholic beverage (to include beer, wine, liquor, mixed drink and other drinks). Possession may be actual or constructive in nature.

No person may sell, give, serve or permit to be served alcoholic beverages to a person under 21, and it is unlawful for a person under 21 to misrepresent his age in order to obtain alcohol. Violation of either of these offenses is also punishable by a definite term of imprisonment of up to 60 days and a fine of \$500.

Misrepresentation of age may also lead to curtailment of driving privileges. Under state law, it is a crime for any person to possess or distribute controlled substances/drugs as described in Section 893.03, Florida Statutes, except as authorized by law. Punishment for such crimes ranges from first-degree misdemeanors (up to one-year imprisonment and up to a \$1,000 fine) to first-degree felonies (up to 30 years imprisonment and up to a \$10,000 fine).

Individuals who have been convicted of a felony involving the sale of or trafficking in, or conspiracy to sell or traffic in, a controlled substance under certain circumstances may be disqualified from applying for state employment. Penalties under federal law for drug trafficking generally are greater than penalties under state law. Convictions on drug-related charges also may result in disqualification for federal financial aid. Punishments may include a fine of up to \$8 million and life imprisonment.

Health Risks Associated with the Use of Illicit Drugs and the Abuse of Alcohol

Alcohol consumption causes a number of marked changes in behavior. Even low doses of alcohol significantly impair the judgment and coordination required to drive a car safely, increasing the likelihood that the driver will be involved in an accident. The use of small amounts of alcohol by a pregnant woman can damage the fetus. Low to moderate doses of alcohol also increases the incidence of a variety of aggressive acts. Moderate to high doses of alcohol cause marked impairment in higher mental functions, severely altering a person's ability to learn and remember information. Heavy use may result in chronic depression and suicide and also may be associated with the abuse of other drugs. Very high doses can cause respiratory depression and death. If combined with other depressants of the central nervous system, much lower doses of alcohol will produce the effects described. Even occasional heavy drinking may be associated with the harmful effects described above. Binge drinking, which occurs over an extended period of time, involves repeated use of alcohol to the point of intoxication. A person may give up usual activities and responsibilities during this time in order to use alcohol, and serious impairment in all areas of functioning may occur. Long-term heavy alcohol use can cause digestive disorders, cirrhosis of the liver, circulatory system disorders, and impairment of the central nervous system—all of which may lead to early death. Repeated use of alcohol can lead to dependence, and at least 15 to 20 percent of heavy users eventually will become problem drinkers or alcoholics if they continue drinking. Sudden cessation of alcohol intake is likely to produce withdrawal symptoms, including severe anxiety, tremors, hallucinations, and convulsions, which can be life threatening. The use of illegal drugs and the misuse of prescription and other drugs also pose a serious threat to health. The use of marijuana (cannabis) may cause impairment of short-term memory, comprehension, and ability to perform tasks requiring concentration. Marijuana use also may cause lung damage, paranoia, and possible psychosis. The use of narcotics, depressants, stimulants, and hallucinogens may cause nervous system disorders and possible death as the result of an overdose. Illicit inhalants can cause liver damage.

Help for all members of the MRU community is available through **Alcoholics Anonymous at (305)461-2425** and **Narcotics Anonymous at (800) 407-7195**.

Additional places where one can get treatment are listed on the internet under AA.org "Near You" Visit www.aa.org or www.na.org

Violence Against Women Act (VAWA) Response to Domestic Violence, Dating Violence, Sexual Assault and Stalking

Sex discrimination includes sexual misconduct in the form of sexual harassment, sexual assault, domestic violence, dating violence, stalking and gender harassment, all of which represent conduct/behavior that is prohibited by MRU policy as those terms are defined for purposes of the Clery Act and in accordance with Title IX of the Education Amendments of 1972 ("Title IX"). The University's Sexual Misconduct Policy and Complaint Procedures ("Sexual Misconduct Policy") addresses incidents of sexual misconduct. The university does not discriminate on the basis of sex or gender in any phase of its educational or employment programs; the university is required

by Title IX and other laws to not discriminate. For more information about the Title IX policy please visit mru.edu Consumer Info Section.

