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CONTACT INFORMATION

For Campus Emergencies
Cell Phone............................................................................................................................................... 9-1-1
Campus land line phone ...................................................................................................................... 9-9-1-1
UC Merced Police Department .........................................................................................................209-228-2677
Emergency status line ......................................................................................................................866-993-0969
Emergency web site .......................................................................................................................... http://emergency.ucmerced.edu
Blue Lights........................................................................................................................................ Press the call button

UC MERCED Police Department
Non-emergency (24 hours) ...........................................................................................................209-228-2677(CAT-COPS)
Administrative Office .....................................................................................................................209-228-8273
Fax ..................................................................................................................................................209-228-7866
Anonymous line ............................................................................................................................209-228-8477
Text-A-Tip (anonymously) ..............................................................................................................209-626-8826
Police web site..............................................................................................................................http://police.ucmerced.edu
Police Face Book page ..................................................................................................................https://www.facebook.com/ucmercedpolice
Lost and Found ...............................................................................................................................209-228-2767
Live Scan .........................................................................................................................................209-228-4770

General Information
Student Judicial Affairs Office ..........................................................................................................209-381-7881
Student Health Services .................................................................................................................209-228-2273 (CAT-CARE)
Disability Services ..........................................................................................................................209-228-6996
Counseling Services .......................................................................................................................209-228-4266
Human Resource Office .................................................................................................................209-228-8247
Office of the Executive Vice Chancellor & Provost ......................................................................209-228-4439
Office of Ombuds Services.............................................................................................................http://ombuds.ucmerced.edu
Whistleblower hotline ......................................................................................................................800-403-4744
Associate Chancellor – Office of Campus Culture and Compliance ...........................................209-201-3491
• Title IX Officer
• Behavioral Intervention Team......................................................................................................http://oc3.ucmerced.edu/threat_management
• Case Management Team
Valley Crisis Center .......................................................................................................................209-722-4357, 209-725-7900

Resources for Survivors of Sexual Assault, Stalking or Domestic/Dating Violence
CARE Director .................................................................................................................................209-228-7939
Campus Advocate (Confidential) ..................................................................................................209-386-2051
Valley Crisis Center of Merced (Confidential) ...............................................................................209-722-4357
Merced County Victim Witness Assistance Program .....................................................................209-385-7385
Merced County District Attorney ..................................................................................................209-385-7381
Merced County Mental Health Emergency Services ......................................................................209-381-6800
Campus Student Response Team ..................................................................................................209-228-4331
The mission of the University of California, Merced, is embodied in its proud claim of being the first American research university of the 21st century. Opening in 2005 as the 10th campus of the University of California, UC Merced continually strives for excellence in carrying out the university's mission of teaching, research and service, benefiting society through discovering and transmitting new knowledge and functioning as an active repository of organized knowledge. As a key tenet in carrying out this mission, UC Merced promotes and celebrates the diversity of all members of its community.

A research university is a community bound by learning, discovery and engagement. UC Merced's strong graduate and research programs mesh with high-quality undergraduate programs. New knowledge increasingly depends on links among the disciplines, working together on questions that transcend the traditional disciplines. UC Merced fosters and encourages cross-disciplinary inquiry and discovery.

Interdisciplinary practice in research nourishes undergraduate learning, building a foundation in connecting the ways that academic disciplines understand and grapple with society's problems. UC Merced undergraduates experience education inside and outside the classroom, applying what they learn through undergraduate research, service learning and leadership development. As apprentice scholars, graduate students build their understanding of and ability to do independent research in their chosen field, as the groundwork for entering professional life. Lifelong learners continue to hone their knowledge and workplace skills.

The 21st century ushered in the promise of new ways of connecting people to new knowledge and to one another. UC Merced capitalizes on this promise by functioning as a network, not simply a single place, linking its students, faculty and staff to the educational resources of the state, nation and world. The idea of network extends to UC Merced's relationships with neighboring institutions: educational, cultural and social. Born as a member of the distinguished network known as the University of California, UC Merced seeks strong and mutually supportive relationships with a variety of collaborators in its region: public and private colleges and universities; federal and state organizations that share UC Merced’s educational and research goals; and cultural and social institutions.

This networking principle is also realized through the physical and intellectual integration between UC Merced and its surrounding community. The campus has been established as a model of physical sustainability for the twenty-first century, inviting all members of the campus and surrounding community to think and act as good stewards of the environment that they will convey to future generations. UC Merced celebrates its location in the San Joaquin Valley, reflecting the poetry of its landscape, history, resources and diverse cultures, while capitalizing on and expanding the Valley's connections to the emerging global society. UC Merced recognizes that research that begins with the natural laboratory at home can extend what is known in the state, nation and world.
Principles of Community

The University of California, Merced, is a public, land-grant institution created to serve the communities of the San Joaquin Valley, the State of California, the nation, and the world through excellence in education, research and public service.

These principles reflect our ongoing efforts to increase access and inclusion and to create a community that nurtures lifelong learning and growth for all of its members. We encourage every member of the UC Merced Community to join us in our collective pursuit of these principles:

*We recognize and celebrate* the identities, values, and beliefs of our community.

*We affirm* the inherent dignity and value of every person while cultivating a campus climate rooted in mutual respect and compassion.

*We uphold* the right to freedom of expression and encourage a culture of dialogue, understanding, and civility in all interactions. We seek to create a campus where a rich tapestry of ideas is shared, collaboration is embraced, and innovation is promoted.

*We pursue* excellence in teaching and learning through contributions from all community members fostering a culture of open exchange.

*We promote* opportunities for active participation and leadership in our communities.

*We champion* civic engagement, environmental stewardship, research, and teaching that connects theory and practice to learning and doing.

*We take pride* in building, sustaining, and sharing a culture that is founded on these principles of unity and respect.

The UC Merced Principles of Community were developed by the Chancellor’s Advisory Council for Campus Climate, Culture and Inclusion in collaboration with the campus community. These principles were issued on March 25, 2014.
A Message from the Assistant Vice-Chancellor for Campus and Public Safety and Chief of Police

"Safety for the University Community—It’s Everyone’s Business"

Welcome to the University of California-Merced, where security and well-being of our students, faculty, staff, and visitors is our top priority. As a part of the Business and Administration Services Division, the subdivision of Campus and Public Safety is new to UC Merced. The area incorporates several university departments all focused on safety under a single umbrella. The area now includes Environmental Health and Safety, Fire Marshal, Risk Services including Workers Comp, Inspection and Building Services, the University Police Department including Emergency Management.

All of the areas have a particular mission associated with campus safety. The mission of the UC Merced Police Department is to provide law enforcement, crime prevention, investigation, security, and emergency management services to the university community. All of our dedicated safety personnel strive to provide a safe and nurturing environment. We work closely with university stakeholders, local law enforcement agencies, and the surrounding community in a collaborative effort to prevent crime, and ensure the safety of everyone while on university grounds. It gives us the opportunity to learn more about how we may better serve you, and to help educate the community about the responsibilities of living, working, and visiting UC Merced. We are currently working to address some concerns that will help us improve our service delivery.

The Campus Security Act requires colleges and universities to publish an annual report that contains three years’ worth of campus crime statistics and certain policy statements. The university must disclose crime data for the school, and public areas immediately adjacent to the campus and certain non-campus facilities and remote classrooms. Information must be collected from campus police, local law enforcement agencies and other college officials who have significant responsibility for student and campus activities.

The Higher Education Opportunity Act (HEOA) requires institutions with a residential housing unit to publish an annual safety report covering fire incidents and statistics. The HEOA requires policies and procedures related to missing students and emergency notification, response and evacuation also be included. This report satisfies compliance obligations under both of the Federal Acts.

The UC Merced Police Department handles the preparation, and distribution of this report. Crime prevention, and safety is everyone’s business. This Safety Matters Annual Report is part of an ongoing effort to ensure that we continue to work together to foster a safer environment for our university community.

As you read this report, you will learn more about the services provided by the area of Campus and Public Safety. We encourage you to use this document as a guide for safe practices on or off university grounds.

Dr. Albert Vasquez
**UC Merced Police Department Mission Statement**

In accordance with the highest professional standards in proactive, community-focused services, the UC Merced Police Department promotes and maintains a safe and secure environment for our richly diverse community.

In partnership with the community, through the highest standards of police services, emergency management, and community outreach, we enhance the quality of life so UC Merced can reach and maintain its fundamental missions of learning, research, teaching and public service.

We accomplish our mission through community trust and support, with well-equipped, well-trained, department members who deliver traditional and innovative services designed with sensitivity for our broad, unique UC Merced Community.

**GEOGRAPHY**

The University of California, Merced is required by the U.S. Department of Education to disclose statistics for reported Clery crimes that occur on-campus, on public property within or immediately adjacent to the campus, and in or on non-campus buildings or property that is owned or controlled by the university. The campus police department is responsible for maintaining and updating campus geography information. This information is updated annually and as locations are added to or removed from the campus footprint.

- **On-campus** – Any building or property owned or controlled by an institution within the same reasonably contiguous geographic area and used by the institution in direct support of, or in a manner related to, the institution’s educational purposes, including residence halls; and any building or property that is owned by the institution but controlled by another person, is frequently used by students, and supports institutional purposes. (Buildings and property located at 5200 N. Lake Road, Merced, CA 95343).

- **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, and is owned by a public entity, such as a city or state government. (N. Lake roadway – Bellevue Road North to Yosemite Lake, and 1 mile into Yosemite Lake, N. Lake Road bicycle path between Yosemite Road and Yosemite Lake).

- **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 the institution that is used in direct support of, or in relation to, the institution’s educational purposes, is frequently used by students, and is not within the same reasonably contiguous geographic area of the institution. (Buildings and Property located at 550 East Shaw, Fresno, CA, 4225 Hospital Road Buildings 1200 & 1201, Atwater, CA, 755 & 767 E. Yosemite Ave., Merced, CA, 1715 Canal St. Merced, CA, 3600 M Street, Merced, CA, 1747 M Street, Merced, CA, 2615, 2618, 2639, W. Bruce Ave., Wawona, CA, 2640, 2644 & 2667 English Lane, Wawona Ave., 2587 River Road, Wawona, CA and 7799 Chilnualna Falls Road, Wawona, CA).

**CRIME STATISTICS**

The UC Merced Police Department is responsible for collecting, maintaining, and reporting crimes that occur within the campus Clery geography. This report complies with the Jeanne Clery Disclosure of Campus Security Policy and Crime Statistics Act. The full text of this report can be located on our web site at...
You may also request a printed copy of the report by contacting the University Police Department. This report is prepared in cooperation with the local law enforcement agencies surrounding the campus and off-campus locations, and in collaboration with many campus departments.

