



POLICE 2014 SECURITY & FIRE SAFETY REPORT

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1 Letter of Commitment

Dear UTPA Campus Community,

The 2014 Annual Security and Fire Report (ASFR) was prepared and reviewed by the Clery Compliance Steering Committee to ensure that the all requirements for the Clery Report were reviewed and updated. The following report includes valuable information about our community resources, protocols, and contact information of various departments responsible including UTPA Police Department, Office of the Dean of Students, and Environmental Health and Safety. ***It is our strong belief that feeling safe on campus enriches the experience of learning and working at UTPA.***

New to this year's report is information regarding the Violence Against Women Act (VAWA) amendments, also known as the Campus Sexual Violence Elimination (SaVE) Act. SaVE requires that incidents of domestic violence, dating violence, sexual assault and stalking be disclosed in our annual crime statistics report. Additionally, students or employees reporting victimization will be provided with their written rights to:

- Be assisted by campus authorities if reporting a crime to law enforcement;
- Change academic, living, transportation, or working situations to avoid a hostile environment;
- Obtain or enforce a no contact directive or restraining order;
- Have a clear description of their institution's disciplinary process and know the range of possible sanctions;
- Receive contact information about existing counseling, health, mental health, victim advocacy, legal assistance, and other services available both on-campus and in the community.

SaVE clarifies minimum standards for institutional disciplinary procedures covering domestic violence, dating violence, sexual assault, and stalking to ensure that proceedings shall provide a prompt, fair, and impartial investigation and resolution and are conducted by officials receiving annual training on domestic violence, sexual assault, and stalking; both parties may have others present during an institutional disciplinary proceeding and any related meeting, including an advisor of their choice; and that both parties will receive written outcomes of all disciplinary proceedings at the same time.

SaVE instructs colleges and universities to provide programming for students and employees addressing the issues of domestic violence, dating violence, sexual assault and stalking. Education programs shall include primary prevention and awareness programs for all incoming students and new employees, safe and positive options for bystander intervention, information on risk reduction to recognize warning signs of abusive behavior and ongoing prevention and awareness programs for students and faculty.

The ASFR also outlines in detail the role of UTPA Police Department's law enforcement arrest authority; crime reporting policies, procedures and responses; working relationships with state and local police; encouragement of prompt reporting of crimes; safety tips and access control procedures. Additionally, there is information related to various campus safety initiatives, resources and programming; the role and responsibility of Campus Security Authorities (CSA); drug and alcohol abuse prevention and education, sexual assault protocols; policy on missing students who reside on campus; emergency response plan and the fire safety initiatives.

We encourage you to review the 2014 Annual Security and Fire Report and if you have any questions regarding the information that is shared here, please do not hesitate to call the Police Department at (956) 665-7151 or the Office of the Dean of Students at (956) 665-2260 for more information.

Sincerely,

James Loya
Interim Chief of Police
Clery Compliance Steering Committee, Vice-Chair

Mari Fuentes-Martin, Ed.D.
Associate Vice President and Dean of Students
Clery Compliance Steering Committee, Chair

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INTRODUCTION

The University of Texas – Pan American (UTPA) is a state-supported institution of higher education with one academic campus and various support facilities within the Rio Grande Valley. The 331 acre Main Campus is the center of the University's schools and colleges. On-campus housing consists of three residence halls and an apartment complex with a combined resident population of approximately 800 students.

Satellite Teaching/Support Facilities	Address
UTPA McAllen Teaching Site	1800 South Main Street, McAllen TX
UTPA Starr County Facility	Farm-to-Market Road 3167, Rio Grande City TX
Community Engagement and Student Success	1407 E. Freddy Gonzalez, Edinburg TX
Visual Arts Building and Alumni Center	2412 S. Closner, Edinburg TX
Coastal Studies Laboratory	100 Marine Lab Drive, South Padre Island, Texas 78597
Transfer Center	2825 Pecan Blvd. Suite C, McAllen TX
Texas State Technical College UTPA class room site	2424 Boxwood St, Harlingen TX

Annual Security & Fire Safety Report

By October 1 of each year an Annual Security & Fire Safety Report must be distributed to all enrolled students and current employees. Distribution may be by direct mailing, campus mail, and/or electronic mail. The Annual Security and Fire Safety Report is posted on the UTPA Police Department (utpa.edu/police) website. The UTPA Police Department's Professional Standards Unit is responsible for gathering the crime statistics from the UTPA PD database and other University officials that have significant responsibility for student and campus activities.

UTPA PD, in conjunction with the Office of the Dean of Students, prepares this report to comply with the Jeanne Clery Disclosure of Campus Security Policy and Crime Statistics Act. This report is prepared in cooperation with the police agencies surrounding each of our campuses, Residence Life, Student Rights and Responsibilities, and other University officials that have significant responsibility for student and campus activities. Each entity provides updated information on their statistics, educational efforts and programs to comply with the Act. Except where noted, policies indicated in this annual security report apply to all campuses that comprise UTPA.

This report includes statistics for the previous three years concerning reported crimes that occurred on campus, in certain off-campus buildings owned or controlled by UTPA and on any public property within, or immediately adjacent to and accessible from the campus. The report also includes institutional policies concerning campus security, alcohol and drug use, crime prevention, fire safety, the reporting of crimes, sexual assault, timely warnings and other matters.

All prospective employees and prospective students may obtain a copy from Students Rights and Responsibilities or by visiting the Human Resources webpage (utpa.edu/hr) or the Admission webpage (utpa.edu/admissions).

2 Annual Report Preparation

Crimes that are reported to the following individuals or offices are included in the annual crime statistics report. Campus offices also are encouraged to report criminal incidents to UTPA PD contemporaneous with occurrence to ensure inclusion, and avoid duplication of statistics in the annual report.

- The University Texas-Pan American Police Department
- The Hidalgo County Sheriff's Office
- The City of Edinburg Police Department
- The City of McAllen Police Department
- The City of Rio Grande City Police Department
- The Texas State Technical College (Harlingen Campus) Police Department
- The Cameron County Precinct 1 Constable's Office
- Advisors to Recognized Student Organizations
- The Office of Residence Life
- Department of Athletics
- Offices of the Dean of Students (Including the Office of Student Rights and Responsibilities)

3 Campus Law Enforcement Responsibility

Safety: A shared responsibility

The University of Texas-Pan American Police Department is responsible for the welfare of students, faculty and staff on campus, for the security of the University and the enforcement of all state laws and University rules and regulations relating to motor vehicles and traffic on campus. The primary office of the UTPA Police Department is located on the Main Campus in the Academic Support Facilities Complex. The UTPA Police Department is open 24 hours a day, 365 days a year, staffed by commissioned Texas Peace Officers and supported by civilian personnel and non-commissioned public safety officers.

A number of well-marked exterior emergency telephones are located throughout the campuses in most parking lots and all elevators. These emergency telephones can be used to report crimes, emergencies or to request police services and are monitored and answered by the UTPA Police Department.

Your safety is our priority and our concern. It also must be your concern. As a university, we work very hard to prevent crime, fire, accidents and illness, but nothing we do is as important as what you do - and, in some cases, don't do. The UTPA Police Department has primary responsibility for crime prevention and law enforcement on campus. Other areas, such as the Division of Student Affairs, Environmental Health and Safety and many others also contribute to making UTPA a safer place to study, work and live.

This report contains valuable information about how you can help us keep you safe, on and off campus. Please pay special attention to the safety tips. Following them may greatly reduce the chances that

you'll be the complainant of crime, become injured or lose valuables. Let's work together to have a safe year.

Emergency Numbers (Consider programming these numbers into your cell phone):

Location	Contact Information
Off-Campus Emergency	911
On-Campus Emergency	(956) 665-7151
On-Campus Non-Emergency	(956) 665-7151

University of Texas-Pan American Police Department

City of Edinburg

Department	Contact Information
Police Emergency	911
Police Non-Emergency	(956) 383-7411
Fire Emergency	911
Fire Non-Emergency	(956) 383-7691

Police Authority

University law enforcement and security is coordinated by UTPA PD which is a part of the University of Texas System Police (UTSP). UTPA's police officers are designated by Article 2.12 of the Texas Code of Criminal Procedure and Article 51.203 of the Texas Education Code as the law enforcement officers of the University and are commissioned by the Texas Commission on Law Enforcement (TCOLE) with full law enforcement authority identical to that of a municipal police officer or county sheriff's deputy. University police officers undergo an extensive application process and thorough background check prior to employment with UTPA PD. Prior to being commissioned as a Texas peace officer, University police cadets attend an intensive six-month training program at The University of Texas System Police Academy, located in Austin, Texas. The training that UTPA PD officers receive meets or exceeds TCOLE training standards for all Texas peace officers. UTPA PD officers receive ongoing in-service and specialized training as well. In addition to commissioned Police Officers, the University also employs non-commissioned Public Safety Officers and Community Service Officers (Student Patrol) to assist the Department with security on campus. All officers have been trained in first aid and CPR and are authorized to enforce all regulations on the university campus.

University Police Officers are armed and trained with a variety of weapon systems as well as a variety of less-than-lethal weapons. They conduct foot, bicycle and vehicular patrols on all University property and throughout the University housing community 24-hours a day, seven days a week, 365 days a year. Commissioned peace officers employed by UTPA PD have jurisdiction and conduct patrol activity within the counties where the University of Texas System owns or leases property (Main Campus, UTPA McAllen Teaching Site, UTPA at Starr County, the UTPA Coastal Studies Lab located on South Padre Island and other off campus support facilities) and contiguous areas around each UTPA Campus. The University Police Department enforces all laws of the State of Texas and the City of Edinburg, as well as being responsible for public safety services such as crime prevention and community outreach programs. UTPA PD officers are empowered to use investigative authority on reasonable suspicion of crime, to

search and arrest as authorized by law and to use reasonable and necessary force to enforce all laws and protect life and property at all University locations.

Non-commissioned Public Safety Officers have the same level of arrest authority as a citizen authorized by the Texas Code of Criminal Procedure. Public Safety Officers provide a visible uniform presence in university buildings and throughout campus to deter crime and report potential criminal activity to UTPA police officers. In addition, non-commissioned Community Service Officers, otherwise known as Student Patrol, also provide a uniformed presence around campus and primarily perform parking enforcement duties.

Relationships with Other Law Enforcement Agencies

The UTPA Police Department maintains close working relationships with the Edinburg Police Department, Hidalgo County Sheriff's Office, federal, state, and other law enforcement agencies and routinely shares investigative information. In particular, UTPA PD has established a strong working relationship with the City of Edinburg Police Department and through its agreement with the City of Edinburg, University of Texas System Police has been given authority to engage in patrol, crime interdiction and joint crime prevention projects in the neighborhoods near to the UTPA campus. UTPA PD also works closely with the Edinburg Fire Department, emergency medical service providers, and has a mutual aid law enforcement agreement with the Edinburg Police Department.