The section of the report is intended to inform the MRU Community of the University's procedures designed to respond to reports of alleged dating violence, domestic violence, sexual assault or stalking.

Confidential counseling and support resources are available to both students and staff through WellConnect and New Directions EAP Services include immediate telephonic counseling and available in-person counseling sessions with trained counselors. Contact information for both services are provided below:

For Students: Toll Free: 866-640-4777

<https://wellconnect.personaladvantage.com/portal/landing> School Code:ycabrera@mru.edu

For Staff: Team (MRU) Line: 800-624-5544 <https://www.ndbh.com> School Code: MRU

Domestic Violence	2017	0	0	0	0	0	0
	2018	0					
	2019						
Dating Violence	2017	0	0	0	0	0	0
	2018						
	2019						
Sexual Assault	2017	0	0	0	0	0	0
	2018						
	2019						
Stalking	2017	0	0	0	0	0	0
	2018						
	2019						

Domestic Violence

The term "domestic violence" means

1) Felony or misdemeanor crimes 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 from that person's acts under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.

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

Under Florida criminal law section 741.28, Domestic Violence is defined as violence committed by a family or household member as defined below and relates to abuse as well as violation of an injunction for protection Domestic violence; definitions. As used in ss. 741.28-741.31:

(1) "Department" means the Florida Department of Law Enforcement.

(2) "Domestic violence" means any assault, aggravated assault, battery, aggravated battery, sexual assault, sexual battery, stalking, aggravated stalking, kidnapping, false imprisonment, or any criminal offense resulting in physical injury or death of one family or household member by another family or household member.

(3) "Family or household member" means spouses, former spouses, persons related by blood or marriage, persons who are presently residing together as if a family or who have resided together in the past as if a family, and persons who are parents of a child in common regardless of whether they have been married. With the exception of persons who have a child in common, the family or household members must be currently residing or have in the past resided together in the same single dwelling unit.

(4) "Law enforcement officer" means any person who is elected, appointed, or employed by any municipality or the state or any political subdivision thereof who meets the minimum qualifications established in s. 943.13 and is certified as a law enforcement officer under s. 943.1395.

Domestic violence can happen to anyone of any race, age, sexual orientation, religion or gender. It can happen to couples who are married, living together or who are dating. Domestic violence affects people of all socioeconomic backgrounds and education levels.

If you think you might be in an abusive relationship please call the **National Domestic Violence Hotline at 1-800-799-SAFE (7233), 1-800-787-3224 (TTY)** or your local domestic violence center to talk with someone about it.

MRU will make reasonable accommodations and assist any victim regardless of whether the victim chooses to report the crime to the campus security administrator or local law enforcement. The University will work with department heads and local community to provide the victim options for changing academic, living, transportation, and working situations.

Dating Violence

Dating Violence: The term "dating violence" means violence committed by a person

- 1) Who is or has been in a social relationship of a romantic or intimate nature with the victim and
- 2) The existence of such a relationship shall be based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship.

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

If you think you might be in an abusive relationship please call the **National Domestic Violence Hotline at 1-800-799-SAFE (7233), 1-800-787-3224 (TTY)** or your local domestic violence center to talk with someone about it.

Sexual Assault and related Definitions:

- Sexual Assault: "Sexual assault" means an 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.
- Rape is defined as the penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.
- Fondling is defined as the touching of the private parts of another person for the purposes 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 is defined as nonforcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.

- Statutory Rape is defined a nonforcible sexual intercourse with a person who is under the statutory age of consent. Under Florida criminal law, Sexual Battery is defined under section 794.011(1)(h) "Sexual battery" means oral, anal, or vaginal penetration by, or union with, the sexual organ of another or the anal or vaginal penetration of another by any other object; however, sexual battery does not include an act done for a bona fide medical purpose.