California law (11160 of the California Penal Code) requires prompt, mandatory reporting to the local law enforcement agency by health care practitioners (such as those at Student Health Services) when they provide medical services to a person they know or reasonably suspects is suffering from wounds inflicted by a firearm or is a result of assaultive or abusive conduct. Department of Counseling and Psychological Services staff inform their clients of the procedures to report crime to the University Police on a voluntary or confidential basis, should they feel it is in the best interest of the client. A procedure is in place to anonymously capture crime statistics disclosed confidentially during such a session.

Each year, an e-mail notification is made to the campus community that provides the direct link to access this report. Copies of the report may also be obtained at the University Police Department. All prospective employees may also obtain a copy from the University Police Department. A direct link to this report can be found on the careers website page at http://www.ucmerced.edu/careers/.

The police department is responsible for collecting statistics, identifying reportable crimes, maintaining, and publishing statistics to the public. All incidents reported to the police department are investigated and classified. If there is a determination that the crime did not occur, the investigation is closed as unfounded. Unfounded crimes are not reported in the annual security report statistics, as required by the Jeanne Clery Act.

A reported Clery crime to UC MERCED Police Department may not be withheld or subsequently removed from the Clery crime statistics data based on a decision by a court, coroner, jury, prosecutor, or other similar non-campus official. However, a reported crime may be withheld or subsequently removed from the crime statistics when sworn law enforcement personnel have fully investigated the reported crime and, based on the results of a full investigation and evidence, have made a formal determination that the crime report is false or baseless and therefore, “unfounded.” Only sworn law enforcement personnel may “unfound” a crime report.

As of 2015, UC MERCED began reporting to the U.S. Department of Education, and disclose in the ASR, crime statistics the total number of Clery Act crime reports that were “unfounded” and subsequently withheld from the crime statistics, beginning with 2014 calendar year Clery crime statistics.

The Jeanne Clery Act requires statistics for the following crimes be reported and published yearly.

**Criminal Offences** – Criminal homicide, including: Murder and non-negligent manslaughter, negligent manslaughter; Sex offenses including: forcible, and non-forcible; robbery; domestic violence, dating violence, stalking, aggravated assault; burglary; motor vehicle theft; and arson.

**Hate Crimes** – Any of the above-mentioned offenses, and any incidents of domestic violence, dating violence, stalking, larceny-theft, simple assault, intimidation, or destruction/damage/vandalism of property that were motivated by bias.

**Arrests and Referrals for Disciplinary Action** – for weapons: carrying, possessing, etc., Drug abuse violations and liquor law violations.
These statistics are compiled by calendar year and include reports received from other law enforcement agencies having jurisdiction over off-campus UC Merced-affiliated, owned, or controlled property at other locations.

UC Merced encourages all crimes be promptly reported to the UC Merced Police Department at 209-228-2677 (non-emergencies), dial 9-9-1-1 (emergencies only) from a campus landline, 9-1-1, from a cellular phone. You may also contact the police department using any blue light located on campus, and by pushing the help button in elevators. In addition, you may report crimes to the Title IX officer, or Student Life and Judicial Affairs, and that campus security authorities receiving reports of crimes forward the information to the police department immediately.

Licensed counselors and pastoral counselors are exempt from immediate reporting requirements. However, UC Merced encourages counselors, including Advocates for victims of domestic violence, sexual assault, stalking and dating violence and pastoral counselors to inform those they counsel of procedures for reporting crimes on a voluntary, confidential basis for inclusion in the campus security report statistics.

Although the reporting of criminal activity directly to the UC Merced Police Department is encouraged, crimes may also be reported to Campus Security Authorities (CSA).

**Campus Security Authorities**

The UC Merced Police Department is responsible for identifying, training, and maintaining up to date lists of UC Merced’s Campus Security Authorities (CSA). Campus Security Authority is a Clery specific term that encompasses four groups of individuals and organizations associated with UC Merced.

1. Campus police or campus security department of an institution

2. Any individual or individuals who have responsibility for campus security but who do not constitute a campus police department or a campus security department.

3. Any individual or organization specified in UC Merced’s statement of campus security policy as an individual or organization to which students and employees should report criminal offenses.

4. An official of an institution who has significant responsibility for student and campus activities, including, but not limited to, student housing, student discipline and campus judicial proceedings.

CSAs are responsible for forwarding non-identifying information to the UC MERCED Police Department for inclusion in the Annual Security Report, regardless of whether or not the victim chooses to file a report with law enforcement or press charges. Information forwarded by CSAs is for statistical purposes only. If you wish to pursue criminal charges, you must file a report with the Police Department.

When a Campus Security Authority receives notice of an incident that may be a reportable crime under the Jeanne Clery Act, they disclose the information to the Police Department. These reports are confidential unless the victim provides permission to document identifying information or permission for the police to investigate the incident. The department maintains a CSA list that is continually updated. Each year the police department provides in-person training to CSAs. CSA training is available to all students, staff, and faculty upon request or as needed.
In addition to collecting Clery Act crime statistic information from police reports generated by the UC MERCED Police Department, Clery Act crime statistic data is also continuously requested via email and databases, and compiled from reports submitted via email, mail, or in-person by UC MERCED designated Campus CSA’s. To reduce the risk of duplicate reporting, information is cross-referenced with reports received from other campus departments and outside law enforcement agencies.

**LAW ENFORCEMENT PARTNERSHIPS**

In order to meet statutory requirements established by AB 1433 (Gatto, 2014), specified in the California Education Code (Ed. Code 67383, subd. (a) and Ed. Code, 67381), and requiring covered institutions to adopt and implement written policies and procedures to ensure that reports of Part 1 violent crimes, hate crimes, or sexual assaults are immediately, or as soon as practicably possible, disclosed to local law enforcement.

Furthermore, it is the purpose of this MOU to promote collaboration between the parties to enhance the reporting, investigation, and appropriate response to sexual assault and other covered crimes. In addition, compliance with the numerous state and federal laws that provide specific requirements related to these issues, as outlined in California Education Code sections 67380, 67381 (the Kristin Smart Campus Safety Act of 1998) and 67383: SB 967 (de Leon, 2014), specified in California Education Code section 67386; the federal Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (“Clery Act”); and Title IX of the Higher Education Amendments of 1972 (“Title IX”); as well as the California Penal Code and applicable state laws related to health and confidentiality/privacy.

The Memorandum of Understanding (MOU) is between University of California, Merced Police Department, Merced City Police Department, Merced County Sheriff’s Office, Merced District Attorney, and Alliance for Community Transformations (Parent organization of Valley Crisis Center).

University of California, Merced Police department has operational responsibility for any crimes, including Part 1 violent crimes, hate crimes, and sexual assault, occurring on campus.

Merced County Sheriff's Office has concurrent jurisdiction over University of California Merced property and facilities within its jurisdiction. Merced City Police Department has concurrent jurisdiction over University of California, Merced property and facilities within its jurisdiction.

University of California, Merced Police Department will act as the first responder to incidents, and have responsibility for the investigation of crimes on the campus of UC Merced and property owned, operated, or controlled by UC Merced. UC Merced will report to Merced City Police Department or Merced County Sheriff’s Office incidents of Part 1 violent crimes, hate crimes, and sexual assault in accordance with the appropriate agency with jurisdiction.

Merced City Police Department will act as the first responder to incidents, and have responsibility for the investigation of crimes occurring in the City of Merced, Merced City Police will report to UC Merced Police Department incidents of Part 1 violent crimes, hate crimes, and sexual assault which impacts or affect UC Merced.

Merced County Sheriff’s Office will act as the first responder to incidents, and have responsibility for the investigation of crimes occurring in the County of Merced, Merced Sheriff’s Office will report to UC Merced Police Department incidents of Part 1 violent crimes, hate crimes, and sexual assault which impacts or affect UC Merced.
If incidents occur that involve police action from University of California, Merced Police Department and Merced City Police Department and/or Merced County Sheriff’s Office, law enforcement supervisors from each department will confer and decide which will have primary responsibility for investigating and reporting the incident based on the location of the incident.

The parties recognize that regardless of which law enforcement agency ultimately has operational responsibility in responding to a sexual assault, hate crime or other Part 1 violent crime, other parties may be the first responder to the report of the crime. Thus each of the parties has a responsibility to act in a manner that facilitates an effective law enforcement and institutional response, as well as appropriate treatment of the individual reporting the sexual assault or other violent crime. This includes ensuring the appropriate preservation of evidence and coordination with law enforcement to maintain chain of custody and authorize forensic sexual assault examinations.

**Statistics from Local Law Enforcement Agencies**

Each year the police department reaches out to outside law enforcement agencies who have jurisdiction over UC MERCED off-campus locations. The requests for crime statistics and all reports received, are maintained at the campus police department. Crimes reported to these agencies that occurred at a UC MERCED owned or controlled building are included in this report.

**Daily Crime Log and Fire Safety Log**

The UC Merced Police Department Crime & Fire Safety Log records all alleged criminal incidents, including non-Clery Act crimes, reported to campus police, regardless of how much time has passed since the alleged incident occurred. Crimes on this log are recorded by the date they were reported, and includes the nature of the crime, the date and time the crime occurred, the general location of the crime, and the disposition of the complaint, if known. The log can be found on the UC Merced Police Department website at [http://police.ucmerced.edu/programs-services/programs-services](http://police.ucmerced.edu/programs-services/programs-services). The log is also available for viewing during normal business hours at the Police Department.

The only exceptions in the posting of crimes reported are: If the disclosure is prohibited by law, the disclosure would jeopardize the safety of the community, if the disclosure would jeopardize the confidentiality of the victim.

Posting of crimes reported may be temporarily withheld in some cases if the release of information would: Jeopardize an ongoing investigation, the safety of an individual, cause a suspect to flee or evade detection, result in the destruction of evidence.

**Emergency Response and Evacuation Procedures**

UC Merced’s Emergency Plan and Procedures, Evacuation Guidelines, Notification about Emergencies and Emergency Resources are available via [http://emergency.ucmerced.edu/](http://emergency.ucmerced.edu/). These guidelines establish the framework through which the University prepares for, responds to, recovers from, and mitigates the effects of a wide variety of emergencies and disasters that could adversely affect the health, safety, and/or general welfare of its students, staff, faculty, and visitors.

UC MERCED Emergency Preparedness website, [http://emergency.ucmerced.edu/](http://emergency.ucmerced.edu/), contains information related to campus emergency response. UC MERCED conducts emergency response exercises each year, such as table top exercises, field exercises, and tests of the emergency notification systems on the UC
MERCED campus. These tests are designed to assess and evaluate campus emergency plans and capabilities, and to educate the campus community on the systems they may encounter.