A number of recognized student organizations maintain meeting and living facilities off campus; however, these living facilities are not owned or controlled by the university. The UTPA Police Department is routinely informed by the City of Edinburg Police Department and other local law enforcement agencies of any criminal activities involving UTPA student organizations. The information in these reports is subsequently shared with the Dean of Students.

Daily Crime Log

The UTPA Police Department maintains a daily crime log that records all crimes and other serious incidents that occur on campus, in a non-campus building or property, on public property, or within the department's patrol jurisdiction by the date the incident was reported. The daily crime log also includes the nature, time, and general location of each crime reported to the department, as well as the disposition of the complaint, if this information is known at the time the log is created. The department posts specific incidents in the Daily Crime Log within two business days of receiving a report of an incident and reserves the right to exclude reports from the log in certain circumstances. The Daily Crime Log is available for public inspection at the department's headquarters or at utpa.edu/police.

4 *Campus Security & Building Access*

The University of Texas-Pan American maintains an open-campus policy, but access to the campus facilities may be restricted as necessary to meet safety and security requirements as determined by University officials. Some buildings have late hour access to certain areas that are locked after normal business hours, which will require a special after hour pass. Access to classrooms and office buildings for special events after normal business hours, weekends and holidays is coordinated with the various campus departments overseeing that particular area. Many of the buildings, offices, labs, computer rooms and other areas of campus are equipped with electronic access. Except for Residence Halls, most

of the buildings are accessible to members of the campus community, guests and visitors during the hours of 7:00 a.m. – 10:00 p.m. Monday through Thursday and 7:00 a.m. – 5:00 p.m. on Friday. Most campus buildings are typically locked on Saturday and Sunday.

The property or buildings, owned or controlled by The University of Texas System are not open for assembly, speech, or other activities as are the public streets, sidewalks, and parks. Pursuant to the authority conferred upon the Board of Regents by *Texas Education Codes* [Section 51.209](#), in order to protect the safety and welfare of students, employees, and other participants in the programs and activities of the institution it shall be unlawful for any person who is on the property to refuse to identify himself or herself in response to a request by an institutional representatives. Persons having no legitimate business to enter on campus may be ejected from the campus on his or her refusal to leave peaceably on request.

Apartment and Residence Halls

Access to the University's residence halls is restricted to student occupants, escorted guests and authorized University personnel. Unescorted persons are prohibited in the residence halls.

Bronc Village Apartments:

Access to the Bronc Village Apartments is not restricted.

Heritage and Troxel Residence Halls:

Access to Heritage and Troxel Residence Halls is through the main entrance that that is supervised by Residence Life Staff and has an electronic locking system with card access.

Unity Residence Hall:

Access to Unity Residence Hall is through the main entrance that is supervised by Residence Life Staff. The main entrance has an electronic locking system with card access.

Residents should immediately report lost access cards, lost keys, malfunctioning locks and gates to their respective Housing Coordinator.

Facilities Management

The Facilities Management Department maintains the buildings, grounds and utility systems for the UTPA campus. Students are encouraged to report maintenance problems such as missing lights, plumbing problems, or elevators that are not in service to the nearest departmental office. If departmental offices are closed, please report any safety issues to UTPA PD at (956) 665-7151.

Personnel respond to reports of inoperable doors, inoperable lights, malfunctioning smoke alarms, broken windows, and requests from the UTPA Police Department. The UTPA Police Department, Environmental Health and Safety, and the Physical Plant Department survey campus lighting and monitor those areas having defective fixtures and report the deficiencies to the appropriate personnel for corrective action. Residence halls staff make regular rounds of the facilities on a daily basis checking for maintenance problems that may pose a hazard to residents' safety and security. Outdoor emergency telephones are located at many locations through the campus. All emergency telephones are connected directly to the University Police Department.

5 Campus Safety Initiatives and Resources

General Information

The University Police Department takes a comprehensive approach to campus safety, and has a number of initiatives that reduce the risk of becoming a victim of crime. UTPA PD has certified Crime Prevention Officers on staff that have received numerous hours of training in crime prevention and physical security.

The campus's crime prevention strategy rests on a multilayered foundation of a proactive patrol of the campus, crime prevention education and training, building and area security surveys, and property registration. This approach relies on the dual concepts of eliminating or minimizing criminal opportunities whenever possible, and encouraging community members to take responsibility of their own and other's safety.

Safety Initiatives

Initiatives	Description
Community Policing	UTPA PD utilizes a community policing philosophy with the goal of: Establishing positive contacts with the campus community Identifying real and/or perceived problems that exist in the campus community Developing programs that aid in resolution of identified problems To assist in its community policing efforts, UTPA PD uses various modes of transportation including patrol cars, utility cars, bicycles and foot patrol.
My PD App	The My PD app is a smartphone application that is used by the UTPA Police Department and can be downloaded free of charge. This app can be used to send and receive information from the Department on your smartphone. Some of the My PD apps features include receiving news and alerts from UTPA PD, submitting tips about criminal activity or other public safety issues to the Department, filing a police report, asking questions and receiving feedback from UTPA PD, placing a call to the University's Police Communications Center or to commend a UTPA officer for a job well done.
Crime Prevention Presentations	The UTPA Police Department works closely with Residence Life, Students Rights and Responsibilities and some UTPA student groups to develop and schedule presentations about crime prevention presentations pertaining to personal safety, sexual assault prevention, acquaintance rape, women's self-defense, alcohol and drug awareness, burglary and theft prevention and office safety are conducted as needed for faculty, staff and students.
Emergency Phones	Over 30 emergency phones are located throughout the UTPA Campus, providing a direct line of communication to UTPA PD for individuals in need of emergency assistance. These phones are strategically positioned along pedestrian walkways, in parking lots and near many building entrances. UTPA PD responds to all activated emergency phones even if no words are spoken. Look for the blue lights atop a blue metal column.
Community Service Officers	Student Patrol operates Monday through Friday from 7:00 am to 6:00 pm. Student Patrol members are employed and trained by UTPA PD. They are easily identified by grey uniform shirts and orange cross belts. Campus Security Officers (CSOs) assist UTPA PD in patrolling the campus, including parking lots and reporting suspicious activity.
Crime Awareness and Prevention Programs	UTPA PD and the Division of Student Affairs present information to prospective students and their parents about UTPA safety programs and general safety tips.
Safe Walk	UTPA PD is available 24/7 to safely walk to students to any location on campus to help them feel secure. Call (956) 665-7151 to request a safe walk.
Lighting	UTPA recognizes the importance of maintaining a well-lit campus and now all UTPA

	parking lots and walkways are illuminated during night-time hours; this includes the main campus and all non-campus locations.
Parking Lot Cameras	There are over 90 exterior closed-circuit television cameras located throughout campus which monitor and record their respective areas 24 hours a day. These include fixed cameras as well as pan-tilt-zoom cameras that are controlled from the University Police Department's Communications Center. These security cameras act as a deterrent to criminal activity as well as assisting University police officers in their investigations.
Bronc Alert	UTPA maintains multiple systems, collectively known as BRONC ALERT, for alerting the University community about campus emergencies, including via telephone, text messages, email, visual displays on computer and television screens throughout campus. These notices also post to the University website. In the event of a campus emergency, a BRONC ALERT message will give pertinent emergency information and protective actions to all members of the UTPA campus community.
Building Sirens	In the case of an emergency the University can activate an announcement via a public announcement system (sirens) and can communicate with many buildings through voice announcements from the UTPA PD communications center.
Employee Assistance Program	The UT-Employee Assistance Program (UTEAP) is a service available to all employees of UTPA. It provides confidential, professional assistance to help employees and members of their households resolve problems that affect their personal lives or job performance. Prevalent safety services provided include: emotional/psychological services and substance abuse/recovery services.

Campus Resources

The Office of Residence Life

Access to the University's residence halls is restricted to student occupants, escorted guests and authorized University personnel. Unescorted persons are prohibited in the residence halls. . Visitation hours for all buildings are from 10:00 am to 1:00 am. Unity Hall, Heritage Hall, and Troxel Hall are to remain locked at all times and require a University-issued identification for key card access. All visitors must check in with Office Assistant located in Lobby of Unity, Heritage and Troxel Halls. Residence hall staff, which include Hall Coordinators, Resident Assistants and Office Assistants receive special training from the Department of Residence Life about security and safety procedures and the enforcement of residence hall regulations. Safety inspections every semester help students to maintain a safe environment. Department of Residence Life professional staff conducts programs with resident students to heighten awareness of safety on campus. Sessions cover topics from common sense precautions, (such as walking with a companion or in groups at night), to more difficult issues (such as acquaintance rape). UPD officers and Department of Environmental Health & Safety representatives participate in residence hall programs and handle all police, fire and safety issues in the residence halls. View the Residence Life webpage here: utpa.edu/reslife.

The Office of Student Rights & Responsibilities

The Office of Student Rights & Responsibilities primary focus is to promote and enforce University community standards through the administration of the UTPA Student Code of Conduct. The office also serves as an information source on student discipline, judicial hearings, appeals, grievances and academic misconduct concerns. The purpose of the University discipline system is to promote student development by addressing behaviors that are inconsistent with community standards and expectations,

as defined by the Code. The office conducts fair and impartial hearings regarding alleged violations of Student Code and, when appropriate, administers proactive and educational sanctions. Student Rights & Responsibilities often coordinates its services with other campus offices in an effort to serve students to the fullest extent. When appropriate, referrals will be made to other University offices to best serve students.

Violations of Student Code of Conduct are encouraged to be reported to the Office of Student Rights & Responsibilities, which may conduct an investigation or contact UTPA PD if the reported activity appears to be criminal in nature. Students can also make reports to the Broncs Care Report It website (utpa.edu/reportit), which is used to report any behaviors of concern that occur involving UTPA students, whether these behaviors occur inside or outside of the classroom setting. Reportable behaviors may include Student Code of Conduct concerns, academic dishonesty violations, or any other behaviors of concern that you would like to see addressed or would like to discuss. In addition, this form can be used for students to report concerns about faculty, staff or departments. The Office of Student Rights and Responsibilities is located in office 315 at University Center and can be contacted at (956) 665-5375. View the Student Code of Conduct here: <http://www.utpa.edu/hop/policies/?5.5.2>.