Prevention Policy

Sexual activity without consent by all parties is considered rape. Consent must be voluntary and not obtained by coercion or threats. Consent can be revoked at any moment. Sexual consent is the voluntary approval of what is done or proposed by another, permission, agreement in opinion or sentiment for sexual activity. Consent is defined in Florida under section 794.011(1)(a) of Florida criminal law as intelligent, knowing, and voluntary consent and does not include coerced submission. "Consent" shall not be deemed or construed to mean the failure by the alleged victim to offer physical resistance to the offender.

MRU maintains that all forms of sexual assault are unacceptable. MRU endorses a reporting policy that strongly encourages victims to report all crimes to local police at once. Reporting of a crime ensures that appropriate action can be taken. Crimes can be reported in person, or by calling the police department. If you are sexually assaulted, you should take the following actions:

- Go to a safe place.
- Call the police or 911.
- Contact a trusted friend or family member.
- Do not bathe or douche. If possible, do not urinate.
- Do not eat, drink, smoke or brush your teeth if oral contact was made.
- Keep clothes worn during the offense. If you remove them, place them in a paper bag (evidence deteriorates in plastic).
- Get immediate medical attention.
- Do not destroy or move any physical evidence that may be in the vicinity of the crime.
- Tell someone and/or write down the details of the assault as soon as possible.
- Remind yourself, this is not your fault.
- Seek counseling services to help you overcome trauma from the event.

Rape Hotline (RAINN) - (Rape, Abuse and Incest National Network 1-800-656-HOPE) at <https://www.rainn.org/>. The advocate will provide you with options and you will not have to give your name. **1-800-656-4673**

Should a sex-related offense occur at MRU, administration will work with the student to report the crime to authorities and will direct the student to receive proper medical attention and to protect evidence (see above). Any student found to be guilty of any sexual offense will be immediately expelled from the school.

Registered Sex Offender Database

Florida Department of Law Enforcement is required by law to put all registered sexual predators and offenders who qualify under the Florida Public Safety Information Act (PSIA) on the Internet.

Internet flyers will contain a photo, a physical description, and an address for each subject. This information can be printed from the web page. The web address is <https://offender.fdle.state.fl.us/offender/sops/search.jsf> .

Reporting Sexual Assault:

After an incident of any type of sexual assault, the victim should consider getting medical attention as soon as possible. In the State of Florida, evidence may be collected, despite you're not choosing to make a report. Consider making an investigation possible and ensure that your evidence is not lost, tainted or become unavailable. It is important to ensure evidence is preserved and attainable. Aside from the local police department, if the assault occurred on MRU property, please report the incident to the Title IX Coordinator by calling 305-442-9223, emailing at titleixcoordinator@mru.edu or come to the main campus and report in person. The University will provide resources to you on campus. Immediate reporting to the Title IX Coordinator is for the purpose of ensuring prompt response to any incident and ensure appropriate action is taken to any violator. You can also refer to the University website for additional information, under Consumer Information.

University Procedure for Investigating and Resolving a Sexual Misconduct Complaint

Below is a summary of the process if a student or employee chooses to file a formal complaint of domestic violence, dating violence, sexual assault or stalking to the university's Title IX Coordinator.

Upon submission of a formal complaint, the university's formal grievance process is initiated. The complainant and respondent (accused individual) will separately and simultaneously receive notice of the Sexual Misconduct complaint and investigation. The notice will include specific information, including but not limited to, the date and location of incident, availability of supportive measures, identities of parties involved, conduct allegedly constituting a policy violation, ability to have advisor of choice, and statement that the determination regarding responsibility is made at the conclusion of a hearing.

The Title IX Coordinator, or designee, reviews the complaint to determine jurisdiction and if the complaint requires a dismissal or referral to an alternative university process. If no jurisdiction is determined, the complaint is dismissed or referred. The complainant and respondent will receive notice of this decision and will have an opportunity to appeal the decision. Absent a dismissal or referral or if an appeal is granted, the investigation will proceed.

At any time before, during or after the investigation, the complainant and respondent may elect to resolve the complaint by means of informal resolution. Resolving the complaint through informal resolution does not require a full investigation or hearing.