UC MERCED emergency response personnel have received training in the principles of the Incident Command System and responding to critical incidents. When a serious incident occurs that causes an immediate threat to the campus, the first responders to the scene are usually the UC MERCED Police Department, CAL Fire, Riggs Ambulance, and general services at UC MERCED. These entities work together to manage the incident. Depending on the nature of the incident, affected UC MERCED departments and other local or federal agencies may also be involved through the provision of mutual aid. UC Merced has evacuation guidelines which can be viewed at http://emergency.ucmerced.edu/evacuation-info. Fire evacuation drills are conducted on an annual basis by the UC Merced Fire Marshall.

**Emergency Response and Evacuation Procedures**

The University of California, Merced is required to immediately notify the campus community (or segments of the campus community) upon confirmation of a significant emergency or dangerous situation involving an immediate threat to the health or safety of students or employees occurring on the campus.

The UC MERCED campus emergency response and evacuation procedures are tested on at least an annual basis. This test is conducted in October of each year, in conjunction with the “Great California Shake-out.” This test is announced and includes information related to the campus emergency response and evacuation procedures. Additional announced and/or unannounced tests may also be conducted throughout the year.

**Emergency Notifications**

UC Merced has a comprehensive emergency preparedness program that includes a mass notification system commonly referred to as “UC MERCEDAlert.” UC MERCEDAlert is a layered approach to notifying students, staff, faculty, parents, and campus guests of an emergency or dangerous situation that poses an immediate threat to their health, safety, or general welfare while on campus.

An emergency notification will be issued without delay as soon as the police department confirms that a significant emergency or dangerous situation exists. The safety of the campus community will be taken into account when determining what information will be released. The only reason an emergency notification would not be issued is if doing so would compromise efforts to assist a victim, contain the emergency, respond to the emergency, or otherwise mitigate the emergency.

In the event of an emergency the police department in coordination with campus communications will notify the campus community through one, all, or a combination of, sending an emergency email to the entire UC Merced email registry, sending a text message, external public announcements, internal public announcements, posting messages on select digital display screens located throughout campus. The initial notification and updates will be placed on the Emergency Alert Website which will temporarily replace our regular website in the case of a significant emergency. This “light” version is built to load quickly and to withstand a large amount of traffic.

To receive text messages, students, staff, faculty, and parents must update their personal information at, http://emergency.ucmerced.edu/notification-methods/emergency-notifications. You may also contact the police department at 209-228-2677.
TIMELY WARNINGS

The Clery Act requires institutions to alert the campus community regarding any Clery Act crime that is reported to campus police or a campus security authority and is considered to represent a serious or continuing threat to students and employees.

The warning will be titled “Campus Crime Alert Bulletin” or in case of an impending hazard such as a flood or fire watch, not involving a crime, the warning will be titled “Campus Information Bulletin.” Notifications will be issued by the Police Department and may be in collaboration with UC Merced Communications, and UC Merced Student Affairs.

To facilitate the issuance of Clery Act required Timely Warnings and emergency notifications, the UC MERCED Police Department has entered into a Memorandum of Understanding with the Merced City Police Department, Merced County Sheriff’s Office, Merced District Attorney, and Alliance for Community Transformation. The parties to this MOU agree to coordinate the sharing of information related to crimes on and off-campus that pose a serious threat to students and employees and emergency notifications for a significant emergency or dangerous situation involving an immediate threat to the health or safety of students or employees on campus.

The parties acknowledge that University of California, Merced Police Department need not obtain the approval of an outside law enforcement agency to issue any warnings and/or notifications, nor is UC MERCED Police Department required to seek pre-clearance of the content of any warning and/or notification. However, UC Police Department will inform appropriate law enforcement jurisdiction about such warnings as soon as practicable.

Clery Act Crimes include Homicide, Murder and Non-negligent Manslaughter, Negligent Manslaughter, Sex Offences, Forcible, Non-forcible, Robbery, Aggravated Assault, Burglary, Motor Vehicle Theft, Arson, Domestic Violence, Dating Violence, Stalking, Hate Crimes - Any of the above mentioned offenses, and any incidents of larceny-theft, simple assault, intimidation, or destruction, damage, or vandalism of property that was motivated by bias.

Responsibility for Issuing Timely Warnings

The UC Merced Police Department has the responsibility for issuing Timely Warnings. Although the Clery Act does not define the word “timely,” because the intent of a warning regarding a criminal incident(s) is to allow people to take precautions for their personal safety, a Crime Alert should be issued as soon as pertinent information about the crime is available. Therefore, even if not all of the facts surrounding a criminal incident(s) are available, the police department will issue a Crime Alert for any Clery Act crime that meets the criteria set forth below.

Timely Warnings will be widely distributed in appropriate areas on the campus, provided to campus communications, posted on relevant campus websites, electronically mailed to members of the campus community, and posted in appropriate areas.

Standard for Issuing Timely Warnings

A Crime Alert is a notification to the UC MERCED campus and/or campus communities of the report of a Clery Act crime where such crime is reported to the UC MERCED Police Department or to a Campus Security Authority (“CSA”), who in turn reports such crime in a timely manner to the UC MERCED Police Department, and the crime is considered by the institution to represent a serious or continuing threat to students and employees at the time of the report. The determination to issue a Crime Alert is made on a case-by-case basis in light of all of the facts surrounding a reported crime including, but not limited to such factors as
the nature of the crime, the continuing danger to the campus community and the possible risk of compromising law enforcement efforts.

**Determination to Issue Timely Warnings**

The decision to issue a Crime Alert will be determined by police department personnel. All Alerts include the signature of the Chief of Police prior to release. In the event the Chief is not available, the Chief of Police's designee may sign.

The police department may elect not to issue a Timely Warning in very limited circumstances. First, if the police department or other law enforcement agency apprehends the suspect(s) of a Clery Act crime and the serious or on-going threat to students and employees of the campus community has been mitigated by the apprehension or arrest of the suspect(s), or if it is otherwise determined by the Chief of Police or his designee that a serious or on-going threat does not exist, a Crime Alert may not be issued. Second, if a report of a Clery Act crime was not reported to the UC MERCED Police Department or if the department was not notified of a Clery Act crime report in a manner that would allow the issuing of a Timely Warning, a Crime Alert may not be issued.

The UC MERCED Police Department will give consideration to notifying crime victims before Crime Alerts are issued to the campus community.

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**ANNUAL SECURITY REPORT (ASR)**

Under the Clery Act, University of California, Merced has immediate, on-going, and annual requirements. This ASR is updated and published annually and contains safety and security-related policy statements, procedures and crime statistics (crime statistics for the last three calendar years). UC MERCED Police Department distributes the ASR to all current students, staff, and faculty. Prospective students, staff and faculty are informed about the availability of these reports.

UC MERCED Police Department distributes an individual notice about the ASR to each student and employee by October 1 of each year via their UC Merced email address. The notice generally includes a statement of the reports’ availability, a brief description of the information contained within the report, a direct link to the report and information regarding where paper copies of the report may be obtained upon request.

The ASR and the AFSR are distributed as two separate report documents. The AFSR may be directly accessed by visiting the following website:


**ASR Preparation Process**

The UC MERCED Police Department has primary responsibility for coordinating and compiling the information contained within the ASR by working with various individuals and department from UC MERCED. Input from a variety of individuals is important in order to convey the latest and most updated information. In addition to reviewing all UC MERCED Police Department police reports, the UC MERCED Police Department coordinates with the UC MERCED Office of student Conduct, Housing and Residence Life, and Ethics and Compliance, to collect and reconcile Disciplinary Referral statistic data related to liquor law violations, drug law violations and weapon law violation reportable data. The UC MERCED Police Department also coordinates the collection and reconciliation of all Campus Security Authority (CSA) reports to ensure proper classification of crime reports.
Crime and disciplinary referral statistics are collected from the above groups and any individual identified as a Campus Security Authority. Statistical information for activity that occurs off campus is retrieved from the Fresno Police Department, Merced Police Department, Merced County Sheriff’s Department, Yosemite National Park Rangers, and the California Highway Patrol. For purposes of making Timely Warning reports and the annual statistical disclosure required under Clery, the campus community should report crimes to either the UC Merced Police Department or a Campus Security Authority (CSA).

This issue of the Annual Security Report contains crime statistics for the reporting period of 2013, 2014, and 2015. The ASR also includes statistics of arrests made by UC Merced police or other law enforcement agencies on public property adjacent to campus and at off-campus property owned, controlled by, or affiliated with UC Merced.

The University encourages all crimes be promptly reported to the UC Merced Police Department, and that Campus Security Authorities receiving reports of crimes forward the information to the Police Department.

The UC MERCED Fire Marshal has primary responsibility for coordination and compiling the information contained within the AFSR. The Fire Marshal works closely with the Police Department in reconciling all reported fires within UC MERCED on-campus student housing facilities as well as the investigation of arson crime statistics reported within the ASR crime statistic data.

**Policy Statements**

The Jeanne Clery Act requires institutions to publish and distribute an annual security report which must contain various campus policy statements. These statements must accurately reflect how the policies are currently implemented.

**Crime Reporting Procedures**

The University of California, Merced is committed to protecting the safety and security of all students, staff, faculty, and visitors to our campus, and to providing accurate and complete crimes reported, and of programs for preventing and reducing crime, promoting a safer, more informed community.

Community members are strongly encouraged to immediately report criminal and suspicious activity occurring on university property to the UC Merced Police Department.

UC Merced police officers are responsible for investigating all crimes and incidents that occur on UC Merced owned, leased, or controlled property. Any instances of criminal activity occurring at these sites or at off campus sanctioned events hosted by UC Merced, should be promptly reported to the Police Department.

Crimes committed in or on other off-campus buildings or property owned or controlled by UC Merced may be reported to the police agency of jurisdiction where the building or property is located; however, the UC Merced police officers may investigate incidents on all UC Merced properties and UC Merced sanctioned events as needed.

Crimes occurring on properties not affiliated with UC Merced should be reported immediately to the law enforcement agency having jurisdiction. UC Merced Police Department coordinates police response to crimes in adjoining jurisdictions, when appropriate, and frequently assist local law enforcement agencies such as the Merced Police, Merced Sheriff’s Department, and the local California Highway Patrol office.

Additionally, UC Merced Police works collaboratively with other law enforcement agencies to address safety concerns, student conduct concerns, and other related community issues. Information provided to the UC Merced Police about criminal activity engaged in by UC Merced students at off-campus locations is provided to the Student Judicial Affairs for any action or follow-up that may be required.
Good reasons for promptly reporting crimes

- The ability to provide assistance and support to victims of crimes and their friends and family.
- Prosecuting criminal activity.
- Timely Warnings and notification to the community regarding certain types of crimes, which may affect the safety and security of our campus. These include but are not limited to murder, burglary, auto theft, robbery, arson, rape, sexual assault (the identity of victims remain confidential) and hate crimes.