Student Health Services

Student Health Services works to assist students to meet their educational and personal goals by addressing their health concerns during enrollment. Student Health Services' Health Education section provides health education, wellness promotion and risk reduction programming to students, faculty and staff. Student Health Services continues to maintain the University's strategic vision of "shared responsibility" to plan, develop, implement, and evaluate health promotion techniques and continue to be a resource for those in need. Student Health Services is designed to provide medical care for uncomplicated illnesses and injuries that are of recent onset and short duration. If you have any questions, please call us before your visit. Student Health Services is located at 613 N. Sugar Road next to the Wellness & Recreational Sports Complex and is open Monday through Friday from 8 a.m. to 5 p.m. Student Health Services is closed on weekends and holidays. The office can be reached at 956-665-2511. View the Student Health Services' webpage here: utpa.edu/shs.

Counseling and Psychological Services

Counseling and Psychological Services (CaPS) helps students with their personal concerns so they can meet the daily challenges of student life. Staffed by licensed mental health professionals, CaPS is open 8:00 a.m. to 5:00 p.m., Monday through Friday, except on designated holidays. CaPS provides mental health and substance abuse services at no cost to currently enrolled students. Contact with Counseling and Psychological Services is confidential and is not part of your academic record. CaPS operates within professional ethical guidelines and both federal and state laws that protect the privacy of your mental health records and assure quality of services. View the CaPS webpage here: utpa.edu/counseling.

Coalition Against Violence and Exploitation

The Coalition Against Violence and Exploitation (CAVE) is a project dedicated to identifying and addressing conditions that perpetuate violence against and exploitation of people especially in South Texas. CAVE was created as a response to the unique challenges faced by Rio Grande valley (RGV) residents of violence and exploitation in the border area. CAVE includes collaboration between

concerned citizens and businesses in the RGV, the Pan American Center for Ethics in the Professions (PACE) at UTPA, local non-profits, and other stakeholders with the intent of decreasing sexual and domestic violence against women, children, and men and increasing awareness of the scope and seriousness of this significant problem in our community. The three main components of CAVE are: Support, Research, and Prevention.

- SUPPORT includes campus and local law enforcement training, training for medical personnel, trainings for providers of victim/survivor services and trainings for student judicial affairs.
- RESEARCH includes supporting quantitative and qualitative studies and investigations into factors that contribute and perpetuate violence on campus and in the community, including research into best practices and pedagogies.
- PREVENTION includes educational services for school counselors, services to prevent recidivism, and events in the community and on campus to increase awareness of the problems of violence and exploitation in the RGV, especially regarding domestic violence, sexual assault, stalking, and intimate partner violence.

The Beginning in 2013, CAVE began organizing a Campus Violence Prevention Project (CVPP) at the University of Texas Pan American, funded in part by Grant No. 2011-WA-AX-0020 awarded by the Office on Violence Against Women, U.S. Department of Justice. The mission of the Campus Violence Prevention Project (CVPP) is to raise awareness and reduce the incidence of sexual assault, domestic and intimate partner violence, and stalking on campus and in the community. CVPP provides education and training on the topics of domestic violence, intimate partner violence, sexual assault, and stalking to students, faculty, and staff of the University of Texas Pan American. View the CAVE webpage here: utpa.edu/cave.

Human Resources

Human Resources (HR) works to be an essential and indispensable force by providing quality services that promote the integrity and well-being of our employees. HR promotes and enforces University community standards throughout the workplace environment at UTPA and hosts a number of different trainings throughout the year to maintain these standards. The following are examples of trainings hosted by HR:

- Managing Workplace Conflicts
- Developing a Perpetually Positive Attitude
- Developing Trust and Respect in the Workplace
- Preventing Suicide: Operation SAVE
- Understanding and Working with Others
- How to Work Effectively with People Who Act, Think and Work SO Differently from You!

View the Human Resource's webpage here: utpa.edu/hr.

Office of Institutional Equity

The Office of Institutional Equity (OIE) is responsible for handling complaints of Discrimination, Sexual Harassment, Sexual Misconduct and/or Sexual Violence, ensuring UTPA's compliance with federal and

state laws with equal opportunity and affirmative action, and compliance in the administration of Title IX. OIE and UTPA is committed to providing a diverse and inclusive learning and working environment that is free of discrimination, sexual harassment, and retaliation. View the OIE webpage here: utpa.edu/equity.

Printed and Online Resources

Event	Description	Department Contact
Printed Crime Prevention Literature	Crime prevention literature related to personal safety, auto theft prevention and residential security is available at various locations throughout the campus. Specialized crime prevention literature is available upon request.	UTPA PD 956-665-7151
Drug and Alcohol Abuse and Dating Violence	The University Police Department has a number of information brochures and pamphlets available in the lobby of the UTPA police station. The information covers topics such as drug abuse prevention (courtesy of the U.S. Department of Health and Human Services), underage drinking and drunk driving (courtesy of the Texas Alcoholic Beverage Commission and the Texas Department of Transportation), dating violence (courtesy of the Center for Disease Control & Prevention)	UTPA PD 956-665-7151
<i>Shots Fired on Campus</i>	<i>Shots Fired on Campus</i> is an active shooter situation video presentation available free of charge to all University students, faculty and staff. The video may be accessed from the University Police webpage using a valid University username and password and is available in two formats, one geared towards students and one for faculty and staff members.	UTPA PD 956-665-7151
Title IX Pamphlet	The Title IX Pamphlet is meant to educate and inform the campus community on how to address cases of sexual harassment. It defines the Title IX policy and who is responsible for addressing those concerns.	Office of Students Rights and Responsibilities 956-665-5375
Campus Save Brochure	This pamphlet promotes healthy relationships and information to help students recognize warning signs of an unhealthy relationship.	Office of Students Rights and Responsibilities 956-665-5375
Crisis Management Plan Desk Reference Guide	This document has been provided to you by The University of Texas -Pan American Department of Environmental Health & Safety in conjunction with UTPA Police and UTPA Physical Plant. In this document, you will find procedures for a wide array of incidents which may transpire at any given time while on campus. These procedures	Department of Environmental Health and Safety 956-665-3690

	outline the recommended practices for certain events and follow the University's Crisis Management Plan.	
<i>UTPA Advocate</i> Newsletter	<i>The UTPA Advocate</i> is a bi-annual newsletter published by the UTPA Police Department's Office of Victim Services (OVS). The <i>Advocate</i> primary purpose is to educate the campus community on victim rights and victim services offered by the Office. This includes areas such as sexual assault, domestic violence, identity theft or any other crime wherein the victim could benefit from OVS services.	UTPA PD 956-665-7151

6 Campus Safety Programming

The University of Texas Pan American community provides programs to enhance personal safety, teach proactive crime-reduction strategies, and to help community members develop self-esteem, which contributes to a healthy community. Some programming and presentations are provided on a yearly basis while others are in accordance with the academic year and events that may be sponsored by various departments and/or organizations.

Summary of Community Policing/UTPA Crime Prevention and Outreach Programs

The following is an overview of safety programs offered by the University of Texas Pan American. The Specific times and places for each of these programs is announced through various campus media as they are offered. Programs can also be scheduled individually by contacting the department directly.

Traditional Programming

Event	Description	Department Contact
Alcohol Awareness	This program discusses the law, culture and consequences of consuming alcohol. There also are activities to show the effects of alcohol on motor skills like participants driving pedal-carts while wearing "drunk goggles."	UTPA PD 956-665-7151
Safe Walk Program	UTPA police officers walk students to any locations on campus upon the request of the student by calling the UTPA Police Department at (956) 665-7151.	UTPA PD 956-665-7151
New Student Orientation and Family Orientation	UTPA PD officers provide an overview of the Department, safety tips for property and person and tips for protecting property by marking and engraving those items at all freshman orientations. This information is made available to parents as well.	Dean of Students and UTPA PD 956-665-2260
Operation ID	Operation ID is a program involving the engraving of a state driver's license number on and bicycles that do not already have serial numbers. Engraving is also available	UTPA PD 956-665-7151

	for most items of personal importance, upon request, at the UTPA Police Department.	
Rape Aggression Defense (RAD)	The University Police Department offers a 12 hour Rape Aggression Defense course to all female UTPA students, faculty and staff members.	UTPA PD 956-665-3164
Bronc S.A.D.L.E	This is a program involving different University departments focusing on sex, alcohol, and drug education presented throughout the year. More information can be obtained by calling Student Rights and Responsibilities at (956) 665-5375.	Student Rights and Responsibilities 956-665-5375
Safety- On Week	Safety-On Week organized 2x a year to highlight the importance of personal safety both on and off campus.	Dean of Students/Various Departments 956-665-2260
Arrive Alive & Fair	Interactive presentation on the dangers of texting and driving. Special focus on alcohol awareness.	Student Health Services 956-665-2511
Title IX Presentations	Sexual harassment, sexual violence and other SRR gender-based harassment occurring in the college setting implicates a federal law which prohibits discrimination on the basis of sex (gender) in educational programs or activities.	Student Rights and Responsibilities 956-665-5375
Take Back the Night	At least one out of every three women WORLDWIDE has been beaten, forced into sex or otherwise abused in her lifetime by a partner, relative, friend, stranger, employer, and/or colleague. Of these crimes, less than 50% are reported to the police. IT'S TIME TO MAKE A CHANGE.	CAVE (Coalition Against Violence and Exploitation) 956-665-8081
"Remember Me" Project	Distribution of information on complainants of violence from around the community.	CAVE (Coalition Against Violence and Exploitation) 956-665-8081
Sexual Assault Advocate Training	Collaborated with local Rape Crisis Center to educate and train students, faculty and staff in becoming advocates.	CAVE (Coalition Against Violence and Exploitation) 956-665-8081
Denim Day (International Day of Solidarity Against Sexual Assault)	In observance of National Sexual Assault Awareness and Prevention Month, UTPA invited students, staff faculty and all members of the UTPA community and extended family to wear jeans.	President's Office
Annual Social Justice and Peace Conference	This conference, hosted by the College of Social and Behavioral Sciences, educates students and community of social justice issues relevant to the Rio Grande Valley. This past year focused on the "Real Border Wars" highlighting the often unseen and unspoken struggles many of our Rio Grande Valley families face on a daily basis.	UTPA Department of Criminal Justice
Think About It – (Campus Clarity)	An online course that will prepare students for the unique challenges and	Dean of Students 956-665-2260

	responsibilities of campus life. The goal is to help students minimize the risks associated with alcohol, drugs, and sexual violence. All new UTPA students will complete this course prior to starting the first semester at UTPA.	
TIPS	TIPS program helps students develop their social skills and provides specific information that allows them to determine when friends are getting into trouble with alcohol. Through TIPS training, students develop strategies and skills for intervening in alcohol – related situations that may occur on or off campus.	Counseling and Psychological Services 956-665-2260
Ally Programming	The UTPA Ally program is dedicated to providing support to gay, lesbian, bisexual, transgendered, and questioning individuals (GLBTQ) at the University. Allies include students, faculty, and staff who display an Ally place card outside their office/residence hall room or have an Ally button. This sign identifies them as individuals who are willing to provide a safe haven, a listening ear, and support for lesbian, gay, bisexual, and transgender people or anyone dealing with sexual orientation issues.	Office of Student Involvement 956-665-2660
ASK Suicide Prevention Workshop	Discussion objectives include the following: <ul style="list-style-type: none"> • Understand the prevalence of suicidality • Recognize the risk factors that put an individual at risk • Detect warning signs of someone who is suicidal • Learn the ways to persuade the person to stay alive • Find out where to refer a vulnerable individual or help 	Counseling and Psychological Services 956-665-2574
Night at the Bar	The University Program Board hosts this interactive event annually to raise awareness about the consequences of abusing alcohol and includes safety awareness and campus resource information.	Sponsored by University Program Board, Bronc Bacchus and RHA
Clothesline Project	Started in 1990, this has been used as a vehicle for women affected by violence to express their emotions by decorating a t-shirt.	Gender & Women's Study
Risk Management Training	Risk Management Workshop In compliance with Senate Bill 2639, the University bi-annually provides a risk management training to leaders of student organizations on the following topics: <ul style="list-style-type: none"> • Event Planning / Risk Management • Student Organization Travel 	Office of Student Involvement 956-665-2660