If an investigation proceeds, it will be conducted in as timely of a manner as possible. The complainant and respondent will have the opportunity to provide a statement as to what occurred and may also suggest questions to the investigator to be asked of the other party, at the discretion of the investigator. Witnesses may then be contacted and a collection of inculpatory and exculpatory evidence, to include text messages, photos, emails, etc., will be conducted. Periodic updates about the grievance process will be provided to the complainant and respondent.

After gathering all reasonably available evidence, the investigator will prepare an Evidentiary Report to be distributed to the complainant and respondent. This report will contain all statements and evidence obtained during the investigation. The complainant and respondent will have the opportunity to provide a written response to the report. After a review of submitted

written responses, the investigator will incorporate the additional information into a final Investigative Report, which is provided to both parties, their advisors, and the hearing officer prior to the hearing. The final Investigative Report serves as a basis to the hearing. Before the hearing takes place, both parties and their advisors will separately meet with the Title IX Coordinator, or designee, to discuss the rules and procedures of the hearing. The party's advisor must attend this meeting and failure to attend may result in their disqualification from participating in the hearing.

The hearing will be conducted by a neutral hearing officer to determine by a preponderance of evidence ("more likely than not") whether the respondent violated the sexual misconduct policy and, if so, appropriate sanctions. The respondent is presumed not responsible until this decision is made. During the hearing, both parties are required to have an advisor present and if they do not have one, a university-advisor will be appointed. The party's advisor will have the opportunity to cross-examine all participants. The hearing officer will also have the ability to ask questions of all of the participants. At the conclusion of the hearing, the hearing officer will separately and simultaneously issue a written determination to the complainant and respondent regarding responsibility and sanctions, if appropriate. The complainant and respondent have the right to appeal the decision regarding responsibility and/or sanctions. The determination regarding responsibility becomes final either on the date that the appeal response is provided (if an appeal has been filed), or the date on which an appeal would no longer be considered timely. Sanctions will be in effect after the determination is final.

Rights of Parties during University Investigation and Resolution

During the investigation and resolution of a Sexual Misconduct Complaint by Students and Employees, both the Complainant (victim) and Respondent (accused individual) are provided the following rights:

- The proceeding will include a prompt, fair, and impartial process from the initial investigation to the final result, to include completion within reasonably prompt timeframes, including a process that allows for the extension of timeframes for good cause with written notice to the Complainant and the Respondent of the delay and the reason for the delay.
- The proceeding will be consistent with the institution's policies and transparent to the Complainant and Respondent, to include timely notice for meetings at which the Complainant or Respondent, or both, may be present; and timely and equal access to the Complainant, the Respondent and appropriate officials to any information that will be used during informal and formal disciplinary meetings and hearings.
- The proceeding will be conducted by administrators who, at minimum, received annual training on the issues related to dating violence, domestic violence, sexual assault, and stalking and how to conduct an investigation and hearing process that protects the safety of victims and promotes accountability.
- The administrators conducting the proceeding will not have a conflict of interest or bias for or against the Complainant or Respondent.
- The proceeding will provide the Complainant and the Respondent with the same opportunities to have others present during any institutional disciplinary proceeding, including the opportunity to be accompanied to any related meeting or proceeding by an advisor of their choice, absent a conflict of interest.
- University administrators will not limit the choice of advisor present for either the Complainant or Respondent in any meeting or institutional disciplinary proceeding, however, the university may establish restrictions regarding the extent to which the advisor may participate in the proceedings, as long as the restrictions apply equally to both parties.
- Upon completion of the investigation, the Complainant and Respondent will be simultaneously notified in writing about the result of the proceeding, the procedures to appeal of the report, any change to the result, and when such results become final.

Confidentiality Statement

The university protects the identity of individuals who report having been victims of sexual assault, domestic violence, dating violence or stalking to the best of its ability. All reports and information concerning conduct related to the Sexual Misconduct Policy will be handled with privacy and shared when there is a need-to-know basis within the university, or investigation or adjudication of a report/complaint.

If you choose to remain completely anonymous and utilize confidential resources, no complaint will be filed. If you choose to notify the university about what occurred by submitting a report, but elect not to participate in an investigation, the Title IX Coordinator may file a Sexual Misconduct Complaint on your behalf.

