



Annual Clery Act Campus Security Report

UC Santa Barbara is committed to providing a safe and secure campus environment for our students, faculty, staff and visitors; but, like all communities, UCSB does experience accidents, crime, and injury. This Website is designed to help our community members enhance their own safety by better understanding our campus environment and the many resources available to them.

---Michael D. Young, Vice Chancellor, Student Affairs

The University of California, Santa Barbara campus safety report, "Dedicated to the Safety of Our Community" is published annually to provide safety policies, information and statistics to its community and to prospective students and employees. Statistics on the reported occurrences of criminal activity are made public in accordance with the "Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act", formerly the Student Right to Know and Campus Security Act.

Annual Clery Act Campus Security Report

The report includes the following:

- Campus and Community Crime Statistics
- Policies for Reporting Crimes and Emergencies
- Collection and Distribution of Crime Statistics
- Campus Security Authorities and Reporting/ Contact Resources
- Security of and Access to Campus Facilities
- Policies Concerning Law Enforcement
- Programs About Security Practices and Programs to Inform About Crime Prevention
- Policies on Monitoring Crimes by Students at Off-Campus Sites Controlled by Recognized Student Organizations
- Policies on Alcoholic Beverages, Illegal Drugs, and Drug and Alcohol Abuse Programs
- Campus Sexual Assault Programs
- Registered Sex Offender Information
- Emergency Notification and Timely Warnings Policy
- Missing Student Notification Policy
- Annual Fire Safety Report
- Helpful Links

Questions regarding the Clery Act Campus Security Report can be directed to Barbra Ortiz, UCSB Clery Act Compliance Coordinator at (805) 893-7884 or ortiz-b@sa.ucsb.edu.

Campus and Community Crime Statistics

PDF Format Graphs:

Clery Report 2012 Statistics

<http://www.sa.ucsb.edu/CMSMedia/Documents/2012Clery-stats-final.pdf>

Clery Report 2010-2011-2012 Statistics

http://www.sa.ucsb.edu/CMSMedia/Documents/AnnualCleryReport-2010-2011-2012_Statistics-final.pdf

Crime Statistics Note: The crimes are defined by the FBI Uniform Crime Reporting standards. Hate crime statistics are any of the crimes listed in the main report plus larceny theft, simple assault, intimidation and destruction, damage or vandalism of property when the crime was motivated by hostility to the victim's real or perceived race, religion, sexual orientation, ethnicity, or disability. For information on how Clery Act crimes are defined, please access the U.S. Department of Education Campus Security Web site at: <http://www.ed.gov/admins/lead/safety/campus.html#handbook>.

Additional data on reported crimes in Isla Vista not reflected in this report are maintained and available from the Isla Vista Foot Patrol.

For information on the provided crime statistics or general questions on Isla Vista and the surrounding community, please contact:

California Highway Patrol
(traffic-related matters)
www.chp.ca.gov

967-1234

UCSB Police Department
<http://police.ucsb.edu/>

893-3446

Isla Vista Foot Patrol
(IV FAQs, survival guide and relevant laws)
<http://www.sbsheriff.org/ivfags.html>
<http://www.sbsheriff.org/ivsurvivalguide.html>
<http://www.sbsheriff.org/lawsays.html>

681-4179

Santa Barbara City Police

897-2300

www.santabarbaraca.gov/gov/Depts/Police

Santa Barbara County Sheriff
(issues pertaining to the Goleta community)
www.sbsheriff.org

681-4100

Office of Judicial Affairs
(student conduct & hate crimes/hate incidents)
judicialaffairs.sa.ucsb.edu

893-4467

Policies for Reporting Crimes and Emergencies

The University encourages the reporting of any incident or crime occurring on campus property through one of two mechanisms: filing a report with the UCSB Police Department or reporting anonymously to one of the appointed crime reporting officials listed under Campus Security Authorities in this report. For emergencies, call 911 from phones with prefixes other than 893, or 9-911 from campus phones with the 893 prefix. Emergency telephones are in red boxes (bird houses) or in elevators marked "For Emergency Use." In those cases where there exists a threat to the community, the Police shall determine all matters regarding potential danger and issue timely news releases to the community and to the media. See *Emergency Notification and Timely Warning Policy* section.

Collection and Distribution of Crime Statistics

"Dedicated to the Safety of Our Community" serves as the campus security report for the UC Santa Barbara campus. In 1998, the federal government passed The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act, formerly The Student Right-to-Know Act of 1990. This law requires colleges and universities receiving federal funding to disclose reported instances of criminal activity on their campuses. The Clery Act requires the compilation and disclosure of campus crime statistics, campus safety policies, and crime log information, as well as provision of information on timely warning requirements. The Act protects whistleblowers by prohibiting retaliatory action against any individual with respect to the implementation of any provision of the Clery Act.