	<ul style="list-style-type: none"> • Personal & Fire Safety on Campus • Sexual Assault & Harassment • Alcohol Awareness • Hazing 	
Hazing	In compliance with the Texas Hazing Statute, an annual notification is sent to the University community with information about hazing, its definition, and a list of organizations found responsible for hazing within the previous three years. Hazing Prevention Awareness Week annually promotes anti-hazing and prevention workshops for the campus community. Additionally, the Student Organization Handbook provides detailed information about hazing, myths and facts, and where to report incidents of hazing.	Office of Student Involvement 956-665-2660

One-time Programming

Event	Description	Department Contact
Sex Signals	Sexual Assault Prevention Program that incorporates improvisation, humor, education, and audience interaction to provide a look at dating, sex, and the core issue of consent.	Sponsored by UTPA Student Union
The Nuts and Bolts of Title IX, the Dear Colleague Letter, VAWA Webinar	Webinar will provide student affairs practitioners with a foundation of knowledge and critical pillars necessary to understand the basic tenants of Title IX, the Dear Colleague Letter and the Violence Against Woman's Act as it relates to our student conduct system and sexual misconduct. Major requirements from each federal mandate will be reviewed.	ASCA and Sponsored by Students Rights and Responsibilities 956-665-5375
Remember Me Project	Distribution of information on victims of violence from around the community.	CAVE (Coalition Against Violence and Exploitation) 956-665-8081
Art Against Violence Round Table	Roundtable consisted of community members as well as faculty from UTPA to speak on the issues of violence in our community. Art show was opened to UTPA students to submit an art piece with their reflection of domestic violence, sexual assault or stalking.	CAVE (Coalition Against Violence and Exploitation) 956-665-8081
Theater Delta	Theater Delta uses Interactive Theater – scripted and improvisational audience participatory theater – to promote dialogue and social change in communities around the globe. Theater Delta operates on a pedagogy that recognizes when people participate in the drama on stage, they are more likely to change personal attitudes and	Dean of Students 956-665-2260

	behaviors. <i>Theater Delta: Experience Theater.</i>	
Hook-Up Presentation	The Hook-Up engages audiences in a facilitated discussion about hooking up, sexual assault and bystander intervention.	Dean of Students 956-665-2260

7 Policies for Reporting Crimes

The University of Texas-Pan American Police Department is responsible for the welfare of students, faculty and staff on campus, for the security of the University and the enforcement of all state laws and University rules and regulations relating to motor vehicles and traffic on campus. The UTPA Police Department is open 24 hours a day, 365 days a year and is staffed by commissioned Texas Peace Officers and supported by non-commissioned Public Safety Officers, Telecommunication Officers and other civilian personnel. Over 30 well-marked exterior emergency telephones are located throughout campus, including most parking lots and all elevators. These emergency phones can be used to report crimes, emergencies or to request police services. Emergency phones are monitored and answered by UTPA PD's Communications Center.

Promptly Reporting Crimes

Individuals who are complainants of, or witnesses to a crime, or otherwise become aware of a crime, are strongly encouraged to timely report that crime to the police.

All students, employees, and guests should promptly report all criminal incidents, accidents, and medical emergencies to the UTPA Police Department using the telephone numbers listed on this page. Individuals may also report incidents in person at the department's headquarters at the Academic Support Facilities Complex. Upon receipt of the call, university police officers are dispatched immediately to the site of the complaint and have the authority to make arrests if necessary.

Location	Contact Information
Off-Campus Emergency	911
On-Campus Emergency	(956) 665-7151
On-Campus Non-Emergency	(956) 665-7151

University of Texas-Pan American Police Department

City of Edinburg

Department	Contact Information
Police Emergency	911
Police Non-Emergency	(956) 383-7411
Fire Emergency	911
Fire Non-Emergency	(956) 383-7691

Other Campus Security Authorities

UTPA acknowledges that some individuals may be hesitant about reporting crimes to the police, but may be more inclined to report incidents to other campus affiliated individuals designated as Campus Security Authorities. Campus Security Authorities are individuals who have significant responsibility for student and campus activities such as department chairs, resident assistants, athletic staff, student affairs staff, and student organization advisors. These Campus Security Officials may also contact the UTPA Police Department for further assistance and may refer reports to Student Rights and Responsibilities for further disciplinary action.

While reports can be made to any Campus Security Authority, several recommendations are listed below:

Office	Contact Information
Office of the Dean of Students	(956) 665-2260
Office for Student Rights and Responsibilities	(956) 665-5375
Office for Student Involvement	(956) 665-2660
Office of Residence Life	(956) 665-3439
Athletics Department	(956) 665-2221
Human Resources Office	(956) 665-2451

Confidentiality

Crimes reported to counselors at UTPA's Counseling Center or to a physician or nurse at Student Health Services are confidential by law (except in cases where the safety of the reporting party, others, children or the elderly may be in danger). However, UTPA professional counselors may report crimes on a voluntary, confidential basis for inclusion in the annual statistical report. Some off-campus reports also may be legally confidential (i.e. to clergy or physicians).

Confidential complaints may be made to:

Office	Contact Information
Counseling and Psychological Services	(956) 665-2574
Student Health Services	(956) 665-2511

Crime Reporting Methods for Off-Campus Locations

Reports of crimes that occur off-campus may be made to:

Office	Contact Information
Edinburg Police Department	(956) 383-7411
McAllen Police Department	(956) 681-2000
Rio Grande City Police	(956) 487-8892
TSTC Harlingen Police Department	(956) 364-4220
Cameron County Precinct 1 Constable's Office	(956) 943-6757

On an annual basis, the University Police Department makes every attempt to obtain crime statistics for non-campus and public property from the law enforcement agencies with jurisdictions for their respective areas.

Once again UTPA PD strongly encourages crime complainants to report all criminal activity to police in order to insure prompt evaluation for timely warning or emergency notification and for inclusion in the statistics for the annual crime report.

8 Reporting Sexual Misconduct and Sexual Assault

The University of Texas-Pan American is a community dependent upon trust and respect among its constituent members. The University is committed to maintaining a healthy and safe learning, living, and working environment that promotes responsibility and respect in matters of sexual conduct. Sex-based offenses are a violation of trust and respect, are prohibited and will not be tolerated. This applies to academic, educational, co-curricular, athletic, study abroad, residential and off-campus conduct, and other University programs. Sex-based offenses include: criminal offenses, such as rape and sexual assault, domestic and dating violence, and stalking, violations of the University's Student Code of Conduct – Harassment, Sexual Harassment and Misconduct, and violations of the University's Sexual Harassment and Sexual Misconduct Policy.

Guidelines for Sex-Based Offenses Involving Students

The University of Texas-Pan American's protocol is designed to comply with applicable state and federal law. UTPA reserves the right to modify or deviate from this Protocol when, in the sole judgment of the University, circumstances warrant, in order to protect the rights of the involved parties or to comply with the law.

The University is dedicated to preventing sex-based offenses by providing:

- A process for investigation and adjudication that includes appropriate disciplinary sanctions for those who commit sex-based offenses
- Assistance and support including procedures sensitive to a person who has been the complainant of a sex-based offense
- Education and prevention programs that inform the community about the risks and myths that contribute to sex-based offenses

The following Protocol describes how the University investigates and responds to reports of sex-based offenses and:

- Provides guidance for students who have been the complainant of a sex-based offense
- Outlines the University's disciplinary response to alleged sex-based offenses
- Identifies the relevant organizations and individuals within the University responsible for managing this Protocol and programs associated with it.

Where to Report:

The University encourages students who have experienced, as well as individuals having knowledge of, sex-based offenses to immediately consult with and report incidents to the Title IX Coordinator, Deputy Title IX coordinators, or any Campus Safety Authority (CSA).

Clery Act and CSA's

The Clery Act requires the University to designate University staff members who have significant responsibility for student or campus activities as **Campus Security Authorities (CSA's)**. The University CSA's include: The Dean of Students staff, Residence Life staff, (including Resident Assistants and Coordinators) or any employee designated by the University. CSA's are required to provide information regarding any report of sex-based offenses to the proper authority. These reports are to be included in the University's [Annual Security and Fire Safety Report](#) and, if appropriate, for the purpose of issuing a safety alert or other emergency notification. A victim's name and other personally identifying information is NOT included in any safety alert or emergency notification. For more information on the Clery Act, please go the Clery center website at clerycenter.org.

A person who has been the victim of a sex-based offense (including rape, sexual assault, dating violence, domestic violence, or stalking) should promptly report the incident. If the victim is incapacitated or is unable to make a report, a report should be filed on behalf of the victim. Reporting is best done as soon as possible after the incident, but may be done at any time. Students can make their report to any Campus Security Authority (CSA), who is then responsible to promptly notifying the Title IX Coordinators.