Reporting a fire
All fires should be immediately reported to UC Merced Police Department by calling 9-1-1 from a cell phone, 9-9-1-1 from a campus phone or (209) 228-2677 (CAT-COPS). UC Merced Police will ensure the proper fire authority is notified along with the campus fire marshal.

2015 Fire Statistics – University Residence Halls

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Crime Prevention and Security Awareness Programs

Crime is a serious problem for which there are no easy answers or solutions. The UC MERCED campus is not immune to crime. Therefore, the prevention of crime is a top priority for UC MERCED police. All members of the UC MERCED community are encouraged to take responsibility for their own safety and security, and when possible, assist others with their safety and security needs. While the UC MERCED Police Department may offer guidance and assistance regarding campus safety and security, each individual must take primary responsibility for his or her own safety.

The UC MERCED Police Department supports proactive crime prevention working closely with community members to help create and maintain a safe environment, including working with the Campus Advocacy Resources and Education (“CARE”) office.

Crime prevention and security awareness programs begin with freshman orientation presentations. UC MERCED Medical Center introduces crime, workplace violence, and personal safety awareness during New Hire orientations and New Resident orientations. Topics of discussion include the student conduct code, sexual harassment, sexual assault, dating violence, domestic violence, stalking, substance abuse, alcohol abuse, hate violence, and personal property safety. Throughout the year, the UC MERCED Police Department gives various presentations and workshops regarding personal safety, self-defense, office safety/workplace violence, sexual violence prevention, vehicle security, residential security, and active shooter incidents.

The UC MERCED Police Department’s effort to educate the campus community about incidents of crime, the importance of reporting crime, and the prevention of crime is performed on a continuous and on-going basis. The CARE office, the UC MERCED Police Department, Student Affairs, Student Life and Leadership, Campus Residential Life office, Dean of Students’ office, Office of Student Conduct, and the Center for Student Wellness and Health Promotion all actively participate and contribute to this on-going effort. From
freshman orientation to graduation commencement, students and employees are presented with and offered a number of different safety and security programs, designed to create a safer campus environment. The above listed departments offer a combined average of 3-5 or more educational programs per month, which may vary depending on requests by community members.

**Campus Safety and Security Education, Programming and Other Events**

The UC MERCED Police Department works closely with Campus Assault Resources and Education ("CARE"), Office of Campus Climate and Compliance (OCCC), and other key campus departments to provide security and safety programs, presentations and workshops throughout the year. In addition, these campus units and UC MERCED Police Department produce and publish brochures and pamphlets relating to crime prevention, personal safety, bystander intervention, and risk reduction strategies.

**UC MERCED Police Department Education, Programming and Events**

The UC MERCED Police Department offers various programs designed to inform students, faculty and staff about campus security procedures and practices and to encourage students, faculty and staff to be responsible for their own safety and the safety of others as well as programs designed to inform students, faculty and staff about the prevention of crimes, including:

- The Great California Shakeout
- Stay Informed
- Violent Intruder Response Training
- R.A.D. (Rape Aggression Defense) Training

**Crime Prevention**

Crime prevention is an important component of the programs offered by the police department. Materials regarding crime awareness and prevention are handed out at every event or tabling. In addition, the police department partnered with community partners and other campus organizations to educate students on crime prevention topics including sexual assault and personal safety. These topics are presented in ways that are practical for students.

**Contact Numbers**

For on campus emergencies (police, fire, or medical) Dial 9-9-1-1 from a campus phone, Dial 9-1-1 from a cell phone, use one of the emergency Blue Lights located on campus

For non-emergencies call 228-2677 (CAT-COPS), Text-A-Tip 209-626-8826 or ucmerced@tipnow.com. Online reports may also be made to the police department at, [http://police.ucmerced.edu/form/make-report-online](http://police.ucmerced.edu/form/make-report-online).

**Confidential Reporting Process**

If you are the victim of a crime and do not want to pursue actions within the UC Merced system or the criminal justice system, you are encouraged to consider filing a confidential report for purposes of inclusion in the annual disclosure of crime statistics. The purpose of a confidential report is to comply with your wish to keep the matter confidential, while taking steps to ensure the future safety of you and others. With information, the University can keep an accurate record of the number of incidents involving students,
faculty, and staff, determine where there is a pattern of crime with regard to a particular location, method, or assailant, and alert the campus community to potential danger.

**Whistleblower and Anti-Retaliation**

You can report any activity by the UC or a UC employee that violates any state or federal law or regulation (e.g., corruption, malfeasance, bribery, theft or misuse of government property, fraud, coercion, or conversion); or wastes of money, or involves gross misconduct, gross incompetence, or gross inefficiency. These activities can be reported to your supervisor (or other appropriate administrator within your unit), directly to Human Resources, Academic Personnel Office, the Locally Designated Official (LDO), University wide Whistleblower Hotline at 800-403-4744 or [http://ethics.ucmerced.edu/pages/reporting-improper-activities.aspx](http://ethics.ucmerced.edu/pages/reporting-improper-activities.aspx)

**Office of Ombuds Services**

The Campus Ombuds is a confidential and informal resource for students, staff, and faculty. It will provide informal dispute resolution services to UC Merced faculty, lecturers, postdoctoral scholars, staff, students, and anyone with a University-related concern. Reports to the Office DO NOT constitute official notice to the University.

The Office will confidentially receive complaints, concerns, or questions about alleged acts, omissions, improprieties, and/or broader systemic problems.

The Ombuds will listen, make informal inquiries or otherwise review matters received, offer resolution options, make referrals, and mediate disputes independently and impartially. Services of the Office supplement, but do not replace, other processes (formal or informal) available to the University community.

In addition, the Ombuds will serve as an information and communication resource, consultant, mediator, dispute resolution expert, and source of recommendations for institutional change for the University. The Ombuds will provide feedback to the University when trends, patterns, policies, or procedures of the University generate concerns or conflicts.

The Office of the Ombuds Services can be reached by calling 209-228-4410 for a consultation or to make an appointment.

**Security of and Access To and Maintenance of Campus Buildings and Grounds**

The University of California, Merced is currently situated on 100 acres of its 7,045 acres. During the school year, our daily population is approximately 7,500 students, staff, and faculty.

Since the campus is an open environment, individuals may find it easy to access the buildings and grounds; a few may engage in criminal activity. Therefore, regardless of the time, day or night, no matter where you are on campus, be alert and aware of your surroundings and use good judgement safety precautions.

Buildings, facilities, and landscaping are maintained in a manner that minimizes hazardous conditions. UC Merced Police officers regularly patrol the campus and report malfunctioning lights or other unsafe physical conditions to Facilities authorities for correction. In addition, UC Merced invites reports of physical hazards (for example, broken stairs, overgrown shrubs, or a missing traffic sign).
Non-Residential Buildings

Our campus currently has eight buildings, which directly support academic instruction and research, the Library, Classroom Building I, Classroom Building II, Science and Engineering I, Science and Engineering II, Social Sciences and Management Building, the Student Services Building and the Classroom Building Annex.

The buildings may be accessed by authorized faculty, staff and students, using their key or card access after business hours. The Administrative wing of the Library is locked at 5 p.m. However, the Library is open to UC Merced and the greater Merced community until midnight during the academic year. From six o'clock in the evening until midnight Library staff and Police Department Community Service Officers are present in the Library to provide a safe environment to study and do research. Police staff do periodic walks through the Library to enhance safety.

It is essential that staff, faculty, and students partner with the UC Merced Police Department to keep closed facilities locked, and to prevent unauthorized access. To prevent unauthorized entrance to campus buildings, do not prop doors open, leave doors unlocked, or open the door for people you do not know. In addition, protect the security of campus keys, and report immediately any loss or theft of keys to the campus Locksmith or Police.

Residential Buildings

UC Merced provides housing to approximately 2,600 students. The UC Merced Police Department and Student Housing staff work closely together to create a safer and more comfortable living and learning environment. The security of residential areas involves the collaboration and efforts of housing staff and police staff. Campus-wide security and safety seminars are held for residents throughout the year to increase awareness of crime risks and improve campus safety.

Although all student residences are accessible by key 24 hours a day, residents must also take an active role to ensure their own security. Always use good judgement and follow campus safety procedures.

To maintain the safety and security of residential buildings, residents and visitors must ensure that locked buildings stay closed and locked. Keep suite and room doors locked, always carry your key, take precautions to protect your keys against theft or loss, and report immediately any theft and/or loss of your building, suite, or room keys. In addition, do not open the door for unknown persons, and alert residence hall staff and the UC Merced Police Department if you notice improper entry (someone climbing in a window) or suspicious activity (a stranger leaving your friend’s room carrying a computer).

Residence Hall maintenance, including lighting, grounds keeping, window and door locks, is directed through the Residence Life Office. If you notice lights burned out, broken locks or other maintenance related problems call Residential Life at 209-228-4663.

Parking, Biking, or Walking On Campus

If you park on campus, lock your vehicle and consider using a steering wheel or peddle locking device and/or auto alarm. Similarly, always lock your bicycle, even if you will be gone only a few minutes, and secure it to a fixed bike rack. If you are out at night on campus or walking to campus parking lots, use the Community Service Officer Safety Escort Service. Most important, if you need assistance, do not hesitate to ask any staff member, Community Service Officer, or Police Officer.
Law Enforcement Authority

The Police Department has primary law enforcement jurisdiction on the campus, associated University properties, and adjacent areas. UC Merced police officers are empowered as a full-service State law enforcement agency pursuant to section 830.2(b) of the California Penal Code, and Education Code 92600. Officers and dispatchers fully subscribe to the standards of the California Commission on Peace Officer Standards and Training (POST), and receive the same training as other state, city, and county peace officers and dispatchers throughout the state, plus additional training to meet the unique needs of the campus environment.

Law Enforcement Partnerships

The department has mutual aid and working agreements with surrounding law enforcement agencies, and collaborates with local law enforcement agencies during mutual investigations, arrests and prosecutions, and by meeting monthly to exchange ideas and problems, which may be of mutual concern. Our department participates in the California Office of Emergency Services Mutual Aid Agreement.

Pastoral and Professional Counselors

Although counselors typically have significant responsibility and involvement in student and campus activities, they are exempt from Clery reporting requirements. However, they are encouraged to forward non-identifying information to the Police Department on crimes that may be reported through their offices for inclusion in the annual security report.

The University encourages all crimes be promptly reported to the UC Merced Police Department, and that Campus Security Authorities receiving reports of crimes forward the information to the Police Department.