When confidentiality is maintained, the identity of the Complainant is unknown (anonymous), or when the Complainant elects not to participate in an investigation, the university's ability to respond and take appropriate disciplinary action may be impeded. Nevertheless, the university will attempt to provide resources as provided herein, to take steps to remedy the effects of the alleged sexual misconduct and to prevent its recurrence.

The university does not publish the name of crime victims or other identifiable information regarding victims on the Daily Crime Log or in the annual crime statistics that are disclosed in compliance with the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act. Furthermore, if a Timely Warning Notice is issued on the basis of a report of domestic violence, dating violence, sexual assault or stalking, the name of the victim and other personally identifiable information about the victim will be withheld.

Retaliation Prohibited

Retaliation against any individual who reports or opposes what they believe to be sexual misconduct (including acts of domestic violence, dating violence, sexual assault and stalking) is prohibited by the Sexual Misconduct Policy. Any person who is found to have retaliated against another for making a complaint, being a witness for purposes of any such investigation, or being otherwise involved in the complaint and/or investigative process (including the Complainant and the Respondent), will be subject to discipline, up to and including termination or expulsion, depending on the circumstances, even if no responsibility is found for the alleged sexual misconduct. Retaliation should be reported immediately to the Title IX Coordinator at 305.442.9223 x 6033 or TitleIXCoordinator@mru.edu.

Stalking

The term stalking means, engaging in a course of conduct directed at a specific person that would cause a reasonable person to –

- Fear for his or her safety or the safety of other; 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 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.
- Substantial emotional distress means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling.

- Reasonable persons means a reasonable person under similar circumstances and with similar identities to the victim.

The following definitions are for general reference only; and may differ from applicable legal definitions in the state or change.

Florida criminal law defines Stalking under section 784.048 Stalking; definitions; penalties.

1. As used in this section, the term:

a. "Harass" means to engage in a course of conduct directed at a specific person which causes substantial emotional distress to that person and serves no legitimate purpose.

b. "Course of conduct" means a pattern of conduct composed of a series of acts over a period of time, however short, which evidences a continuity of purpose. The term does not include constitutionally protected activity such as picketing or other organized protests.

c. "Credible threat" means a verbal or nonverbal threat, or a combination of the two, including threats delivered by electronic communication or implied by a pattern of conduct, which places the person who is the target of the threat in reasonable fear for his or her safety or the safety of his or her family members or individuals closely associated with the person, and which is made with the apparent ability to carry out the threat to cause such harm. It is not necessary to prove that the person making the threat had the intent to actually carry out the threat. The present incarceration of the person making the threat is not a bar to prosecution under this section.

d. "Cyberstalk" means to engage in a course of conduct to communicate, or to cause to be communicated, words, images, or language by or through the use of electronic mail or electronic communication, directed at a specific person, causing substantial emotional distress to that person and serving no legitimate purpose.

2. A person who willfully, maliciously, and repeatedly follows, harasses, or cyberstalks another person commits the offense of stalking, a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

3. A person who willfully, maliciously, and repeatedly follows, harasses, or cyberstalks another person and makes a credible threat to that person commits the offense of aggravated stalking, a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

4. A person who, after an injunction for protection against repeat violence, sexual violence, or dating violence pursuant to s. 784.046, or an injunction for protection against domestic violence pursuant to s. 741.30, or after any other court imposed prohibition of conduct toward the subject person or that person's property, knowingly, willfully, maliciously, and repeatedly follows, harasses, or cyberstalks another person commits the offense of aggravated stalking, a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

5. A person who willfully, maliciously, and repeatedly follows, harasses, or cyberstalks a child under 16 years of age commits the offense of aggravated stalking, a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

6. A law enforcement officer may arrest, without a warrant, any person that he or she has probable cause to believe has violated this section.

7. A person who, after having been sentenced for a violation of s. 794.011, s. 800.04, or s. 847.0135(5) and prohibited from contacting the victim of the offense under s. 921.244, willfully, maliciously, and repeatedly follows, harasses, or cyberstalks the victim commits the offense of aggravated stalking, a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

8. The punishment imposed under this section shall run consecutive to any former sentence imposed for a conviction for any offense under s. 794.011, s. 800.04, or s. 847.0135(5).