Role	Name	Position Title	Dept. Location	Contact Info
Institutional Title IX Coordinator*:	Alicia G. Morley	Director, Office of Institutional Equity	Office of the President SSBL 6.105	956-665-2103 alicia@utpa.edu
Deputy Title IX Coordinator**: <i>Students</i>	Dr. Mari Fuentes-Martin	Associate Vice President & Dean of Students	Office of the Dean of Students UC 323	956-665-2899 fuentesmartinmm@utpa.edu
Deputy Title IX Coordinator: <i>Staff & Faculty</i>	Dr. Larae Elias	Associate Director for Talent Management	Human Resources MASS 2.140	956-665-2516 lelias@utpa.edu
Deputy Title IX Coordinator: <i>Student Athletes</i>	Farrah Manthei	Associate Athletic Director for Administration	Athletics HPE1 1.102	956-665-2221 mantheifj@utpa.edu

*Complaints of discrimination of gender, sexual orientation, gender identity, and gender expression, sexual harassment (including sexual violence), or sexual misconduct by **non-students** will be handled by the Title IX Coordinator Morley and Deputy Title IX Coordinator Elias

Complaints of discrimination of gender, sexual orientation, gender identity, and gender expression, sexual harassment (including sexual violence) or sexual misconduct by **students will be handled by the Deputy Title IX Coordinator Fuentes-Martin.

Cases of sexual violence may also be reported to the University of Texas-Pan American Police Department (UPD), the City of Edinburg Police Department (EPD) and other local law enforcement authorities. The Title IX Coordinators can assist individuals with contacting these law enforcement agencies.

UTPA urges persons who are the complainant of sex-based offenses to pursue criminal charges against the person or persons they believe to have committed the crime. A person who is a member of the university community and has been the complainant of sex-based offenses is also urged to make a disciplinary complaint to the Office of Student Rights & Responsibilities. A criminal charge and a disciplinary charge may be pursued at the same time; however, students may pursue a disciplinary complaint without pursuing criminal charges. Complainant support and resources are available even if a student elects not to pursue criminal charges or University disciplinary action.

Individuals having knowledge of a sex-based offense (including dating violence, domestic violence and stalking) also are strongly encouraged to timely report that crime to the police. These individuals also are encouraged to contact the resources identified in this report to discuss options for safe and positive intervention on behalf of the complainant. These resources also provide helpful information to assist individuals in identifying and recognizing the warning signs of abusive behavior and offering guidance on how to avoid potential attacks and becoming a complainant of such violence.

The University of Texas-Pan American seeks to provide fair and objective procedures for hearing student complaints. Students are protected from coercion, intimidation, interference, harassment, retaliation, or discrimination for filing a complaint, or assisting in an investigation. Students may pursue complaints through the Office of the Dean of Students.

Confidentiality and Choosing a Reporting Resource

UTPA will preserve student confidentiality to the extent possible and allowed by law. The degree to which confidentiality can be protected, however, depends upon whether or not the individual to whom the sex-based offenses is reported is legally required to report this information to law enforcement. The professional being consulted should make these limits clear before any disclosure of facts.

When choosing a reporting resource, please consider the following information. Privileged reporting consists of those communications that legally cannot be disclosed to any other person without the reporting person's consent, except under very limited circumstances, such as an imminent threat of danger to self or others or if the complainant is a minor.

A person may speak confidentially with certain persons in legally protected roles, including:

- University Counseling Staff (Psychiatrists, Psychologists, Social Workers)
- University Health Service Medical Staff (Physicians, Nurses or Nurse Practitioners)
- Off-Campus clergy, counselors, physicians and certain social service agencies.

Family Educational Rights and Privacy Act (FERPA)

The Family Education Rights and Privacy Act (FERPA) protect students' education records, including reports made to the Title IX Coordinator(s) and disciplinary complaints made to the Dean of Students Office. FERPA prohibits the University from releasing these records to persons outside the institution without the students' consent, except in response to lawful subpoena or as otherwise required by law.

Decline to file a report

The student has the right not to file a report. However, students are highly encouraged to seek medical attention, including counseling, either on- or off-campus. Students who wish to file a report at a later date may do so by contacting UTPA-PD or the Title IX Coordinators. Please note, a delay in reporting could weaken or result in a loss of evidence used to determine whether an individual is responsible for a sexual misconduct/assault.

I would like to Report an Incident, Where Do I start?

The University encourages victims to file a police report in all cases involving potential criminal conduct; however, victims have several options for initiating a complaint/report of a sex-based offense, which can be done singly or in combination.

- Report to the police, either local law enforcement in which the incident occurred or The University of Texas-Pan American Police Department
- Report to the Office of the Dean of Students or Student Rights and Responsibilities
- Report to the Title IX Coordinator and/or Deputy Coordinators

Immediate Response

When a report is received, a designated university official will first urge the student to attend immediately to any medical needs. The complainant will be given information on available medical and psychological resources. The student will be assisted in contacting a support person, such as a parent or friend, if desired.

The complainant will be informed of his or her right to file a police report and/or file a disciplinary complaint against the respondent and will be given a copy of the University's protocol for reporting and responding to sex-based offenses. The complainant has a right to determine whether she or he will file an official complaint with the Office of the Dean of Students.

The designated university official will initiate an immediate response to use best efforts to separate the complainant and respondent from engaging with each other in common areas, residence halls, campus buildings, and student activities. The university official will also assist the complainant in connecting with the Office of Student Rights and Responsibilities to obtain a no-contact order.

Public Safety Advisory and Emergency Notifications

If a report of a sex-based offense reveals that there is an immediate threat to the health or safety of students or employees on campus, or that an on-going serious or continuing threat to the campus community exists, and [Emergency Notification or a Campus Public Safety Advisory](#) will be issued. The purpose of the Public Safety Advisory is to enable individuals to protect themselves and to increase safety awareness, as well as to seek information that will lead to the arrest and conviction of the perpetrator. The complainant's name and other personally identifiable information will **not** be included in any Emergency Notification or Public Safety Advisory.

Although procedural requirements are not as formal as those existing in the courts of law, the student conduct disciplinary process provides procedural safeguards for complainant and respondent alike. Both the complainant and the respondent are entitled to the same opportunity to:

- access information that will be used at the hearing
- present relevant witnesses and other evidence
- have others present during the hearing and related meetings or proceedings

Confidential medical/counseling records and information regarding the complainant's sexual history will not be provided to the accused and is not admissible at any disciplinary proceeding.

Rights of the Complainant

- Protection under applicable privacy laws (e.g. FERPA.)
- To be informed of the University's Student Disciplinary process

- To the presence of an advocate/advisor of her/his choice during the judicial process as designated in the Student Code of Conduct. The advocate/advisor may advise the complainant but may not participate in the hearing or address the hearing officer(s) unless responding to a direct question from the hearing officer to the advocate/advisor
- To be informed of the outcome of the judicial process
- To not have to face the complainant or testify at a hearing unless the respondent chooses to attend

Rights of the Respondent

- Protection under applicable privacy laws (e.g. FERPA.)
- To be informed of the University's Student Disciplinary process
- To the presence of an advocate/advisor of her/his choice during the judicial process as designated in the Student Code of Conduct. The advocate/advisor may advise the respondent but may not participate in the hearing or address the hearing officer(s) unless responding to a direct question from the hearing officer to the advocate/advisor
- To be informed of the outcome of the judicial process

Preliminary Investigation

Confidentiality

- If the student consents to the investigation, the designated university official will meet with the complainant to discuss the investigation and review the details of the allegation and to explain the subsequent steps involved in the investigation of a sex-based offense.
- If the complainant insists that his or her privacy be protected, and that his or her name or other identifiable information not be disclosed to the respondent, the university official will advise the complainant of the University's limited ability to respond to the complaint.
- The university official will weigh the request for confidentiality against the nature of the alleged assault (e.g. use of force or threat of force), whether there have been other complaints against the same person; and the respondent's right to access the complaint. If there is imminent danger or threat to the public, it must be reported via Public Safety Advisories and Emergency Notifications and UTPA PD.

Investigation

- The designated university official will review the complainant's report.
- The university official will inform both parties of the respective time and place to interview the parties and any witnesses. Contact between the two parties will be limited to necessity, if at all.
- At the conclusion of the interviews, the university official will prepare a report of the findings of the investigation and both parties will be notified of the outcome.
- During any stage of the investigation, if the accused is determined to pose an imminent threat of harm or disruption to the campus community, the university official may initiate an Interim Disciplinary Action.

Findings

- **Preponderance of Evidence Standard** – This is a burden of proof in which it is determined to be more likely than not, or at least 51% certain, that the violation has in fact occurred.

- If the university official finds, by the preponderance of the evidence, that the alleged offenses did occur, the University will take immediate steps to end the sex-based offenses. The University will eliminate any hostile environment that has been created, prevent any further sex-based offenses and prevent retaliation.
- University resources and services, such as counseling and academic support, will be made available to complainant and respondent.

Sanctions

Regardless of whether criminal charges are filed, students found to be responsible for sexual misconduct may be subject to university judicial sanctions. Sanctions against a student who has violated the Student Code of Conduct include suspension and probation and may vary depending on the severity of the violation and the accused's conduct history. The recommended sanctions for non-consensual sexual intercourse include expulsion, suspension, removal from campus housing, educational intervention, no-contact orders, loss of privileges, and restrictions from participating in extracurricular activities. Both the accuser and the accused will be simultaneously informed in writing of the outcome of each stage of the disciplinary proceedings.

- Both the Accuser and the Accused may appeal based on the grounds specified in the Student Code of Conduct – Section F using the appeal process specified.
- An accused student, in accordance with the Student Code of Conduct, may be suspended from the University on an interim basis pending the final outcome of the disciplinary proceeding.

Sexual Harassment Definitions

The University of Texas-Pan American is committed to the principle that the learning and working environment of its students, employees and guests should be free from sexual harassment and inappropriate conduct of a sexual nature. This applies not only to unwelcome conduct that violates state and federal laws concerning sexual harassment, but also to inappropriate conduct of a sexual nature regardless of the gender of the complainant or the alleged harasser.

The University's definition of sexual harassment comprises of the following two types of sexual harassment:

1. *Quid pro quo* is sexual harassment which involves an explicit or implicit threat to the terms or conditions of one's employment or educational benefits based on the performance of sexual favors.
2. *Hostile environment* is harassment that arises when conduct of a sexual nature is so severe or pervasive that it unreasonably interferes with or alters an employee's or student's performance or creates an unreasonably intimidating, hostile, or offensive work or academic environment. Although hostile environment complaints typically involve a complaint brought by an individual against whom conduct of a sexual nature is directed personally, such claims can arise in the context of [consensual workplace relationships](#). Complaints concerning consensual relationships impacting the work or educational environment by non-participating individuals are treated as third-party sexual harassment complaints.