The UC Santa Barbara Police Department has responsibility for gathering statistics, identifying reportable crimes, and reporting statistics to the [Department of Education](#), the Federal Bureau of Investigation (FBI), and the public (refer to the UC Annual Report at: <http://police-statistics.universityofcalifornia.edu/>)

Statistics are reported by UCSB in different formats and categories depending upon legal requirements. The FBI requires campuses to report different crimes than are required by the Clery Act, while the Clery Act requires statistics to be reported from a wider geographic area than the FBI (e.g., adjacent public property and student organization properties). The Clery Act also requires reports of student disciplinary referrals in addition to arrests for drug, alcohol, and weapons offenses. Further, the Clery Act mandates the collection of information on incidents reported to non-law enforcement Campus Security Authorities having "significant responsibility for students or campus activities."

The FBI requires reporting only of crimes reported to the police. In compliance with the Clery Act, the UCSB Police Department and Office of Student Life have produced this report, "Dedicated to the Safety of Our Community," which contains the aforementioned information. The campus security report is compiled using previous calendar year statistics gathered from the following sources: crime reports received by the UCSB Police Department; crime statistics compiled by outside police agencies; and incident reports received by other Campus Security Authorities. In addition to incident reports, information and comments are solicited from the Campus Security Authorities. All crime statistic submissions are analyzed for duplicate reporting then compiled into tables. Annually in early fall, registered students and all faculty and staff receive notification of the availability of updated crime statistics on the "Dedicated to the Safety of Our Community" web site. Prospective employees and students are also provided with notification of the UCSB web site. A hardcopy of the report is available upon request by contacting the Office of Student Life at (805) 893-7884.

UCSB makes continual efforts to reduce crime on campus and supports a reporting philosophy that encourages victims or witnesses to report all incidents immediately to either the UCSB Police or anonymously to a Campus Security Authority. However, in cases of sexual assault, the University recognizes that reporting to law enforcement is a personal decision and respects the right of the survivor to make that decision. Incidents that may or may not be crimes may be reported to Campus Security Authorities which include, in addition to the Police Department, those with responsibility for controlling access to buildings or facilities and officials having significant responsibility for student or campus activities. Licensed counselors (including certified Sexual Assault Victim Counselors) and campus clergy (pastoral counselors) are exempt from reporting requirements. UCSB encourages counselors and clergy, if and when they deem it appropriate, to inform those they counsel of procedures for reporting crimes on a voluntary, confidential basis for inclusion in the campus security report.

Non-police Campus Security Authorities receiving reports of incidents that may be reportable crimes under the Clery Act report the incident to the Campus Security Authority Coordinator located in UCSB's Women, Gender, & Sexual Equity Department. These reports are confidential unless the victim gives permission to document identifying information or for police to investigate. This information is "cross-referenced with reports received by the police in order to reduce the risk of

duplicate reporting. The UCSB Police Department also reviews the information to ensure the incidents listed are congruent with FBI Uniform Crime Reporting classifications. Federal regulations specify that crime statistics must be compiled "using the definitions of crimes provided in the FBI's Uniform Crime Reporting (UCR) Hate Crime Data Collection Guidelines and Training Guide for Hate Crime Data Collection." An incident need not be included as a crime statistic unless "the appropriate law enforcement officials conclude that the crime did occur with the same degree of certainty that they would require for purposes of reporting under the FBI's Uniform Crime Reporting System." Because incidents not reported to the police usually cannot be verified as crimes in the same way that law enforcement agency reports can be verified, the campus security report may not list them as "crimes."

Campus Security Authorities and Reporting/Contact Resources

CAMPUS SECURITY AUTHORITIES

Kim Equinoa	Women's Center	893-3778
Farfalla Borah	Human Resources- Labor/Employee Relations	893-4482
Kristen Burnett	Housing and Residential Services	893-4824
Marilyn Romine	College of Letters and Science	893-7428
Katya Armistead	Office of Student Life	893-8912
Diane O'Brien	Intercollegiate Athletics	893-2247
Garay Menicucci	Office of International Students and Scholars	893-6178
Zaveeni Khan-Marcus	MultiCultural Center	893-8411
Stephan Franklin	Office of Judicial Affairs	893-4467
Kristen Gibson	Office of Equal Opportunity and Sexual	893-5410

Harassment/Title IX Compliance

Joshua Johnson	Resource Center for Sexual & Gender Diversity	893-5846
Cindy Doherty	Academic Personnel	893-8332
Gary White	Disabled Students Program	893-2182

Other Campus Safety Contacts (Deans, Department Heads and Directors)

Dean, College of Creative Studies	Bruce Tiffney
Dean, College of Engineering	Rod C. Alferness
Deans of College of Letters & Science:	
Humanities & Fine Arts	David Marshall
Life & Physical Sciences	Pierre Wiltzius
Social Sciences	Melvin Oliver
Undergraduate Studies	Mary Nisbet
Dean, Gevirtz Graduate School of Education	Jane Conoley
Dean, Graduate Division	Carol Genetti
Dean, Bren School of Environmental Science & Management	Steven Gaines
Dean, University Extension/Off-Campus Studies	Michael Brown