9a. The sentencing court shall consider, as a part of any sentence, issuing an order restraining the defendant from any contact with the victim, which may be valid for up to 10 years, as determined by the court. It is the intent of the Legislature that the length of any such order be based upon the seriousness of the facts before the court, the probability of future violations by

the perpetrator, and the safety of the victim and his or her family members or individuals closely associated with the victim.

b. The order may be issued by the court even if the defendant is sentenced to a state prison or county jail or even if the imposition of the sentence is suspended and the defendant is placed on probation.

If you feel you are a victim of stalking and fear for your safety, please call 911 immediately. Additionally:

- If possible, have a phone nearby at all times, preferably one to which the stalker has never had access. Memorize emergency numbers, and make sure that 911 and helpful family or friends are on speed dial.
- Treat all threats, direct and indirect, as legitimate and inform law enforcement immediately.
- Vary routines, including changing routes to work, school, the grocery store, and other places regularly frequented. Limit time spent alone and try to shop at different stores and visit different bank branches.
- When out of the house or work environment, try not to travel alone and try to stay in public areas.
- Get a new, unlisted phone number. Leave the old number active and connected to an answering machine or voicemail. Have a friend, advocate, or law enforcement screen the calls, and save any messages from the stalker. These messages, particularly those that are explicitly abusive or threatening, can be critical evidence for law enforcement to build a stalking case against the offender.
- Do not interact with the person stalking or harassing you. Responding to stalker's actions may reinforce their behavior.
- Consider obtaining a protective order against the stalker. Some states offer stalking protective orders and other victims may be eligible for protective orders under their state's domestic violence statutes.
- Trust your instincts. If you're somewhere that doesn't feel safe, either find ways to make it safer, or leave.

For all other non-emergencies please refer to the stalking resource center website below for detailed literature on safety planning.

<http://victimsofcrime.org/our-programs/stalking-resource-center/help-for-victims/stalking-safety-planning>

Active Bystander Intervention

A bystander, or witness, is someone who sees a situation but may or may not know what to do, may think others will act or may be afraid to do something. Don't let fears prevent you from acting as a responsible member of our MRU Community. Bystander intervention includes recognizing situations of potential harm, understanding institutional and cultural conditions that can facilitate violence / harm to others and identifying safe and effective intervention options then taking action to intervene. Use your best judgment and common sense. Do not choose a course of action that places you or anyone else at risk of harm. Learn to recognize signs when someone is in danger and safely intervene in a potentially dangerous situation. The most effective time to act may be later and not on the spot. You may want to get advice before taking steps, reach out to the Administration.

Five steps toward taking action (Adapted from Darley and Latane, 1968)

1. Notice the event as unusual?

2. Consider whether the situation demands your action
3. Decide if you have a responsibility to act
4. Choose what form of assistance to use
5. Understand how to implement the choice safely

The number of programs employing part or all of the bystander approach is growing, but only a few have been scientifically evaluated and found to be effective in changing knowledge, attitudes, or behaviors.

NotAlone was created by the White House Task Force during the Obama Administration

this information is for students, schools, and anyone interested in finding resources on how to respond to and prevent sexual assault. This information is now located on <https://www.justice.gov/ovw/protecting-students-sexual-assault>

Standard of Conduct: Any occurrence of sexual assault, domestic violence, dating violence and stalking is prohibited on property owned and controlled by MRU. Any employee or student under investigation of such an occurrence is NOT to report to work or class until the investigation is complete.

Sanctions: Violation of the policies and laws described in this statement by an employee or student is grounds for disciplinary action up to and including termination or expulsion. Such disciplinary actions also may include reprimand or suspension. Student violations will be documented in the company database and with counseling forms. Staff action will be documented in their personnel file. Additionally, a reporting will be reason for notification to local police department for full investigation. Disciplinary action by MRU does not preclude the possibility of criminal charges against a student or employee. The filing of criminal charges similarly does not preclude action by MRU.