For the full Sexual Harassment Policy and definitions, go to:

[University policy on Sexual Harassment and Sexual Misconduct \(Section 2.2.4\).](#)

Sex-Based Offense Definitions

1. Crimes-Sexual Assault

Sexual assault is defined as an offense classified as a forcible or non-forcible sex offense under the uniform crime reporting system of the Federal Bureau of Investigation. The terms includes:

- A. Forcible Rape: The carnal knowledge of a person, forcibly and/or against the person's will; or not forcibly or against the person's will when the victim is incapable of giving consent because of his/her temporary or permanent mental or physical incapacity (or because of his/her youth).
- B. Forcible Sodomy: Oral or anal sexual intercourse with another person, forcible and/or against that person's will; or not forcibly against the person's will when the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental or physical incapacity.
- C. Sexual Assault/Sexual Misconduct With An Object: The use of an object or instrument to unlawfully penetrate, however slightly, the genital or anal opening of the body of another person, forcibly and/or against that person's will; or not forcibly or against the person's will when the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental or physical incapacity.
- D. Forcible Fondling: The touching of the private body parts of another person for the purpose of sexual gratification, forcibly and/or against that person's will; or, not forcibly or against the person's will when the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental incapacity.
- E. Non-Forcible Sex Offenses: Unlawful, non-forcible sexual intercourse including Incest (sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law) and Statutory Rape (sexual intercourse with a person who is under the statutory age of consent.)

2. Domestic Violence:

The term "domestic violence" includes felony or misdemeanor crimes of violence committed by a current or former spouse 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, by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction receiving grant monies, or by any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction. No person shall knowingly cause or attempt to cause physical harm to a family or household member.

No person shall recklessly cause serious physical harm to a family or household member.

No person, by threat of force, shall knowingly cause a family or household member to believe that the offender will cause imminent physical harm to the family or household member.

3. Dating Violence:

The term “dating violence” means violence committed by a person:

- A. who is or has been in a social relationship of a romantic or intimate nature with the victim and
- B. where the existence of the relationship shall be determined based on a consideration of the following factors:
 - a. the length of the relationship;
 - b. the type of relationship; and
 - c. the frequency of interaction between the persons involved in the relationship.

4. Stalking:

The term “stalking” means engaging in a course of conduct directed at a specific person that would: cause a reasonable person to fear for his or her safety or the safety of others; or suffer substantial emotional distress.

No person by engaging in a pattern of conduct shall knowingly cause another person to believe that the offender will cause physical harm to the other person or cause mental distress to the other person.

No person, through the use of any electronic method of remotely transferring information, including, but not limited to, any computer, computer network, computer program, or computer system, shall post a message with purpose to urge or incite another to commit a violation of division (A)(1) of this section.

Seeking Medical Care/Emergency Room Examination

UTPA strongly urges persons who have been the complainant of a sex-based offense to obtain immediate medical attention and to file a police report, both for their own protection and that of the entire campus community.

Any person who has been the complainant of a sex-based offense may go directly to the emergency room of any local hospital for medical attention. Students who are reporting an immediate assault should be accompanied to a health care facility of their choice to allow for collection of evidence and treatment. For life-threatening conditions, call 911, or 7151 from a campus phone.

Students are not required to criminally prosecute the case or file a police report, unless the sexual assault survivor is a minor. Students also can seek treatment or advice at University Student Health Services for any medical concerns including: physical exams, treatment of sexually transmitted infections, pregnancy testing, and/or to obtain emergency contraception. All medical information and services are protected by privileged reporting. However, if a student decides to pursue criminal or civil legal action, the student will be required to sign a Health Service Medical Information Release Form to

allow their attorney, the police, or the University to gain access to medical information applicable to the sexual misconduct.

Area hospitals that can provide thorough rape exams and evidence collection are:

Hospital	Directory Information
McAllen Medical Center	(956) 632-4000, 301 W. Expressway 83, McAllen, TX 78503
Mission Hospital	(956) 580-9000, 900 S. Bryan Rd., Mission, TX 78572

Students are encouraged to have an exam conducted as quickly after the incident as possible, so if the Student Health Services is not open, please go to McAllen or Mission Hospital.

Medical-Legal Evidence Collection

A person who has been the complainant of dating violence, domestic violence, stalking, or sex-based offenses (particularly rape, forcible oral copulation, or sodomy) is urged to request collection of medical-legal evidence. Collection of evidence entails interaction with police and a police report. Prompt collection of physical evidence is essential should a person later decide to pursue criminal prosecution and/or a civil action. If the sex-based offense occurred within 72 hours, a free and confidential exam can still be administered at local hospitals. However, the sooner sex-based offenses are reported, the more likely evidence will remain. To help preserve evidence, the complainant is encouraged to try to avoid:

- bathing or douching
- washing hands or face
- urinating
- drinking any liquids
- if oral contact has occurred, the complainant is encouraged to refrain from smoking, eating, or brushing their teeth
- if clothes are changed, soiled clothes should be placed in a paper bag (plastic can destroy crucial evidence)

Counseling

Counseling may be obtained following an incident involving sexual misconduct, no matter how much time has elapsed since the incident. On and off-campus resources are available 24 hours a day, 7 days a week for students, faculty and staff members. A list of the available resources can be accessed at (utpa.edu/counseling). On-campus counseling services are available for students at Counseling and Psychological Services located in the University Center Room 109.

Counseling services are free and the services are privileged communications. Counseling services are available for faculty and staff through UTS – EAP or through psychological services provided through their individual insurance and is privileged communications. The Rape Crisis Center of Mujeres Unidas/Women Together (956-630-4878) provides services and has a 24-hour hotline.

9 *Missing Student Notification Policies*

Should anyone believe that a student is missing, s/he immediately should contact UTPA PD or a Residence Life or Student Affairs staff member, who immediately will contact UTPA PD.

When resident students move into their residence halls, they are given the opportunity to identify a person that UTPA shall notify within twenty-four (24) hours of a determination by UTPA Police Department (UTPA PD) or appropriate police authorities that the student is missing. Student contact information will be kept confidential. Unless otherwise required by law, contact information will only be accessible to authorized campus officials and law enforcement personnel as part of a missing person investigation. However, should an un-emancipated student under the age of eighteen be determined as missing, in addition to notifying the designated contact person, the University is required, by law, to notify the custodial parent or guardian within twenty-four (24) hours of such determination. UTPA PD will investigate the missing student report. If the student is not located during the ensuing twenty-four (24) hours, or sooner as conditions may dictate, the University will notify the appropriate police authorities as well as the student's confidential contact person (and/or parent as necessary.) For the complete policy please read H.O.P. 5.9.2.

10 *Safety Tips*

Whether on campus or any public place, here are some general safety tips to keep in mind:

- Travel in groups- Often, there is safety in numbers. If you are going to separate from your group, tell someone when you will return. Take a cell phone with you.
- Park in well-lit areas.
- If you feel threatened, cross the street or enter a store or business.
- Have your keys in hand as you approach your car. Check under the car and the back seat before you enter.
- Alcohol and other drugs can impair your perceptions and decision-making. Do not place yourself in a vulnerable position by being intoxicated or under the influence of other drugs.
- If you do drink, set a limit and stick to it. Don't drink on an empty stomach. Also: Don't leave a drink unattended. If you are away from your drink any amount of time, toss it. It's not worth the risk.

Out & About

- Use the University's **Safe Walk** program. Officers will walk students between campus locations 24 hours a day, 7 days a week. Call (956) 665-7151 to request the service.
- If you feel threatened or if you want to report something suspicious, use one of the over 30 **Emergency Phones** on campus. The phones, distinguished by their blue lights, connect directly to the University's Police Communications Center 24 hours a day.
- Program the University's police emergency number line into your cell phone: **(956) 665-7151** or call 911.
- Notify UTPA PD if you notice anything suspicious or unusual. Call the department at (956) 665-7151 (or 911 in an emergency) at any hour.

In the Residence Halls

- **Always** lock your door; even when you're sleeping or just going down the hall.
- **Report** lost or stolen residence hall keys immediately to your residence hall staff.
- **Report** any malfunctioning locks, doors or windows to your residence life staff.
- **Do not** allow strangers to enter your room or your residence hall.
- **Do not** prop any exterior doors open to allow unescorted visitors into the residence hall.
- **Do not** leave your keys lying around in your room when you are not in the room.
- **Do not** leave messages on your door about when you will be returning to your room.

Living in Off-Campus Housing

- **Always** lock doors and windows. Many times thieves enter through unlocked doors and windows. Ask your landlord to install a deadbolt, if one is not present.
- **Do not** answer the door in the middle of the night unless you are expecting someone. Ask your landlord to install a peephole in your front door. If you see someone unexpected at your door during the overnight hours, call 911.
- If you are leaving home, leave on a light or a radio or a TV to make it appear as if someone is home.
- Let the police department know if a streetlight is out.

11 Emergency Preparedness

Emergency Response Procedures

The University of Texas-Pan American has established an Emergency Response Plan (ERP) to provide comprehensive, all-hazards approach to emergency management. This plan outlines steps the University will take to prevent and mitigate, prepare for, respond to, and recover from a full range of likely hazards that may threaten the safety and well-being of the University's community or disrupt its programs and operations. The University also has established a Crisis Management Team (CMT) to carry out its Emergency Response Plan in the event that it is activated. Large-scale emergencies require a coordinated response effort between the University and local emergency response agencies. The ERP is an operational plan that establishes policies, procedures, responsibilities and organizational structure to be implemented during emergencies and disasters, both during campus-wide emergency planning and during an actual emergency incident.

The ERP shall be activated when circumstances indicate that there is a significant emergency or dangerous incident on campus. The first UTPA PD officer that arrives on scene shall establish incident command over the radio and give a detailed overview of the situation, including: the type of incident; the number of people, vehicles or buildings involved; the number of injured people and type of injuries; and whether the situation presents an immediate threat to the health or safety of students and employees. If the situation presents an immediate threat, the UTPA Police Department (UTPD PD) Communications Center, under the direction of the Chief of Police (or designee) and with notice to the President, is responsible for initiating the ERP by immediately contacting the Emergency Management Coordinator (EMC), who will coordinate the distribution of necessary notifications and activation of the Campus Emergency Operations Center.

A summary of the University's emergency response procedures may be found at http://portal.utpa.edu/utpa_main/dba_home/safety_home/safety_progs/progs_emergency. The Emergency Response Plan is maintained on the Department of Environmental Health and Safety website www.utpa.edu/safety. Included at this website is detailed information regarding the University's emergency notification policy, including how to opt out of the mass notification system that communicates emergency notices via email, text message, personal and university phones.