Director, Summer Sessions	Cindy Bumgarner
Associate Dean, Student Life & Activities	Katya Armistead
Associate Dean, Student Academic Support Services	Lupe Navarro Garcia
Director, Marine Science Institute	Mark Brzezinski
Director, Intercollegiate Athletics	Mark Massari
Director, Recreation/Department of Exercise & Sport Studies	Jon Spaventa
Executive Director, Associated Students	Marisela Marquez
Director, Residential & Community Living	Jill Hurd
Senior Associate Dean, Enrollment & Student Academic Support Services	Mary Jacob
Director, Transportation & Parking Services	Robert Silsbee (Interim)
Director, University Center	Gary Lawrence (Interim)
Sexual Harassment Officer	Ariana Alvarez
Director, Human Resources	Tricia Hiemstra
Police Chief, Police Department	Dustin Olson

University Librarian

Denise Stephens

Senior Associate Dean, Student Life

Debbie Fleming

Assistant Vice Chancellor, Student Academic Programs

Claudine Michel

In addition to the above-designated individuals, members of the campus community may make a confidential report of crime to any UCSB staff member who has significant responsibility for campus and student activities.

ALCOHOL AND OTHER DRUGS

Alcohol & Drug Program (for students)	Student Health Bldg 588	893-5013 (Appointments) 893-3371 (Information)
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Academic & Staff Assistance Program	Human Resources 3101 SAASB	893-3318
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Emergencies Only		911 or 9-911
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Police Department	Public Safety Building	893-3466 (non-emergency)
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CSO Escort Service	Public Safety Building	893-2000
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CSO Office	Public Safety Building	893-5293
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Rape Prevention Education Program	Women's Center	893-3778
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Access to Campus Facilities

Most campus buildings and facilities are accessible during normal business hours, Monday-Friday 8 a.m. - 5 p.m., and for limited hours during weekends.

Residential Facilities

The University Residence Halls and Westgate Apartments are locked at 11 p.m. each night. Only residents with assigned keys are allowed unlimited access to these buildings, and the same is true for the individual units in Single Student Apartments and Family Student Housing. The Community Service Organization assists in checking that all exterior doors are locked between midnight and 6 a.m. daily. All facilities are staffed by trained professionals and paraprofessionals who may be reached 24 hours a day.

Policies Concerning Law Enforcement

The UCSB Police Department is responsible for the safety and security of the UCSB campus as well as properties owned, controlled, or occupied by the University. It is open 24 hours a day and is located in the Public Safety Building. The UCSB Police Department works in cooperation with all area agencies. University Police officers, Santa Barbara County deputies, and California Highway Patrol officers work together to staff the Isla Vista Foot Patrol, located at 6504 Trigo Road in Isla Vista. A Memorandum of Understanding (MOU) governing the joint operation of the Isla Vista Foot Patrol exists between the Regents of the University of California on behalf of the University of California, Santa Barbara Police Department, and the County of Santa Barbara, on behalf of the Santa Barbara Sheriff's Office.

Units in the UCSB Police Department include:

- **Police Officers**

UCSB officers have statewide jurisdiction, are duly sworn under section 830.2 of the California Penal Code, and are trained under state guidelines and mandates. Officers maintain patrol coverage on foot, bicycle, and in motor vehicles.

- **Community Service Organization (CSO)**

The CSO functions as a liaison between students, community members, and the police. CSO members patrol the campus on bicycles, report emergencies, provide security for campus events, offer personal safety escorts, and conduct a program of bicycle safety education, licensing, and enforcement.

- **Paramedics**

Staffed by state-certified paramedics and student emergency medical technicians, the rescue unit provides the campus and Isla Vista communities with basic and advanced life-support services 24 hours a day.

Programs About Security Practices and Programs to Inform About Crime Prevention

The University is committed to providing and maintaining an environment in which all members of the UCSB community are able to work without fear of uncivil behavior or violence. In the aftermath of recent national and county shootings, questions naturally arise regarding the safety of our own community and procedures in place to address the prevention and/or response to acts of violence on campus.

While there are no failsafe solutions to preventing violence, we do have measures in place to enhance our community's safety. These measures include:

Threat Management Team (TMT)

This multi-discipline approach to evaluating and mitigating potential workplace violence was first established on campus in 1998 (formally known as CARE). This group has expanded and undergone improved training to address the needs of today's environment. Direct contact for assistance can be made via campus extension 5465 or visit their website at: <http://www.tmt.ucsb.edu/overview/>.