AMPUS Security Programs & Procedures

The UC Merced Police Department provides support and services to the campus community members to help make UC Merced a safe place to work, learn, and live. The department presents workshops and training sessions annually, publishes, and distributes brochures and flyers for students, faculty, and staff on topics such as personal safety, office and residential security, burglary and theft prevention, and vehicle security. In addition, the department provides consultation and crime prevention audits, may assist in developing department specific emergency plans for evacuation, bomb threats, and criminal incidents, and gives crime prevention input in the planning of new campus buildings and landscaping design and maintenance.

Community Service Officer Program

The Community Service Officer Program provides a wide range of services to include: campus patrol, library patrol, event security, UC Merced safe bike program, electronic and bicycle registration and they participate in peer crime prevention presentations. Our Community Service Officers provide escorts for students, faculty, staff, or visitors when requested. Escorts can be requested by calling 209-228-2677 between the hours of 5 p.m. and 1 a.m. Monday through Thursday; 10 a.m. to 2 a.m. Friday and Saturday; and 10 a.m. to 1 a.m. on Sundays.
**Student Orientation Presentations**

Each semester and throughout the year during perspective student orientations the Police Department presents information regarding security awareness and safety issues to students, their parents, families and other supporters.

**Rape Aggression Defense Program (RAD)**

The Rape Aggression Defense (RAD) basic personal defense system is a national program of realistic self-defense tactics and techniques taught for women only. All courses are taught by nationally certified RAD Instructors.

The goal of RAD is to provide realistic self-defense options to women, regardless of their level of physical conditioning. Students, staff, and faculty at all levels of ability, age, experience, and strength will be provided with techniques and information that can be used effectively from the first day of class. RAD is not a martial arts program, nor does it require students to be athletes to succeed.

The RAD system will provide the knowledge to make an educated decision about personal defense. We provide information on physical and non-physical options, as well as insight into the attacker mindset.

More information on the RAD Program is available at: [http://police.ucmerced.edu/services/rape-aggression-defense-program](http://police.ucmerced.edu/services/rape-aggression-defense-program), or by calling the Police Department at 209-228-2677.

**Policy Regarding Alcohol and Controlled Substances**

University Substance Abuse Policy and Sanctions:

To promote an environment of academic excellence and to meet the requirements of the Drug-Free Schools and Communities Act and the Drug Free Workplace Act, students, staff, and faculty:

- Shall not use illegal substances and shall not abuse legal substances in a manner that impairs scholarly activities, job performance, and student life
- Shall not use illegal or legal substances in a manner that violates applicable criminal or civil laws in the workplace, on university premises, at university activities, or while conducting university business
- Are prohibited from the unlawful manufacture, distribution, dispensation, possession or use of alcohol and/or a controlled substance in the workplace, on university premises, at university activities, or while conducting university business
- Faculty and staff employees and students 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 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

The University strives to maintain communities and workplaces free from the illegal use, possession, or distribution of alcohol and other drugs. Manufacture, sale, distribution, dispensation, possession, or use of alcohol and controlled substances by University students and employees on University property, at official University functions, or on University business are prohibited except as permitted by law, University policy, or campus regulations. Students violating these policies are subject to disciplinary action, including suspension or dismissal from the University, and may be referred for criminal prosecution and/or required to participate in appropriate treatment programs.
Federal Laws on Controlled Substances

Under federal law, manufacture, sale, or distribution of Schedule I and II illicit drugs or mixtures containing them (e.g. cocaine, methamphetamines, heroin, ecstasy, GHB, Ketamine, LSD, PCP, and so-called “designer drugs”, as well as “counterfeits” purported to be such drugs) and trafficking in marijuana and hashish are felonies. Depending upon the quantity of drugs involved, penalties for first offenses range from five years to life (20 years to life if death or serious injury involved) and fines up to $10 million or more, and for second offenses from ten years to life (life if death or serious injury involved) and fines up to $20 million. Illegal trafficking in over-the-counter or prescription drugs (including anabolic steroids) have maximum terms of 5 years for first offenses and ten years for second offenses, and heavy fines. Illegal possession of controlled substances can trigger federal prison sentences and fines up to $100,000 for first offenses, more for second offenses; possession of crack cocaine is punishable by 5 to 20 years and fines up to $250,000.

Those convicted of possession or distribution of controlled substances can be barred from receiving benefits of federal programs, including student grants and loans, contracts, and professional and commercial licenses; are subject to forfeiture of property used in or traceable to illegal controlled substance transactions; and, if non-citizens, are subject to deportation.

California Laws on Alcohol and Controlled Substances

State law pertaining to Alcohol and Controlled Substances is summarized below:

- No person may sell, furnish, give or cause to be sold, furnished, or given away, any alcoholic beverage to a person under the age or 21, and no person under the age of 21 may purchase alcoholic beverages. (California Business and Professions Code, Sec. 25658 (a))
- It is unlawful for a person under the age of 21 to possess alcoholic beverages on any street or highway or in any public place or in any place open to public view.  (California Business and Professions Code, Sec. 25662)
- It is a misdemeanor to sell alcoholic beverages any place in the state of California without a proper license issued by the California State Department of Alcoholic Beverage Control. (California Business and Professions Code, Sec. 23300)
- It is a misdemeanor to sell, furnish, or give away an alcoholic beverage to any obviously intoxicated person.  (California Business and Professions Code, Sec. 25602)
- It is unlawful to issue a license to fraternities, sororities, or other undergraduate organizations to sell alcoholic beverages.  (California Penal Code, Sec. 172e)
- Any person found in a public place to be under the influence of an intoxicating liquor, drug, or controlled substance and unable to care for his/her own safety or who interferes with the use of a public way is guilty of disorderly conduct. Public intoxication is a misdemeanor crime in California.  (California Penal Code, Sec. 647f)
- California law also prohibits driving a motor vehicle under the influence of alcohol (a blood alcohol content of .08 percent or higher, for age 21 or older, and .01 for under 21). Additionally the law prohibits drinking or possessing an open container of alcohol while driving; and operating a bicycle while intoxicated. Drunken driving penalties include jail or prison, fines of $1,000 or more, driver’s license suspension or revocation, and required drug/alcohol treatment programs. Refusing to submit to a test for blood alcohol can result in suspension of driver’s license for up to 3 years.
**Laws and Ordinances Governing Marijuana**

Cultivation, possession for sale, or sale of marijuana 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 of marijuana is an infraction punishable by a fine; determined by the court. (Health and Safety Code section 11357(b)).

**Laws and Ordinances Governing Controlled Substances**

Manufacture, possession, possession for sale, sale, or distribution: (Health and Safety Code sections 11350, 11351, 11352, 11377, 11378, 11379, 11379.6) and possession of drug paraphernalia is illegal (Health and Safety Code section 11364).

Sale or possession for sale of controlled substances such as cocaine, methamphetamines, heroin, ecstasy, GHB, Ketamine, LSD, PCP, marijuana, and so-called “designer drugs” is a felony with terms of seven years or more; manufacture results in terms of twenty years or more; possession alone is punishable by up to seven years in prison. Sentences are enhanced for previously convicted felons and for distribution within 1,000 feet of a school or University, distribution within 100 feet of a recreational facility, and distribution to a pregnant woman or to someone under 18 by someone over 18. Property may be seized if used in drug transactions.

The convicted party can be excluded from all federal and/or state monetary benefits. If not a U.S. citizen can be deported and prevented from re-entry into the United States. The convicted party may have to give up, as part of a penalty, all personal property traceable to (or gained as a result of) the crime.

**Drug & Alcohol Abuse Education Programs**

Alcohol and drug abuse education programs are a priority at UC Merced. The police department partners with several groups on campus to educate students about the risks associated with the use of alcohol and drugs.

During National Drug Facts week, the police department partnered with the Health Education Representatives for Opportunities to Empower Students (H.E.R.O.E.S) to educate students about the risks associated with the use of illegal drugs and the misuse of prescriptions drugs.

In September, the police department partnered with Housing and Residence Life to educate residents about alcohol safety through a DUI checkpoint simulation, using fatal vision goggles, to show how alcohol impedes your sensory perception.

Throughout the year the police department presents to campus organizations as well as a public presentation with H.E.R.O.E.S and the Office of Student Conduct. The presentations consist of information regarding what to do in the case of alcohol poisoning, safe party hosting tips, and legal and personal repercussions of driving under the influence. All events held regarding substance abuse encourage prevention, inform about legal and personal consequences, and emphasize the importance of personal well-being and making responsible choices.

**Alcohol and Drug Abuse Prevention and Treatment**

Alcohol and Drug Abuse Prevention and Treatment is part of the Health and Wellness Education Program located in the H. Rajender Reddy Health Center or 228-2273 (CAT-CARE). UC Merced Health and Wellness provides organized campus-wide outreach and prevention programs; assessment, education, and referrals for students with identified needs related to alcohol or other drugs; and specific education programs designed for students referred for alcohol/drug incidents. Health and Wellness also provides training for staff and faculty on identifying and referring substance abusers and student support programs.
Resources for Alcohol and Other Drug Help

UC Merced

- Counseling Services: (209) 228-4266
- Student Health Services: (209) 228-2273 (CAT-CARE)

Merced County

- Merced County Alcohol and Drug Services, 3305 “G” Street, Merced, CA 95340, 209-381-6809 [http://www.co.merced.ca.us/index.aspx?nid=78]
- Recovery Assistance for Teens (RAFT), 3313 “G” Street, Merced, CA 95340, (209) 381-6860
- Alcoholics’ Anonymous 24-hour answering service (209) 385-6004
- Alateen - (209) 383-6662
- Merced County Mental Health Emergency Services (209) 381-6800
- Merced County Treatment Center – The Center, 3305 “G” Street, Merced (209) 381-6880

The following resources exist to assist people in alcohol and other drug treatment and recovery. These services are not endorsed by UC Merced or the County of Merced but provided as a community service.