Testing Emergency Response & Evacuation Procedures

E-mail, telephone, text messaging and the indoor and outdoor warning systems are tested monthly. The Department of Environmental Health & Safety (DEHS), in coordination with the University Police Department holds at least one emergency exercise per year and conducts follow-through activities designed for the assessment and evaluation of emergency plans and capabilities, and documentation of the tests is maintained by the University's Department of Environmental Health & Safety. Other drills and exercises held throughout the year may include tabletop drills, emergency operations center exercises, or full-scale response exercises.

Evacuation drills are coordinated by DEHS each semester for all residence hall facilities. The purpose of evacuation drills is to prepare building occupants for an organized evacuation in case of an emergency. Evacuation routes are posted in each residence hall and students learn the locations of the emergency exits in the buildings and are provided guidance about the direction they should travel when exiting each facility for a short-term building evacuation. Designated locations for long-term evacuations are affected by time of day, location of the building being evacuated, the availability of the various designated emergency gathering locations on campus, and other factors such as the location and nature of the threat. Police, Student Affairs staff and Residence Life staff on the scene will communicate information to students regarding the developing situation or any evacuation status changes. In addition to educating the occupants of each building about the evacuation procedures during the drills, the process also provides the University an opportunity to test the operation of fire alarm system components.

Evacuation drills for residence halls are monitored by DEHS and Student Affairs staff. Recommendations for improvements may be submitted to the appropriate departments/offices for consideration. UTPA has protocols for assisting people with different disabilities for safe evacuation.

Emergency Notification Procedures

If UTPA PD confirms there is an immediate threat to the health or safety of some or all of the members of the campus community, UTPA PD will determine the content of the message and will use some or all of the methods described above to communicate to the campus community or appropriate segment of the campus community. The University will, without delay and taking into account the safety of the community, determine the content of the emergency message and initiate the emergency messaging system, unless issuing a message will, in the judgment of UTPA PD or other responsible authorities, compromise efforts to assist a complainant or to contain, respond to, or otherwise mitigate the emergency situation. The warnings typically consist of the following elements: a short description and location of the incident; actions the recipient needs to take to avoid harm; and how follow-up information will be provided.

BRONC ALERT

UTPA maintains multiple systems, collectively known as BRONC ALERT, for alerting the University community about campus emergencies, including via telephone, text messages, email, visual displays on computer and television screens throughout campus. These notices also post to the University website. In the event of a campus emergency, a BRONC ALERT message will give pertinent emergency information and protective actions to all members of the UTPA campus community *who have not opted out of the program*. For more information, visit utpa.edu/emergency.

In addition, in the case of an emergency the University can activate an announcement via a public announcement system and can communicate with many buildings through voice announcements from the UTPA PD communications center. The university may also elect to alert the media to obtain assistance in disseminating information.

Emergency messaging primarily will be used for situations that pose an immediate threat to the health or safety of students or employees on campus or for an event that necessitates the closing of an entire campus (e.g., severe weather, chemical spills, fires, and crimes.) Emergency messages about criminal activity generally will not be sent unless it is decided that there is an imminent threat of danger. In those cases where a crime has been reported and UTPA PD determines that although there is no immediate threat, the crime still represents a serious or ongoing threat to the campus community, a Timely Warning/Crime Alert will be issued (reference Pg. 32 for additional information). The emergency messaging system is provided in addition to existing emergency notification procedures and does not replace or eliminate any other emergency notification system (e.g., fire alarms, tornado sirens). The University will provide follow-up information to the community as appropriate, including via the University's website.

Timely Warning

In the event that a crime occurs on the UTPA campus, or on public property surrounding campus, and in the judgment of the UTPA Police Department (UTPA PD) that crime constitutes a serious or on-going threat to the campus community, a Timely Warning/Crime Alert will be issued by the University. The purpose of a Crime Alert is to provide to individuals information about the incident that will: enable persons to protect themselves; heighten safety awareness; aid in the prevention of similar crimes; and, seek information that will lead to an arrest and conviction of the perpetrator.

Whether an incident triggers the need for a Crime Alert is considered on a case-by-case basis. Factors that are considered include: the type of alleged crime (including whether the offense is a Clery reportable offense); the facts of the incident (including where and when the incident occurred); when the incident was reported; and, the extent of information known by UTPA PD. For example, if an assault occurs between two students who have a disagreement, there may be no on-going threat to other University of Texas-Pan American community members and a Crime Alert would not be necessary. In cases involving sexual assault, if the report of the assault is reported long after the incident occurred, there may not be the ability to distribute a “timely” warning notice to the community.

Every attempt will be made to distribute a Crime Alert soon after the incident is reported; however, the release of the Crime Alert is subject to the availability of facts concerning the incident.

Crime Alerts are distributed to students, faculty and staff via a blast e-mail and are posted on the University Police Department's website. Crime Alert e-mails typically include:

1. A succinct statement of the incident.
2. Possible connection to previous incidents, if applicable.
3. Physical description of the suspect, if available.
4. Date and time the bulletin was released.
5. Other relevant and important information.
6. Appropriate safety tips.

Crime Alerts shall not include the names of complainants.

Emergency Notification v. Timely Warning

If there is an immediate threat to the health or safety of students or employees occurring on campus, UTPA will follow its Emergency Notification Procedures. No Timely Warning/Crime Alert based on the same circumstance will be issued. However, follow-up information will be disseminated to the community as needed.

Additional Communication

In the event of a significant on-campus emergency or dangerous situation involving an immediate threat to the health or safety of students, faculty or staff, the University will also post information on its homepage at www.utpa.edu. UTPA's Office of Marketing and Communications is charged with notifying the media in the event of an emergency. Updated information will be posted to the University's website and provided to the media as available.

12 Sex Offender Registry Information

The Texas Department of Public Safety (DPS) maintains the Sex Offender Registration Database for the State of Texas. All sex offenders in the State of Texas are required by Chapter 62 of the Texas Code of Criminal Procedure to register with the local law enforcement agency where they reside. This information is then placed in the DPS sex offender database which may be accessed by the public at <https://records.txdps.state.tx.us/soSearch/default.cfm>. Sex offenders who are enrolled at UTPA must register at UTPA PD every semester and meet with a Dean of Students representative upon their first semester of attendance. UTPA students who are on the sex offender registry database can be found on the UTPA PD website (utpa.edu/police).

13 Drug Free School and Communities Notice

General Information

The University of Texas-Pan American is a drug-free school and complies with the Drug Free Work-place Act of 1990. The Drug Free School and Communities Act of 1989 requires institutions of higher education to adopt and implement programs to prevent the unlawful possession, use, or distribution of illicit drugs and alcohol. Information concerning these programs must be distributed to students

annually. For information regarding these policies please refer to the following: Drug Free School and Communities Act provided by the Office of the Dean of Students at utpa.edu/srr (proposed location)

UTPA is committed to maintaining a safe and healthy environment for the campus community. Alcohol and other drugs should not interfere with the University's educational mission. All UTPA students, faculty members, staff members, administrators and visitors are subject to local state and federal laws regarding the unlawful possession, distribution, or use of alcohol or illegal drugs.

Associated Risks of Substance Abuse Penalties*(*detailed in Appendix B)

Alcohol

Effects of Occasional and Extended Use:

Liver disease, heart disease, pancreatitis, cirrhosis of the liver, hepatitis, Fetal Alcohol Syndrome, slowed reaction, high blood pressure, stroke, birth defects, cancer of the esophagus, mouth, throat, and larynx (voice box), breast cancer, colon cancer, rectal cancer, unconsciousness, memory loss, impotence, weight gain, premature aging, bad breath, infertility, heart attacks, stomach ulcers, colitis, unconsciousness.

Marijuana

Effects of Occasional and Extended Use:

Memory and learning difficulties, distorted perception; difficulty in thinking and problem solving; loss of coordination; and increased heart rate, heart attack, burning and stinging of the mouth and throat, heavy cough, respiratory illnesses, cancer of the respiratory tract and lungs, decreased immune system functioning, depression, anxiety, personality disturbances, altered neurological development in infants, drug craving, irritability, sleeplessness, increased aggression

Cocaine & Crack Cocaine

Effects of Occasional and Extended Use:

Constricted peripheral blood vessels, dilated pupils, and increased temperature, heart rate, and blood pressure, restlessness, irritability, and anxiety, paranoia, depression, ulceration of the mucous membrane of the nose, cardiac arrest or seizures, respiratory arrest

Heroin, Opium, Morphine, Codeine and Demerol

Effects of Occasional and Extended Use:

Fatal overdose, spontaneous abortion, collapsed veins, infectious diseases including HIV/AIDS and hepatitis, infection of the heart lining and valves, abscesses, cellulitis, liver disease, pulmonary complications, pneumonia, cellular tissue death, malnutrition, low blood pressure, seizures

Lysergic Acid Diethylamide (LSD), Phencyclidine (PCP)

Effects of Occasional and Extended Use:

Dilated pupils, higher body temperature, loss of appetite, sleeplessness, dry mouth, tremors, blocked speech, psychosis, extreme image distortion, violent behavior, flashbacks, hallucinations, increased

heart rate and blood pressure, flushing, sweating, dizziness, numbness, drowsiness, convulsions, coma, heart and lung failure, ruptured blood vessels in the brain, death, affects memory, perception, concentration and judgment, paranoia, fearlessness, anxiety, may affect hormones related to growth, nausea, blurred vision, vomiting, drooling, loss of balance, delusions, catatonia, depression, weight loss

MDMA (Ecstasy)

Effects of Occasional and Extended Use:

Confusion, depression, sleep problems, severe anxiety, and paranoia, muscle tension, involuntary teeth clenching, nausea, blurred vision, faintness, and chills or sweating, increases in heart rate and blood pressure, brain damage, drug craving, rapid eye movement, acne-like rash, liver damage, Parkinson's disease – stimulant (like amphetamine) and hallucinogenic (like LSD) effects

Barbiturates and Tranquilizers

Effects of Occasional and Extended Use:

Shallow breathing, slurred speech, sluggishness, fatigue, disorientation, lack of coordination, dilated pupils, disinhibition, sleepiness, impairs memory, judgment and coordination, irritability, paranoid and suicidal ideation, depression of the respiratory center in the brain resulting in death, tremors, elevated blood pressure and pulse, sweating, seizures, emotional instability, vision problems, sexual dysfunction, chronic tiredness, menstrual irregularities, breathing disorders, hallucinations, vomiting, sleep and eating disorders

Gamma Hydroxy Butyrate (GHB)

Effects of Occasional and Extended Use:

Coma and seizures, nausea and difficulty breathing, insomnia, anxiety, tremors, sweating, unconsciousness

Rohypnol ("Roofies")

Effects of Occasional and Extended Use:

Amnesia, death, muscle reaction, seizures, dependence, blackouts, dizziness, disorientation, nausea, decreased blood pressure, visual disturbances, gastrointestinal disturbances, urinary retention, headache, muscle pain, extreme anxiety, tension, restlessness, confusion, irritability, numbness, tingling, loss of identity, hallucinations, delirium, convulsions, shock, cardiovascular collapse

Ketamine ("Special K")

Effects of Occasional and Extended Use:

Dream-like states and hallucinations, delirium, amnesia, impaired motor function, high blood pressure, depression, and potentially fatal respiratory problems

Inhalants

Effects of Occasional and Extended Use:

Unconsciousness, heart failure and death, suffocation, hearing loss, peripheral neuropathies or limb spasms, central nervous system or brain damage, bone marrow damage, liver and kidney damage, blood oxygen depletion, Kaposi's sarcoma

Note: Distribution of controlled substances in or near schools and colleges can result in penalties twice the regular penalty for the same offense. Trafficking in drugs can result in forfeiture of property including motor vehicles, vessels, money, real property and other personal property.