One or more of these warning signs may be displayed before a person becomes violent and should trigger concerns that can be reported to TMT:

- Verbal, nonverbal, or written threats or intimidation, explicit or subtle
- Fascination with weaponry and/or acts of violence; carrying a concealed weapon
- Expression of persecution, expressed distrust, especially with management
- Fear reaction to employee among coworkers/clients
- Expression of extreme desperation over family, financial or personal problems
- Frequent interpersonal conflicts, displays of unwarranted anger
- Unable to take criticism of job performance
- Violence towards inanimate objects
- Sabotaging projects, computer programs or equipment
- Holding a grudge against a specific person; verbalizing a hope that something will happen to him/her
- Romantic obsession, stalking, and/or domestic violence

Campus Police

The UCSB Police Department maintains a staff of approximately 103 members, consisting of 38 sworn police officers and 70 student CSO's dedicated to crime suppression and prevention. Police officers receive extensive scenario training that includes active shooter situations. Because of our involvement in the Isla Vista Foot Patrol, our officers also train with the Santa Barbara sheriff's deputies in all areas of mutual concern. We recommend that you program the police department phone number into your cell phone, 805-893-3446. Contact can be made at any time, emergency or not. Call 9-911 from campus phones.

In keeping with effective emergency planning, all campus employees should be familiar with their department emergency plans and evacuation routes. In response to a report of a shooting from a building or other area of campus, we recommend the following additional safety tips.

- Get everyone to lie down, away from windows, lock doors and secure in place.
- Do not evacuate rooms or buildings if you are safely secured unless told to do so by police or unless it is absolutely clear that it is safe to do so.
- If you must flee the immediate area of gunfire, run in a zigzag pattern and try to utilize any obstructions between you and the gunfire. Try not to run down a long hallway.
- Call 911 (or 9-911 from campus phone). Remain calm and provide as much information as requested to provide a proper emergency response.
- If you are in an open area, move swiftly away from the sound of gunfire and find safe cover positions. Try to get inside or behind a building.
- Wait and listen for directions from police.

IMPORTANT NOTE: Police personnel are trained to respond to an active shooter incident by entering the building or facility as soon as possible, and proceeding toward the threat or shooter(s). They will move quickly and directly toward the threat. Early on in an incident, the police may not be able to rescue individuals because their main goal is to stop or neutralize the threat. Individuals need to follow the responding officers' orders exactly as told. Rescue teams will be formed as resources become available, normally, this will be shortly after the first responders.

If you have any questions or suggestions, or would like to schedule emergency preparedness training for your building or department, please contact Community Relations Sergeant Rob Romero at 893-4063.

For further information about crime prevention, or to schedule a presentation regarding crime prevention, stalking, identity fraud, active shooter safety, please contact Sergeant Robert Romero, rob.romero@police.ucsb.edu or (805) 893-4063. The UCSB Police Department offers training and lectures customized for your group or department.

Campus Advocacy, Resources & Education (CARE)

(formerly Rape Prevention Education Program)

Sponsored by the Police Department and the Women's Center, the Campus Advocacy, Resources & Education Program provides education and information about sexual assault, dating and domestic violence, and stalking. Programs explain laws and definitions, suggest strategies to increase safety, and dispel the common myths about sexual violence. CARE also provides assistance for survivors of sexual violence and their families and friends. Assistance includes crisis counseling, information about reporting to law enforcement and the campus judicial system, help with legal and medical questions, help with academic and housing problems, and referrals to other campus and community resources.

Policy on Off-Campus Criminal Activity

The University of California, Santa Barbara has asked law enforcement agencies in Isla Vista, Goleta and Santa Barbara jurisdictions to inform its student judicial affairs officer whenever a student is charged with a serious criminal offense, in particular physical abuse and threats of violence, including sexual assault, sexual harassment, stalking, and hazing. The campus will determine whether there is sufficient information to warrant a separate campus disciplinary investigation. In soliciting such notification and information, UC Santa Barbara does not distinguish where in the police or sheriff jurisdiction the offense took place.

Policies on Alcoholic Beverages, Illegal Drugs, and Drug and Alcohol Abuse Programs

UCSB Substance Abuse Policy:

The text that follows is an excerpt from the policy. The full text of the UCSB Substance Abuse Policy can be found at <http://www.policy.ucsb.edu/policies/policy-docs/substance-abuse.pdf>.

POLICY

- Employees and students are prohibited from the unlawful manufacture, distribution, dispensation, possession or use of a controlled substance and/or

alcohol in the workplace, on University premises, at University activities, or while conducting University business.

- Employees and students shall not use illegal substances and shall not abuse legal substances in a manner that impairs job performance, scholarly activities, or student life.
- Employees directly or indirectly involved in work on or for a federal grant or contract are required, as a condition of employment on the grant or contract, to notify the University within five (5) calendar days if they are convicted of any criminal drug statute violation for activity occurring at the workplace, at the location of any grant/contract activity, or while on University business.

SUBSTANCES DEFINITION

The term "substances" includes both illegal and legal substances:

1. Illegal substances are those controlled substances (narcotics, barbiturates, amphetamines, cocaine, cannabis, hallucinogens, and synthetic drugs) listed in the Federal Controlled Substances Act.
2. Legal substances are:
 - a. Alcoholic beverages,
 - b. Tobacco products,
 - c. Controlled substances as listed in the Federal Controlled Substances Act that are prescribed or administered by a licensed physician or health-care professional or are purchased and used for approved scientific research,
 - d. Over-the-counter drugs and products.