- Alcoholics Anonymous (800-970-9040) [http://www.aa.org]
- Marijuana Anonymous (800-766-6779) [http://www.marijuana-anonymous.org]
- Tough Love Support for family members of teens (209) 386-0980
- Hobie House Men’s Residential Treatment Program (209) 722-6335
- Tranquility Village (209) 357-5200 Women’s Residential Treatment Program
- Alcohol Treatment Referral Hotline 1-800-ALCOHOL
- Al-Anon and Alateen Family Group Headquarters, Inc. 1-800-344-2666 (U.S.)
- Alcoholics Anonymous World Services Inc. 212-870-3400
- National Drug and Alcohol Treatment Referral Service 1-800-662-HELP (4357)
- National Council on Alcoholism and Drug Dependence Hope line 1-800-622-2255 / 800-NCACALL
- Families Anonymous, 1-800-736-9805

**DATING VIOLENCE, DOMESTIC VIOLENCE, SEXUAL ASSAULT, AND STALKING**

The University of California is committed to creating and maintaining a community dedicated to the advancement, application and transmission of knowledge and creative endeavors through academic excellence, where all individuals who participate in University programs and activities can work and learn together in an atmosphere free of harassment, exploitation, or intimidation. Every member of the community should be aware that the University prohibits dating violence, domestic violence, sexual violence, sexual harassment, retaliation, and other prohibited behavior (“Prohibited Conduct”) that violates law and/or University policy. The University will respond promptly and effectively to reports of Prohibited Conduct and will take appropriate action to prevent, to correct, and when necessary, to discipline behavior that violates this policy on Sexual Violence and Sexual Harassment.
Reporting

Any person may make a report, including anonymously, of Prohibited Conduct to the Title IX Officer, or to any Responsible Employee, or to another appropriate office such as the Academic Personnel Office, Student Affairs, Office of the Provost, or to the Human Resources Office. The report shall be sent forward to the Title IX Officer.

Immediate Health and Safety

The University will consider and take interim measures as appropriate to ensure the safety, well-being, and equal access to University programs and activities of its students. Interim measures include, but are not limited to, no contact orders, housing assistance, academic support and accommodations, and counseling. The University may place the respondent on an Interim Suspension as appropriate.

Throughout the resolution process, the University will offer and provide support services for complainants through the CARE office, and for respondents through the Respondent Services Coordinator.

At all stages of the process, the complainant and respondent have the right to an advisor and support person of their choosing.

All stages of the resolution process will be tracked by the campus Case Management Team. All University officials involved in the resolution process will be trained to carry out their roles in an impartial manner in keeping with trauma-informed practices.

The standard of proof at all stages of the process is preponderance of the evidence.

Jurisdiction over Reports of Prohibited Conduct

The University has jurisdiction over alleged violations that occur on University property or in connection with University activities, programs, or events. In addition, the University may exercise jurisdiction over conduct that occurs off-campus:

- But affects the learning or working environment
- That would violate other University Policies had it occurred on campus

Overview of Resolution Processes

Upon receipt of a report of or information about alleged sexual violence and/or sexual harassment, the Title IX Officer for the campus will determine whether an investigation should be initiated.

Formal Investigation

If an investigation will not be conducted, the Title IX Officer will notify the complainant in writing and explain the rationale for the determination.

If an Investigation will be conducted, the Title IX Officer and Student Conduct office will jointly send written notice of the charges to the complainant and respondent. The written notice will include:

1. A summary of the allegations and potential policy violations;
2. The purpose of the investigation;
3. A statement that the investigative report, when issued, will make factual findings and recommendation regarding whether there has been a violation of University policy;
4. A statement that the findings and recommendation will be based on a preponderance of the evidence standard;
5. A summary of the process, including the expected timeline; and
6. A summary of the rights of the complainant and respondent.

Decision on Responsibility and Disciplinary Sanctions

Upon completion of the Title IX Investigation, the Title IX Officer and Student Conduct office will jointly send to the complainant and the respondent:

1. Written notice of the investigation findings and the investigator’s recommended determinations, and
2. Will provide a copy of the investigation report. The investigation report may be redacted if necessary to protect student privacy rights.

Appeal Process

The complainant and respondent may contest the decision and/or the sanctions by submitting an appeal. The appeal should identify the reason(s) why the party is challenging the outcome under one or more of the following grounds:

1. There was procedural error in the process that materially affected the outcome, such as the investigation was not fair, thorough or impartial;
2. The decision was unreasonable based on the evidence;
3. There is new, material information that was unknown and/or unavailable at the time the decision was made that should affect the outcome;
4. The disciplinary sanctions were disproportionate to the findings.

An appeal must be submitted in writing to the designated campus office within ten (10) business days following written notice of the decision and disciplinary sanctions, if imposed. The appeal must identify the grounds for appealing and contain a brief statement of the reasons supporting each ground for appeal.

Educational Programs

Campus Advocacy, Resources, & Education (CARE) provides prevention education for the UC Merced community to achieve an environment free from the threat of sexual violence, dating/domestic violence, and stalking. Free, confidential, and knowledgeable support is provided for those impacted by sexual violence, dating/domestic violence, and stalking. All incoming students are required to attend a mandatory prevention education program.

CARE encourages the UC Merced community to step in and speak up against a culture that allows sexual violence, dating/domestic violence, and stalking to occur.

During 2015, CARE offered thirty-one programs to the campus community, including, but not limited to:

- **CORE Message** – Introduction to types of domestic/sexual violence, resources, and bystander intervention techniques.
- **Head’s Up!** – Introduction to types of domestic/sexual violence, resources, and an interactive scenario portion for students to act out bystander intervention techniques.
- **Help A Friend** – Introduction to types of sexual/domestic violence and how to help a friend who experienced violence.
- **Parent Presentations** – Introduction to types of domestic/sexual violence for students and how parents can have these discussions at home with other siblings as well as other parents.
- **Academics / Staff First Responders** – Introduction to types of domestic/sexual violence, resources, bystander techniques, and responsibilities as employees at UC Merced.
**11th Hour** – Annual event where students learn about the types of sexual violence, and survivors have the opportunity to share their stories.

**Hunting Ground** – Film screening showing “The Hunting Ground” a documentary about campus sexual violence.

**Not an Invitation Party** – Event that discussed consent and the role it plays in sexual violence.

**Self-Defense** – Self-defense class offered that discusses causes of sexual violence as well as simple self-defense techniques.

**You Consent** – Event that discussed consent and the role it plays in sexual violence.

### Immediate Assistance for Victims of Sexual Violence

Victims of Sexual Violence are encouraged to take the following steps:

a. **Seek Immediate Assistance.** Victims of sexual violence are strongly encouraged to call the police to ensure physical safety.

b. **Preserve Evidence.** Even if a victim is not sure about pursuing an investigation or sanctions against the alleged perpetrator, she/he is encouraged to preserve evidence. It is important to preserve physical evidence because it can assist in criminal prosecution or obtaining a criminal protective order.

Victims of sexual assault should make every effort to save anything that might contain the perpetrator’s DNA. Therefore, the victim should try not to bathe or shower, use the restroom or douche, change clothes, comb hair, clean up the crime scene or move anything the offender might have touched. Evidence of sexual assault is most effectively collected via a Sexual Assault Forensic Exam within approximately 96 hours after an assault. To obtain the exam, a victim can call the police by dialing 9-1-1, or by calling the Valley Crisis Center at 209-725-7900.

A police report is not required prior to obtaining the exam, and the exam by itself will not trigger an investigation.

Victims of sexual violence can also preserve evidence by saving text messages, instant messages, social networking pages, photographs, and other documents that could be useful to the police.

c. **Obtain Medical Attention.** Health care providers can examine and treat physical injuries, provide pregnancy tests, and test for sexually transmitted diseases. Victim may go to the hospital or see their primary care provider. Registered UC MERCED students may visit the Student Health Center. The Student Health Center does not provide the Sexual Assault Forensic Exam.

California laws make it illegal to engage in a sexual act with another without the person’s affirmative “Yes means Yes” consent.

### Affirmative consent

This means affirmative, conscious, and voluntary agreement to engage in sexual activity. It is the responsibility of each person involved in the sexual activity to ensure that he or she has the affirmative consent of the other or others to engage in the sexual activity. Lack of protest or resistance does not mean consent, nor does silence mean consent. Affirmative consent must be ongoing throughout a sexual activity and can be revoked at any time. The existence of a dating relationship between the persons involved, or the fact of past sexual relations between them, should never by itself be assumed to be an indicator of consent.
**Reporting Options & Confidential Resources**

*Reporting to the UC MERCED Police Department.* The police department is located on campus by Transportation and Parking Services (TAPS), call 9-9-1-1 from a campus landline phone, 9-1-1 from a cell phone, or 209-228-2677 (CAT-COPS), (non-emergencies) available 24 hours a day, 7 days a week.

Victims are encouraged to report incidents of Sexual Violence to police. When a report is made to UC MERCED Police Department, an investigating officer trained in these types of cases will be dispatched to the scene and explain police procedures. A sexual Assault Forensic Exam may be obtained at this time. At the conclusion of the police investigation, the case may be forwarded for review to a district attorney’s office for criminal prosecution. Criminal prosecution is at the discretion of the district attorney.

**UC Merced Police Officer’s Pledge to Sexual Assault Survivors**

WE WILL meet and talk with you and a support person if you wish, at a place of your choice in this area.

If you feel more comfortable talking with a female or male officer, WE WILL do our best to accommodate your request.

WE WILL take your assault seriously, regardless of gender, ethnicity, sexual orientation, age, physical ability, or whether the assault is stranger, acquaintance, or alcohol-related.

WE WILL not pre-judge you. Our position is that perpetrators, not their victims, are responsible for crimes.

WE WILL treat you and your assault with sensitivity, dignity, understanding, and courtesy.

WE WILL assist you in arranging for your medical needs, including hospital treatment if necessary.

WE WILL help you connect with an advocate, on or off campus, to assist you with your safety, counseling, advocacy, and any other needs.

WE WILL not release your name to the public or to the press.

WE WILL discuss with you the criminal justice process.

WE WILL fully investigate your assault, which may lead to arrest and prosecution of the offender. You will be kept informed throughout the entire process.

WE WILL continue to be available for you, to answer your questions, to explain the systems and processes involved, and to be a willing listener.

**Campus Administration Reporting** — The goal is to prevent, correct, and when necessary, to discipline behavior that violates the UC Policy on Sexual Harassment and Sexual Violence.

- **Office of Student Conduct**, 209-228-5433, located in the Office of Student Life, web site: [http://studentconduct.ucmercederced.edu/](http://studentconduct.ucmercederced.edu/). This office is obligated to, in turn, notify the Title IX officer.
UC MERCED has a Title IX officer in the Office of Compliance on campus to provide assistance and support, and to monitor and oversee overall compliance with laws and policies related to Sexual Violence. Office of Compliance staff can explain and discuss all of a victim’s rights and options, including the right to file a criminal complaint or administrative complaint; confidentiality; the investigation process; remedial and protective measures; support options; and other related matters.

This office is also responsible for conducting neutral, administrative (non-criminal) investigations of all reports of Sexual Violence, harassment, discrimination, and retaliation. If a victim chooses, she/he may request an investigation regardless of whether the victim has made a police report against the alleged perpetrator.

**Decline all reporting** – Although UC MERCED encourages the timely reporting of all crimes, victims of sexual violence are not required to report to police, Office of Compliance, or any other campus office or official. **Confidential resources** – Regardless of whether a victim chooses to formally report sexual violence to law enforcement or UC MERCED, the following on and off-campus confidential support resources are available to help.