HEALTH RISKS

Substance abuse may result in serious health problems, or even sudden death, which in the case of some drugs (e.g., cocaine) can occur after first-time use. The following is a partial list of other potential health risks:

Acute problems

- Heart attack
- Stroke
- Long-lasting effects
- Disruption of normal heart rhythm
- High blood pressure
- Destruction of brain cells
- Permanent memory loss
- Infertility and impotency
- Immune system impairment
- Kidney failure
- Cirrhosis of the liver
- Pulmonary damage

Drug use during pregnancy may result in fetal damage and birth defects causing hyperactivity, neurological abnormalities, and developmental difficulties. For more information on health risks, students may contact the UCSB Alcohol and Other Drugs Program and employees may contact the Academic and Staff Assistance Program.

COUNSELING SERVICES

Employees and students are encouraged to voluntarily seek assistance for substance abuse and dependency problems. Supervisors may also refer individuals with substance abuse problems to campus counseling services. UCSB offers the following programs:

- Employees-Academic and Staff Assistance Program (ASAP) counselors help identify community treatment programs.
- Students-Counselors from Student Health Alcohol and Other Drugs Program and from Counseling and Career Services offer short-term counseling and referral.

Information obtained during these counseling sessions is confidential and will not be released without the written consent of the employee or student except as authorized or required by federal or state law.

EMPLOYEES

Employees may use approved vacation or sick leave, or may request leaves of absence, to seek assistance for drug- and alcohol-related problems. When an employee's job performance appears impaired from the use of an illegal substance or abuse of a legal substance, including alcohol, the supervisor must take appropriate action, which may include referral to ASAP, corrective action, or UCSB Police Department intervention. Supervisors are encouraged to seek assistance from their department head, Human Resources (Labor and Employee Relations or ASAP) or Academic Personnel. Employees found to be in violation of the UCSB substance abuse policy may be subject to corrective action, up to and including dismissal, and/or referral for prosecution. An employee may also be required to participate in an approved counseling or treatment program.

EMPLOYEES INVOLVED WITH A FEDERAL GRANT/CONTRACT

If an employee is directly or indirectly involved in work on a federal grant or contract

and is convicted of violating any criminal drug statute for activity occurring in the workplace or while on University business, the following provisions apply:

1. The employee must notify his or her supervisor within five (5) calendar days of the conviction. Failure to do so may result in corrective action, up to and including dismissal.
2. A supervisor who is aware that an employee has been convicted must immediately report the conviction to the UCSB Office of Research.
3. The Office of Research will in turn report the conviction to the federal agency administering the contract or grant within ten (10) calendar days of receiving notice of a conviction.
4. The employing department is required by law to do one of the following within thirty (30) days of notification of the conviction:
 - a. Take appropriate personnel action, up to and including termination, or
 - b. Require the employee to participate satisfactorily in a substance abuse program.

STUDENTS

All students are accountable to the University discipline provisions of the Campus Regulations Applying to Campus Activities, Organizations, and Students.

Students found guilty of violating the UCSB policy on substance abuse are subject to disciplinary sanctions, up to and including suspension or dismissal, and/or referral for prosecution. A student may also be required to participate in an approved counseling or treatment program.

LEGAL SANCTIONS

The list below does not include all applicable laws; moreover, laws may change over time. Individuals are expected to be aware of current federal, state, and local laws. For more information on the state and federal laws governing controlled substances, see the UCSB Police Department Web Page at <http://police.ucsb.edu>, or call 893-3446.

LAWS AND ORDINANCES GOVERNING CONTROLLED SUBSTANCES

- Manufacture, possession, possession for sale, sale, or distribution is illegal (Health and Safety Code sections 11350, 11351, 11352, 11377, 11378, 11379, 11379.6). Possession of drug paraphernalia is illegal (Health and Safety Code section 11364). All are felony-classified crimes with a possible \$10,000 fine per violation and/or a state prison sentence.
- The convicted party can be precluded from all federal and/or state monetary benefits.

- The convicted party, if not a U.S. citizen, can be deported and excluded from re-entry to the United States.
- The convicted party's personal property traceable to the crime is subject to forfeiture.

LAWS AND ORDINANCES GOVERNING MARIJUANA

- Cultivation, possession for sale, or sale is a felony and may result in a prison sentence and fine (Health and Safety Code sections 11358, 11359, 11360).
- Possession of less than one ounce is a misdemeanor punishable with up to one year in county jail and/or up to \$1000 in fines (Health and Safety Code section 11357(b)).
- If found possessing in a vehicle, an additional one year driver's license suspension can be sentenced (Vehicle Code section 23222(b)).
- Possession of marijuana paraphernalia is a misdemeanor violation, which may result in a fine of \$108 for the first conviction (Santa Barbara County Ordinance section 13A-3).

LAWS AND ORDINANCES GOVERNING ALCOHOL

- Driving under the influence with a blood alcohol content (BAC) level of .08 or higher or driving under the influence of a drug or combination of both is a misdemeanor with possible fines of upwards of \$7,000, county prison sentence, and driver's license suspension (California Vehicle Code sections 23152 (a) & (b)).
- Drivers under 21 with a BAC of .01 or higher can have their vehicles towed and driver's license suspended, and be sentenced to not less than 96 hours in jail nor more than six months, and completion of an alcohol program and three years probation (California Vehicle Code sections 23136 and 23140).
- Bicycling under the influence (.08 BAC or higher) can result in jail sentencing and a \$250 fine. Riders under 21 may also lose their driver's license for one year (California Vehicle Code section 21200.5).
- Any person under the age of 21 years who purchases any alcoholic beverage, or any person under the age of 21 years who consumes any alcoholic beverage in any on-sale premises (e.g., bar or licensed club or restaurant) is guilty of a misdemeanor (California Business and Professions Code section 25658(a)).
- Selling alcohol without a license is a misdemeanor (California Business and Professions Code section 23301).
- Possession of alcohol by anyone under 21 on a street, highway, or place open to public view can result in a citation, mandatory court appearance, driver's license suspension, fines up to \$650, and proof of completion of a Youth Offender Program (California Business and Professions Code section 25662).

- Attempting to purchase alcohol using false identification can result in jail time and a minimum fine of \$200 (California Business and Professions Code section 25661).
- Public intoxication is a misdemeanor offense and can result in jail time and a fine (California Penal Code section 647(f)).
- Selling or furnishing alcohol to a person under 21 or to an obviously intoxicated person is a misdemeanor (California Business and Professions Code section 25658).

Possession of an open container of alcohol on public streets, sidewalks, highways, parking lots or alleys can result in a \$108 fine, plus a \$125 to the Victim's Relief Fund for a first conviction (Santa Barbara County Ordinance section 36-3 SBCO).

Campus Sexual Assault Programs

UCSB Sexual Assault Policy and Procedures:

POLICY

Campus regulations prohibit sexual assault and all other behavior described in Section 102.08 of the **Campus Regulations Applying to Campus Activities, Organizations, and Students**. Section 102.08 specifically prohibits "... physical abuse, threats of violence, or conduct that threatens the health or safety of any persons on University property or in connection with official University functions. Such abuse, threats, or conduct may include sexual assault perpetrated either by a stranger or an acquaintance."

DISCIPLINARY PROCEDURES

The following information applies only to UCSB student perpetrators of sexual assault and outlines how UCSB responds. Please get advice from the Rape Prevention Education Coordinator, or the police, if the offender is a faculty, staff or community member.

1. Any person sexually assaulted by a student on University property, at an official University function, or on any property deemed by the University to be within its jurisdiction, may ask the University to investigate and bring charges against the accused.
2. A preliminary investigation by the Associate Dean of Students will determine whether "interim suspension" should be invoked (see Section 105.08, Campus Regulations). Essentially, this process immediately removes from campus any person deemed an immediate threat or danger to any member of the campus community.
3. The Associate Dean will also determine if the case should go to a hearing based on preliminary investigation and the determination of a prima facie case of sexual assault. The role of the Dean's office is both to establish a case

- against, and protect the rights of, the accused. For the University to take action against the student, the victim must, whenever possible, be the reporting party and be willing to testify at a closed conduct committee hearing.
4. If a hearing is held, the complainant and others may be asked to testify. The complainant and the respondent (accused) will each, separately, work with the Dean of Students Office throughout the adjudication of a complaint. The RPEP can provide an advocate for the complainant when requested; it is our recommendation that all complainants seek this assistance.

COMPLAINANT'S RIGHTS AND RESPONSIBILITIES CONNECTED TO A CONDUCT HEARING

1. To a timely hearing after filing charges (cases reported just prior to the end of a quarter may be delayed by the quarter break period);
2. To have a person or persons of her or his choice accompany her or him to the hearing;
3. To remain present throughout the proceeding (excluding Committee deliberations);
4. Not to have to sit directly across from or next to the accused;
5. To respond to questions about the facts of the case posed by the Committee, or Judicial Affairs staff;
6. Not to have his or her irrelevant past sexual history discussed during the hearing;
7. To be informed as soon as possible of the outcome of the hearing;
8. To keep the outcome of the hearing confidential.

RIGHTS OF THE ACCUSED

The accused has the right to procedural due process as outlined in the Campus Regulations. Among these rights are the rights:

1. To written notice of the charges;
2. To be accompanied at the hearing by an advisor;
3. To be present while evidence is being presented;
4. To produce witnesses and evidence pertaining to the case;
5. To confront and cross-examine all witnesses;
6. To not be required to give self-incriminating evidence;
7. To be informed as soon as possible of the outcome of the hearing.