- **Campus Advocacy, Resources & Education (CARE), 209-386-2051.** CARE is a source for information, crisis intervention, and follow-up support regarding sexual assault, dating and domestic violence, and stalking.
- **Valley Crisis Center, 209-722-4357 24-hour hotline, web site: [http://www.valleycrisiscenter.org/](http://www.valleycrisiscenter.org/) located at 1960 “P” St. in Merced.**
- **Counseling and Psychological Services (CAPS) students only, 209-228-4266, 24-hour hotline, web site: [http://counseling.ucmercederced.edu/](http://counseling.ucmercederced.edu/) located in the Student Health Center.**
- **Insight Employee Assistance Program, employees only, 800-422-5322, web site: [http://counseling.ucmercederced.edu/](http://counseling.ucmercederced.edu/)**
- **Office of Ombuds Services, 209-228-4410, web site: [http://ombuds.ucmercederced.edu/](http://ombuds.ucmercederced.edu/) located in the Student Services Building, Room 211.**

You may report sexual assault at any time.

- **You have the right to a free and confidential victim advocate throughout the reporting process and you may talk to an advocate before you decide to report to law enforcement.**
- **The Campus Advocate is available through the Campus Advocacy, Resources & Education and advocates are available through Valley Crisis Center.**
- **An advocate will assist you in exploring your options and can accompany you throughout the process if you choose to report to law enforcement.**
- **UC Merced Counseling and Psychological Services (CAPS) is a resource in addition to the Campus Advocacy, Resources & Education, Valley Crisis Center, and UC Merced Police.** CAPS can provide confidential support for people who report sexual offences.

**Required Notifications**

Individuals making reports shall be informed about:

- **Confidentiality of reports, including when reports cannot be kept confidential.**
- **The range of possible outcomes of the report, including Health and Safety measures, remedies, and disciplinary actions that may be taken against the respondent, and information about the procedures leading to such outcomes.**
If the report results in a Formal Investigation, after the conclusion of the investigation, the Complainant and respondent will be simultaneously informed in writing of:

- The outcome of the investigation and its rationale.
- Any available appeal rights and procedures and
- How to obtain a copy of the Investigation Report, which may be redacted as necessary to protect privacy rights.

If the matter results in a disciplinary proceeding, at the conclusion of that proceeding the Complainant and the Respondent will be simultaneously informed in writing of:

- The outcome of the disciplinary proceeding, including the final determination with respect to the alleged offense, and sanction that is imposed, and the rationale for the results
- Any available appeal rights and procedures and
- Any subsequent change to the results and when results will become final.

Seeking Medical Attention

What is most important is that survivors of sexual assault and other violent crimes are provided immediate care and support. If you are a survivor of violence, you have the right to seek immediate medical attention whether or not you report the incident, even if you do not feel you have been seriously injured. A medical examination can help to check for sexually transmitted infections or other injuries, and for pregnancy. Medical professionals are mandated to report disclosures of sexual assault to law enforcement, but a survivor does not need to report to law enforcement if they do not wish to do so.

Preserving Evidence

Physical evidence can be collected at a certified medical facility. The Campus Advocate, or Valley Crisis Center Advocate and a police officer will transport and accompany you to the exam. A full police report does not have to be done for this resource to be used. Through an anonymous “Jane Doe” report the survivor can have access to this resource.

Support and Assistance

In order to ensure that you are provided with support and assistance, UC Merced Police contacts the Campus Advocate or Valley Crisis Center Advocate as soon as you contact the police. If you do not want to speak to the advocate, you will be provided with written resources describing options and available support services. An advocate can provide individual crisis counseling, and will accompany you as desired during medical treatment, interviews by law enforcement, student judicial proceedings, court hearings, etc.

In addition, an advocate serves in a support role for your interests and needs, and will discuss options and procedures regarding academic assistance, housing, and safety, medical and counseling needs.

An advocate will refer you as necessary to other resources, including support groups, individual psychological counseling, and outside agencies. With respect to academic matters, the advocate serves as liaison between you and UC Merced Student Affairs to make necessary arrangements for accommodations including class attendance. The advocate also serves as a liaison for issues of housing and safety, and will assist in changing on-campus housing if necessary.
Reporting Suspected Misconduct by Students, Student Organizations, Staff or Faculty

To report suspected misconduct by a UC Merced student or registered student organization, contact

- Office of Student Conduct
- Title IX Office
- CARE Office
- UC Merced Police Department

You have the right to have an advocate present with you throughout this process. You may contact the UC Merced Campus Advocate (209) 386-2051 or Valley Crisis Center (209) 722-4357 for free and confidential advocacy services.

Most student discipline referrals are resolved by agreement, but if a formal hearing is held, both the complainant and the accused may be present at the hearing, and may be accompanied by an advisor at any stage of the process. In addition, if the incident involved a crime, both are notified of the final decision and any sanctions imposed. A finding that the violation was intentional, forcible, violent, or motivated by hatred or bias normally results in a sanction of Suspension or Dismissal.

UC Merced staff or faculty may be subject to disciplinary action under applicable personnel policies or collective bargaining agreements. Report staff misconduct to the Equal Employment Opportunity, Affirmative Action & Title IX Officer (209) 201-3491, and faculty misconduct to the Office of the Executive Vice Chancellor & Provost (209) 228-4439. The advocacy services provided by the Campus Advocacy, Resources & Education and Valley Crisis Center are available to staff and faculty members as well.

Bystander Intervention

Use any of the "3 Ds" when you see or hear something that looks like your intervention could help:

- Direct: Approach the situation
- Distract: Create a distraction to diffuse situation
- Delegate: Seek assistance from others (friends, authority figures, etc.)

Hold perpetrators accountable for their choices to harm others by speaking up against their actions.

Challenge victim-blaming myths and jokes about rape, stalking and abusive relationships in classes, practices, games and activities.

Attend educational programs and trainings to learn more about the complexities of these issues.

Model healthy relationships and interactions with others.

Treat others with respect.

Volunteer with the CARE Office or the Valley Crisis Center.

Display posters, fliers, brochures and buttons from the CARE Office or the Valley Crisis Center.
Public Information Regarding Sex Offenders

Federal Law Regarding Registration and Release of Information: Upon release from prison, individuals convicted of sex crimes may be required to register with law enforcement agencies under laws referred to as “Megan’s Laws.” Additionally, the Campus Sex Crimes Prevention Act (CSCPA) of 2000 is a federal law that provides for the tracking of convicted sex offenders enrolled at, or employed by, institutions of higher education. Such institutions have the authority to release, in some circumstances, certain information about registered sex offenders.

At UC Merced, the controlled release of such information may occur, through the authority of the Chief of Police in collaboration with legal counsel and the Office of the Chancellor, when such release is deemed appropriate for the safety of the University community.

The Campus Sex Crimes Prevention Act (CSCPA) amends the Family Educational Rights and Privacy Act (FERPA) to clarify that nothing in the Act can prohibit an educational institution from disclosing information provided to the institution concerning registered sex offenders.

The public may gain access to information about convicted & registered California sex offenders at Megan’s Law Website http://www.meganslaw.ca.gov/

MISSING PERSONS

It is the policy of UC MERCED Police Department, to accept all reports of missing persons without delay. However, the reporting party of any missing persons reported to the UC MERCED Police Department should be a spouse, family member, close friend, or roommate of the person that is reported missing. Investigative priority will be given to investigating missing persons over the handling of property crimes.

A missing student often has a temporary residence on the UC MERCED campus and a permanent family residence in another jurisdiction, yet, she/he may have last been seen or heard from in another jurisdiction. In order to ensure proper case follow-up and a quick resolution, jurisdictional responsibilities and investigative agreements need to be quickly reached between all of the potential reporting jurisdictions.

Every case of a missing person poses unique investigative challenges that will dictate who, if any (e.g. spouse, roommates, family members, guardians, friends, etc.) will be contacted, interviewed and in what order. When a person’s disappearance is deemed to be suspicious, when foul play is suspected, and/or the person may be “at-risk” based on a number of factors, the UC MERCED Police Department may request assistance from the Merced Police Department or Merced County Sheriff’s Office for assistance, as described in the Memorandum of Agreement on Operational Responsibilities and Working Relationships.

Missing Student Notification Policy Statement

If any person has reason to believe that a student who resides in on-campus student housing is missing, she/he should immediately notify the UC MERCED Police Department at 209-228-2677. A police officer will respond and generate a missing person report and initiate an investigation. After investigating the missing person report, should it be determined that the student is missing and has been missing for up to 24 hours; the UC Merced Police Department along with the Vice Chancellor for Student Affairs will notify the student’s emergency contact no later than 24 hours after the student is determined to be missing. If the student is under the age of 18 and is not an emancipated individual, the student’s parent or legal guardian will be notified immediately.
In addition to registering an emergency contact, students residing in on-campus housing have the option to identify, confidentially, an individual to be contacted in the event the student is determined to be missing for up to 24 hours. If a student has identified such an individual, that individual will be notified no later than 24 hours after the student is determined to be missing. A student’s confidential contact information will be accessible only by authorized campus officials and law enforcement as appropriate.

A student is considered to be missing after a reasonable investigation fails to discover the location of the student reported missing from the UC MERCED campus or where a set of extenuating circumstances may suggest immediate concern to UC MERCED officials. Such conditions may include, but are not limited to students who have health related problems, a student who has not regularly attended class and has not been seen elsewhere, and/or parent(s) and roommate(s) of the missing student reports that a student is missing because they have had irregular contact with the student.

It is imperative that any missing student report must be referred immediately to the UC MERCED Police Department at 209-228-2677, regardless of how long the student is believed to have been missing. The official determination that a student is missing can be made at any time by the UC MERCED Police Department. In addition to the UC MERCED Police Department, students, employees or other individuals are encouraged to report that a student has been missing for up to 24 hours to the following list of organizations on the UC MERCED campus:

- Housing and Residence Life Director, 209-228-2977
- Assistant Vice Chancellor for Campus Life, 209-228-2958
- Vice Chancellor of Student Affairs Office, (209) 228-7620

If a missing student report is received by any of the above offices, the following offices will immediately be notified of the missing student report:

- UC MERCED Police Department

Action to be taken:

For on-campus residential students, the reporting party will notify the Residential Life Office and/or the UC MERCED Police Department.

The Residential Life Staff will make the appropriate internal notifications and report it to the UC MERCED Police Department, and the appropriate Student Affairs Senior Staff.

For non-residential students, the reporting party will notify the UC MERCED Police Department who in turn will notify the on-duty/on-call Student Affairs Senior Staff.

The UC MERCED Police Department will keep the key stakeholders apprised of the progress of the investigation.