For a full description of accused rights and responsibilities, as well as an overview of the disciplinary system, please see Chapter VI of the *UCSB Campus Regulations Applying to Campus Activities, Organizations, and Students*. All hearings are closed and information pertaining to a conduct case is protected by federal and state privacy laws.

POSSIBLE SANCTIONS

Students found guilty of a sexual assault may receive the following university sanctions: warning, disciplinary probation, exclusion from areas of campus or activities, suspension, or dismissal.

SEXUAL ASSAULT SERVICES

The Rape Prevention Education Program Coordinator is available to assist with crisis intervention, medical and legal questions, referrals to outside agencies, liaison to professors for academic problems, assistance with housing changes, and assistance with reporting to law enforcement and the campus judicial system. These services are free and confidential.

Other counseling resources on campus: Counseling and Psychological Services for students; Academic and Staff Assistance Program for staff and faculty.

IF YOU ARE SEXUALLY ASSAULTED

1. Get to a safe place. Call a friend or someone else to be with you.
2. If you know you want to report to the police, call 911 (9-911 on campus) and say, "I want to report an assault." You will need to give your name and other information.
3. If you are not sure what you want to do, call the Santa Barbara Rape Crisis Center's 24-hour hotline (564-3696). You do not have to give your name. The advocate will talk with you about your options, rights, and choices.
4. You may also call or come in to the UCSB Women's Center, Monday through Friday from 10 am until 5 pm (893-3778). A staff member will help you with your decisions about what to do.
5. If you are not sure about reporting but think you might want to later, you need to contact an advocate at RPEP or SB RCC to initiate a restricted forensic medical exam (RFME) but they do not need to file a police report at the time. You have the right to change your mind later about being involved in a legal case.
6. Do not eat, drink, wash, shower, go to the bathroom, douche or clean up. As hard as this is, your body comprises the evidence in a sexual assault. If you have already done these things it is still okay to make a report; be sure to let the officer know.
7. If you definitely do not want to report to the police, it is still a good idea to have a medical exam to see if you were injured internally and to check for sexually transmitted diseases and pregnancy. You can do this at Student Health during their normal hours of operation or have a private physician do the exam.
8. It is important to note, however, that all health care providers (including Student Health) are legally required to report to the police any suspected

sexual or physical assaults. This does not mean that YOU must talk to the police.

Survivors of sexual assault may:

1. Request academic assistance for missed classes or exams, or help with rearranging coursework.
2. Be moved if both you and the accused live in residential housing, or you may request that the accused be moved pending a campus conduct hearing.

Whether or not you report to the police, talk to someone who is knowledgeable and trained about sexual assault so that you can start the process of recovering.

Registered Sex Offender Information

The State of California requires sex offenders to register with the police in the jurisdiction in which they reside. The State makes this information available to law enforcement agencies. This information is made available to the local public at the Santa Barbara County Sheriff Department, 4434 Calle Real, Santa Barbara, CA 93110, (805)681-4100 or you can access the information on-line at www.meganslaw.ca.gov.

Emergency Notification and Timely Warning Policy

The UCSB Alert system is utilized to send two types of timely communications to the campus community – “timely warnings” and “emergency notifications.” The University issues “timely warnings” regarding serious crimes that the University deems to be a continuous threat to students and employees and may aid in the prevention of a similar crime. “Emergency notifications” have a wider focus than the timely warning and are issued for any significant emergency or dangerous situation involving an immediate threat to the health or safety of students or employees occurring on the campus.

In the event of a serious incident which poses an immediate threat to members of the UC Santa Barbara community, the University has various systems in place for communicating information quickly to those individuals. Some or all of these methods of communication may be activated in the event of an immediate threat to the UCSB campus community. These methods of communication include network emails, emergency text messages that can be sent to a phone or PDA (individuals can sign up for this service at the website, <https://alert.ucsb.edu>), and emergency messages posted on a signboard located at the campus entrance. The University will post updates during a critical incident on the main campus website, <http://www.ucsb.edu/>. Individuals can call UCSB's Emergency Information Line at 888-488-UCSB, for recorded informational updates. Members of the larger community who are interested in receiving information about emergencies on

campus should sign up for the emergency text message system and should use the UCSB website and Emergency Information Line for obtaining updates in the event of an emergency on campus.

UCSB takes a proactive approach to emergency preparedness. The University conducts regularly scheduled exercises and drills with follow-through activities, to assess and evaluate the University's emergency plans and capabilities. Emergency response and evacuation procedures can be found on the campus emergency resources website at <http://emergency.ucsb.edu/response.html>.

All members of the UCSB Community are notified on an annual basis that they are required to notify the UCSB Police Department (UCSBPD) of any situation or incident on campus that involves a significant emergency or dangerous situation that may involve an immediate or on-going threat to the health and safety of students and/or employees on campus. UCSBPD is responsible for 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, the UCSB Police Department 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.