Follow-up:

If the search is successful, a Residential Life Staff member or an appropriate Student Affairs Staff member will contact the student and inform him/her of support services available on campus (e.g., Student Counseling Center, Student Health Center).

The support should also be offered to any other students (roommates, friends affected by the incident).

If the search is deemed unsuccessful. The Chief of Police, the Vice Chancellor for Student Affairs, and/or the appropriate University officials will decide what further action should be taken.
In cases where more than one crime offense occurs in an incident, only the highest ranking offense is counted pursuant to the FBI Uniform Crime Reporting (UCR) Program standards that are followed under the Clery Act.

The Clery crimes hierarchy rule is:
- **Criminal Homicide**
  - Murder and Non-Negligent Manslaughter
  - Negligent Manslaughter
- **Sex Offenses**
  - Rape
  - Fondling
- **Non-Forcible Sex Offenses**
  - Incest
  - Statutory Rape
- **Robbery**
- **Aggravated Assault**
- **Burglary**
- **Motor Vehicle Theft**
- **Arrests: Liquor, Drug, and Weapon Law Violations**
- **Disciplinary Referrals: Liquor, Drug and Weapon Law Violations**

Exceptions to the Hierarchy Rule: These offenses always count in multiple-offense situations in addition to the most serious crime in the Hierarchy:
- Domestic Violence
- Dating Violence (except Domestic Violence supersedes Dating Violence when both present in the same incident)
- Stalking
- Arson
- Hate Crimes

Exception to the Hierarchy Rule: Any Murder/Non-Negligent manslaughter case that also involves a sex offense (rape, fondling, incest, or statutory rape) is counted in both crime categories and is an exception to the hierarchy rule.

Clery crime statistic data is reported based on the calendar year in which a crime report is received by the Clery Act Compliance Coordinator and/or the UC MERCED Police Department. The collection process of Clery crimes is facilitated by the UC MERCED Police Department Clery Act Compliance Coordinator, who works within the UC MERCED Police Department. UC MERCED Campus Security Authorities (“CSAs”) report allegations of Clery crimes that have been reported to them in good faith. Any crime reported to a CSA must be immediately transmitted to the UC MERCED Police Department.
All crime reports received at the UC MERCED Police Department are reviewed, classified, and analyzed. Each crime report is then organized by crime offense according to the crime definitions and elements contained in the latest FBI Uniform Crime Report (“UCR”) Summary Reporting System (“SRS”), the FBI Hate Crime Reporting Handbook, and/or the FBI National Incident Based Reporting System (“NIBRS”). Additionally, each crime report is organized by geographic location, according to the geographic reporting definitions contained within the Clery Act. Once classified, crimes are then tallied and placed in the appropriate Clery geographic locations within the Clery crime reporting tables above.

Clery Act geographic locations include: on-campus property, non-campus property, public property, and residential housing facilities, as defined.

Stalking offenses include a statistic for each year in which the stalking course of conduct is reported. Stalking reports are recorded as occurring either at the first location within the Clery Act Geography where the stalking course of conduct occurred or the location where the victim first became aware of the stalking course of conduct.

Stalking offenses include a statistic for each year in which the stalking course of conduct is reported. Stalking reports are recorded as occurring either at the first location within the Clery Act Geography where the stalking course of conduct occurred or the location where the victim first became aware of the stalking course of conduct.

Hate crime Reporting is a crucial component in the development of a more tolerant society and a hate free campus environment. If you have been the target of a hate crime or hate bias motivated incident, you are encouraged to report the occurrence to the UC MERCED Police Department or to any designated Campus Security Authority (“CSA”). Under the Clery Act, the U.S. Department of Education does not collect hate crime statistics for crimes other than the enumerated Clery crimes as well as for the crimes of Larceny-Theft, Motor Vehicle Theft, Arson, Simple Assault, and intimidation/destruction/vandalism of property that has been committed based on the victim’s actual or perceived race, gender, gender identity, religion, sexual orientation, ethnicity, national origin, disability. A hate or bias related crime is not a separate, distinct crime. Rather, it is the commission of a criminal offense which is proven through investigation to be motivated by the offender’s bias. A crime is considered a hate crime if sufficient objective facts are present to conclude that the offender’s actions in whole or part were motivated by bias. Each case is assessed separately and investigators are alert to misleading or feigned facts, meant to give false impression of bias. Investigators do not count an incident as a hate crime based on the victim’s perception alone. The Clery Act does not collect statistics regarding hate motivated incidents. However, the UC MERCED Police Department does collect and maintain statistics on all reported hate bias motivated crimes and incidents, separate from Clery Act crime reporting requirements.

Clery Crime Definitions

The Clery Act applies the crime definitions from the Federal Bureau of Investigation’s (FBI’s) Uniform Crime Reporting (UCR) Program when classifying and counting Clery crimes. The definitions for murder/non-negligent manslaughter, negligent manslaughter, rape, robbery, aggravated assault, burglary, motor vehicle theft, weapon law violations, drug law violations, and liquor law violations are derived from the “Summary Reporting System (SRS) User Manual” from the FBI’s UCR Program. The definitions of fondling, incest and statutory rape are from the “National Incident-Based Reporting System (NIBRS) User Manual” from the FBI’s UCR Program. The definitions of larceny-theft (except motor-vehicle theft), simple assault, intimidation, and destruction/damage/vandalism of property are from the “Hate Crime Data Collection Guidelines and Training Manual” from the FBI’s UCR Program. The definitions of dating violence, domestic violence, and stalking (for purposes of Clery crime statistics) are from the Code of Federal Regulations (Clery Regulations) section 668.46(a). It should be noted that Clery crime definitions used in the compiling Clery crime statistics are different than California state crime definitions that may be used by law enforcement authorities and prosecutorial agencies as well as UC MERCED administrative policy definitions of certain crimes.
The Clery crime definitions are as follows:

**Murder/Non-Negligent Manslaughter:** The willful 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 consent of the victim, including instances where the victim is incapable of giving consent. This definition includes male and female victims.

- **Rape:** 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, including when the victim is incapable of giving consent because of temporary or permanent mental/physical incapacity. This definition includes any gender of victim or perpetrator. This definition of Rape now includes "Sodomy" and "Sexual Assault with an Object" crime definitions.
- **Fondling:** The touching of the private body parts of another person for the purpose of sexual gratification without consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or temporary or permanent mental or physical incapacity.
- **Incest:** Non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
- **Statutory Rape:** Non-forcible 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 or violence and/or by putting the victim in fear (includes attempts).

**Aggravated Assault:** An unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury (includes attempts and whether or not an injury has occurred).

**Burglary:** The unlawful entry of a structure to commit a felony or a theft (excludes burglary from vehicles). An incident must meet three conditions to be classified as a burglary: (1) there must be evidence of unlawful entry (trespass). Both forcible entry and unlawful entry - no force are counted; (2) the unlawful entry must occur within a structure (four walls, a roof and a door); and (3) the unlawful entry into a structure must show evidence that the entry was made in order to commit a felony or theft. If the intent was not to commit a felony or theft, or if the intent cannot be determined, the proper classification is "Larceny" (which is not a Clery reportable crime).

**Motor Vehicle Theft:** The theft or attempted theft of a motor vehicle. This applies to automobiles, trucks/buses, motorcycles, motorized carts, and other vehicles (includes all joy-riding incidents and attempts).

**Arson:** Any willful or malicious burning or attempt to burn, with or without intent to defraud, a dwelling house, public building, motor vehicle or aircraft or personal property of another (includes attempts). Only fires that have been determined through an official arson investigation to have been willfully or maliciously set are counted as arson.

**Domestic Violence:** Includes 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;
• 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.

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

• For the purposes of this definition, dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse.
• Dating violence does not include acts covered under the definition of domestic violence.

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

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

*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.

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

*Substantial emotional distress* means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling.

**Hate Crime:** A crime reported to local police agencies or to a campus security authority that manifests evidence that the victim was intentionally selected because of the perpetrators' bias against the victim. The categories of bias include the victim's actual or perceived race, religion, gender, gender identity, sexual orientation, ethnicity, national origin, and disability.

**Clery Part 1 Crimes:** Murder, Manslaughter, Sex Offenses (Rape, Fondling, Incest, Statutory Rape), Robbery, Aggravated Assault, Burglary, Motor Vehicle Theft, and Arson.

**Additional Crimes** that only apply to Clery statistics IF there is a finding of a hate crime bias based on investigation:

• Larceny-Theft: The unlawful taking, carrying, leading, or riding away of property from the possession or constructive possession of another. Examples include pocket picking, purse snatching, shoplifting, theft from building, and theft from motor vehicles.
• Simple Assault: An unlawful physical attack by one person upon another where neither the offender displays a weapon, nor the victim suffers obvious severe or aggravated bodily injury involving apparent broken bones, loss of teeth, possible internal injury, severe laceration or loss of consciousness.
• Intimidation: To unlawfully place another person in reasonable fear of bodily harm through the use of threatening words and/or other conduct but without displaying a weapon or subjecting the victim to actual physical attack.
• Destruction/Damage/Vandalism of Property: To willfully or maliciously destroy, injure, disfigure, or deface any public or private property, real or personal, without the consent of the owner or person
having custody or control by cutting, tearing, breaking, marking, painting, drawing, covering with filth, or any other such means as may be specified by local law.

**Drug/Narcotic Law Violations:** The unlawful possession, sale, use, transportation, growing, cultivation, manufacturing, making, distribution, purchase, importation of any controlled drug or narcotic substance. Also, violations of laws prohibiting the use of the equipment or devices utilized in their preparation and/or use.

**Alcohol Law Violations:** The unlawful possession, sale, transportation, manufacturing, purchase, use of alcoholic beverages as well as furnishing alcohol to a minor (under 21 years), maintaining unlawful drinking places, bootlegging and operating a still, using a vehicle for illegal transportation of liquor, and attempts to commit any of the above.

**Weapon Law Violations:** The unlawful possession or control of any firearm, deadly weapon, (including nunchakus or billy club) illegal knife or explosive device while on the property of the University of California except as required in the lawful course of business or as authorized by the UC MERCED Chief of Police. Additionally, the unlawful manufacture, sale, purchase, transportation, possession, concealment or use of firearms, cutting instruments, explosives, incendiary devices or other deadly weapons.
## 2015 UC Merced Crime Statistics

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4225 Hospital Road #1200, Atwater, CA - Google Maps
2639 W Bruce Rd
Yosemite National Park, CA
95389
1747 M St
Merced, CA 95340

https://www.google.com/maps/place/1747+M+St,+Merced,+CA+95340/@37.302584,-120.992419/18z/data=!4m5!3m4!1s0x80a0a1c583e49c57:0x5c605b678c0b8028!8m2!3d37.302584!4d-120.987229