If the UCSB Police Department confirms that there is an emergency or dangerous situation that poses an immediate threat to the health or safety of some or all members of the UCSB community, UCSBPD will use some or all of the systems described above to communicate the threat to the UCSB community or to the appropriate segment of the community, if the threat is limited to a particular building or segment of the population. UCSBPD will, without delay and taking into account the safety of the community, determine the content of the notification and initiate the notification system, unless issuing a notification will, in the judgment of the first responders (including, but not limited to: UCSB Police Department, the SB County Sheriff's Office, SB County Fire and Emergency Medical Services), compromise the efforts to assist a victim or to contain, respond to, or otherwise mitigate the emergency.

Missing Student Notification Policy

University of California, Santa Barbara Missing Student Notification:

The Higher Education Act as amended by the Higher Education Opportunity Act (HEOA), effective October 1, 2010, requires Title IV institutions with on-campus student housing facilities to establish a missing student notification policy and procedure. The missing student notification policy and procedure for the University of California, Santa Barbara is as follows:

A. Definitions

1. A student is considered missing (this can be less than 24 hours) after a reasonable investigation by in-residence staff fails to discover the location of the person reported missing from campus, or where a set of extenuating circumstances may suggest immediate concern. Such conditions may consist of but are not limited to:

- Medical or health related problems;
- The student has not regularly attended classes and has not been seen elsewhere;
- A UCSB official has made an inquiry of concern;
- A parent(s), roommate, suitemates or apartment-mates of the missing person has reported such disappearance due to irregular contact with the student.

2. A confidential contact person, if designated, will be notified in the event a student is ever determined to be missing. Each student living in an on-campus student housing facility has the option of registering a confidential contact person. Only authorized campus officials and law enforcement officers, in furtherance of a missing person investigation, may have access to this information.

B. Actions to be Taken

1. The reporting party will notify the Office of Apartment Living (OAL) if the student resides in single undergraduate, single graduate, or family apartments; or the Office of Residential Life (ORL) if the student resides in the residence halls.

2. The supervising Associate or Assistant Director will report this notification to the Executive Director of Housing & Residential Services, the Director of Apartment & Community Living or the Director of Residential Life, the Campus Police Department and the Dean of Students Office.

3. The Campus Police will conduct an investigation to determine the status of the missing student.

4. The Campus Police will keep OAL or ORL, and the Dean of Students Office apprised of the progress of the investigation.

C. Follow-Up

1. When the student is found, the Critical Incident Coordinator (an OAL, ORL or Dean of Students supervisor), will contact the student and inform him or her of support services available on campus. This support should also be offered to any other students (roommates, friends) affected by the incident.

2. If the search is deemed unsuccessful, the Director of Apartment & Community Living or the Director of Residential Life, the Chief of Police and the Dean of Students will decide what further action(s) should be taken.

3. Should the student be missing for more than 24 hours, the emergency contact procedures designated by the student will be initiated as determined by C2 above. Unless otherwise identified by the student or if the student is less than 18 years of age and not emancipated, contact will be made with the parent(s) of the student determined to be missing.

Annual Fire Safety Report

The Higher Education Opportunity Act (Public Law 110-315) became law in August, 2008, requiring all eligible institutions that participate in any Title IV program and maintain on-campus student housing facilities to produce an annual fire safety report outlining fire safety practices, standards, and all fire-related on-campus statistics. Starting October 2010, the report must be publicly disclosed. Information contained in this annual fire safety report includes: number and cause of fires at all on-campus student housing facilities; number of fire-related deaths; related injuries; value of fire-related property damage; information on evacuation procedures; fire safety education and training programs; fire safety systems in each student housing facility; number of regular mandatory supervised fire drills; and policies on portable electrical appliance, smoking and open flames. The UCSB Annual Fire Safety Report can be viewed at <http://www.ehs.ucsb.edu/homepage/hprsc/2013-HEOA-UCSB.pdf>.

Helpful Links

Department of Education
<http://ope.ed.gov/security>

Security on Campus, Inc.
<http://www.securityoncampus.org>

State of California-Office of the Attorney General - Megan's Law
<http://www.meganslaw.ca.gov>

Women, Gender & Sexual Equity
<http://wgse.sa.ucsb.edu/>

Alcohol & Drug Program (ADP)
<http://alcohol.sa.ucsb.edu>

Hate Crimes/Hate Incidents
<http://judicialaffairs.sa.ucsb.edu/Hate.aspx>

University of California Police Department 2012 Annual Report & Crime Statistics
<http://police-statistics.universityofcalifornia.edu/>

California Child Abuse & Neglect Reporting Act (CANRA)
www.hr.ucsb.edu/employment/background-checks/mandated-reporter

University of California Ethics, Compliance and Audit Services
<http://www.ucop.edu/ethics-compliance-audit-services/compliance/clery-act/index.html>