Note: Use of ANY controlled substance to aid in committing a crime of violence (including sexual assault) is a violation of federal law that could be prosecuted in addition to the underlying crime. Penalties may be as great as 20 years in prison with the penalties increased if the perpetrator has a prior conviction or if death or serious bodily injury results from the use of the controlled substance.

University Sanctions - Students

Unauthorized consumption, possession or distribution of alcohol is a violation of section HOP 4.9.1-Alcoholic Beverages and HOP 5.5.2 (C) 11 – Prohibited Acts and Practices of the University Student Code of Conduct, located in University Handbook of Operating Procedures (HOP). Sanctions may include, but are not limited to, attendance at workshops, educational sanctions, disciplinary probation, removal from the residence halls, strict disciplinary probation – including loss of privileges, suspension, dismissal, and other sanctions appropriate to the violation. Possession, use or distribution of marijuana or any narcotic, hallucinogenic or other drug in either the refined or crude form which is prohibited by law is a violation of HOP section (5.5.2 C.5) of the University Student Code of Conduct. Sanctions will include a minimum of a one semester suspension in addition to other sanctions that may apply upon return to campus. These may include, but are not limited to, attendance at workshops, educational sanctions, disciplinary probation, and removal from the residence halls, strict disciplinary probation – including loss of privileges, and other sanctions appropriate to the violation. For more information about alcohol and other drugs policy, see: HOP 4.9.1 – Alcoholic Beverages available at <http://www.utpa.edu/hop/policies/?4.9.1> and Student Code of Conduct available at HOP 5.5.2 – Prohibited Acts and Practices available <http://www.utpa.edu/hop/policies/?5.5.2>.

University Sanctions - University Employees

Employees who are under the influence, possess, use or furnish alcohol to a minor violate HOP 4.8.1 and HOP 4.9.1 and may receive appropriate sanctions, up to and including termination. Possession or use of illegal drugs on University property or any other property where University business is being carried out is a violation of University rules HOP 4.8.1. Unlawful manufacture, distribution, dispensing, possession, or use of any drug or controlled substance is a violation of University rule HOP 4.8.1. Employees who violate these rules may be subject to sanctions up to and including termination. For more information about the University's Alcohol Policy and the University's Drug Free Workplace Policy see <http://www.utpa.edu/hop/policies/?4.8.1>.

Resources - Students

Information and services are available for students at: Student Health Services (956-665-2511) which is located in the Student Health Center; no appointment is required. Substance Abuse Services are provided through the Counseling and Psychological Services (956-665-2574) program in the University Center office #109. Services offered include triage, intake, screening and assessment for substance

abuse, mental health, and co-occurring problems. Services also include individual and group counseling for issues related to abuse, addiction recovery, and recovery maintenance. These services include referrals for education and other support services within the university community and the community at large. All clinical services in substance abuse are provided by an experienced and licensed addiction therapist.

In addition, Peer to Peer education and prevention is provided by the Bronc BACCHUS peer education group which provides educational programs and activities such as:

- TIPS Training
- Bronc Health Info Fairs
- Sexual Responsibility Under The Influence
- ACOA Syndrome Awareness
- Karaoke Night Alcohol Awareness
- Arrive Alive
- Sexual Assault Awareness Month and events such as National Collegiate Alcohol Awareness Week and Safe Spring Break Week

The Peer education group Bronc BACCHUS is focused on promoting a positive campus community that reflects the attitudes, behaviors, and values of a healthy lifestyle.

Resources - Employees

The UT - Employee Assistance Program (UTEAP) is a service available to all employees of The University of Texas-Pan American. It provides confidential, professional assistance to help employees and members of their households resolve problems that affect their personal lives or job performance, including assistance with alcohol and other drug abuse concerns. For more information, contact Human Resources Benefits Administration or visit the UTEAP website at <http://www.uthouston.edu/uteap/>

On Campus Support and Resources (available to students)

Office	Contact Information
Counseling and Psychological Services	(956) 665-2574
Student Health Services	(956) 665-2511
Zen Recovery Center	(956) 665-2574
UTPA PD	(956) 665-7151

Community Resources

Office	Contact Information	Location
Palmer Drug Abuse Program	(956) 687-7714	115 N. 9 th Street, McAllen, TX
Behavioral Health Solutions of South Texas (Most commonly known as Rio Grande Valley Council)	(956) 787-7111	5510 N. Cage Blvd, Pharr, TX
Al-Anon/Alcoholics Anonymous	(956) 213-5300 or (956) 544-8530	
Tropical Texas Behavioral Health	(956) 289-7000 or 1-800-813-1233	1901 S. 24 th Avenue, Edinburg, TX

South Texas Behavioral Health	(956) 388-1300	2102 W. Trenton Rd, Edinburg, TX
Valley Aides Council	(956) 668-1155	601 N. McColl Rd, McAllen, TX
Mujeres Unidas	(956) 630-4878	511 N. Cynthia St, McAllen, TX

Hotlines/Online Resources

Title	Contact Information	Email
SAMHSA's National Helpline	1-800-662-HELP (4357)	beta.samhsa.gov/find-help/national-helpline
National Suicide Prevention Lifeline	1-800-273-TALK (8255)	suicidepreventionlifeline.org
Behavioral Health Treatment Services Locator		findtreatment.samhsa.gov
RAINN Hotline	800-656-HOPE (4673)	rainn.org/get-help/national-sexual-assault-hotline
Mujeres Unidas Hotline	1-800-580-4879	
Not Alone – Together Against Sexual Assault		notalone.gov
National Sexual Assault Hotline	800-656-4673	
Love is Respect	866-331-9474	
National Domestic Violence Hotline	800-799-7233	

14 Fire Safety Report

The Higher Education Opportunity Act (HEOA) was signed into law in August 2008 and contains several crucial campus safety components. One of the main provisions of the HEOA is the Campus Fire Safety Right-to-Know Act, which calls for all Title IV eligible institutions that participate in Title IV programs and maintain on-campus student housing facilities to publish an annual fire safety report that outlines fires safety systems, policies, practices, and statistics. The following information discloses all information required by HEOA as it relates to the University of Texas - Pan American for calendar year 2013 (01/01/13 to 12/31/13).

All of the respective information contained in this document is available by:

- Visiting or contacting the Department of Environmental Health and Safety (DEHS),
- Contacting the DEHS at (956) 665-3690 or by,
- Accessing the following website: utpa.edu/safety

Reporting Fires and Evacuation

The following outlines the specific instructions in the event you discover a fire:

- If a fire is noticed, make the decision to extinguish the fire or immediately exit the building.

- **Do not** try to extinguish the fire unless you have access to an inspected fire extinguisher, and you have been properly trained in the use of the fire extinguisher.
- **Do not** fight the fire if it is already beginning to spread beyond the location where it started, if you can't fight the fire with your back to an exit, or if the fire can block your only exit.
- If you are successful in extinguishing the fire, immediately notify the UTPA PD.
- If you choose to exit the building, on the way out of the building, pull a fire alarm system pull station. It may be necessary to break the glass or raise the pull station cover in order to pull the alarm. **Remember that an alarm may also sound when the pull station cover is raised, however, the main alarm is not sounded in this case and it is necessary to activate the alarm.** Some common locations of pull stations are at stairwell doors and exits. By sounding the alarm, occupants of the building are notified of a fire hazard and should evacuate the building. In addition, the University Police, Department of Environmental Health and Safety and the City of Edinburg Fire Department are notified immediately in the event that the alarm is sounded.
- Ensure that you make yourself available to the appropriate authorities to provide information regarding the location and source of the fire.

Have an Exit Strategy

UTPA continued the Have An Exit Strategy (HAES) program established in 2010, which promotes self-awareness and self-responsibility by the students, staff and visitors at each University. It utilizes multilevel instruction to introduce and reinforce the message 'Be aware of your surroundings and placement of exits where you "Live, Work and Play!" In addition to public safety, adopting and utilizing this program will assist UTPA in meeting the requirements for the Federal Legislation on University Fire Safety as well as the Texas Legislation of Risk Management for Campus Organizations.

Reported Fires

The following table is a compilation of fires that occurred on campus property during 2014. It includes statistics outlining the number of fires, the cause of the each fire, the number of injuries and deaths related to the fire and the value of property damage related to the fire.

Date	Location	Type/Cause	Number of related injuries resulting in treatment at a medical facility	Related Deaths	Property Dam-age	Value of property damage
No Fires Reported For 2013						

Heritage Hall, Troxel Hall, Unity Hall are fully equipped with wet sprinkler systems, an automatic alarm system, strobe lights, heat and/ or smoke detectors, etc., in all areas. Hard-wired smoke detectors are

included in each dorm room. For redundancy, the fire alarm system in each one of the facilities is directly wired to both the University Police Headquarters and the University Thermal Energy Plant. All systems are in compliance with the current regulatory requirements. Each hall is equipped with fire extinguishers in common areas. All fire extinguishers are inspected on a monthly basis by a certified contractor and are on a 6-year maintenance schedule for hydrostatic testing or recharging, when needed.

Bronc Village Apartments are equipped with a fire extinguisher in the kitchen area and outside each apartment and hard wired smoke detectors near the sleeping areas. Fire extinguishers are inspected annually and provided a 6-year maintenance hydrostatic testing or recharging when needed. Each smoke detector is cleaned, inspected and tested for operation three times a year between semesters. All residents are requested to notify the Resident Assistant (RA) if there are problems with the smoke detectors or if the fire extinguisher has been discharged.

Student Housing Fire Safety Systems Chart:

Residence Halls	Number of Beds	Sprinkler or Fire Suppression	Sprinkler in Storage and Trash Room	Detection Type (Heat/Smoke)	Fire Alarm Sound	Strobe Lights (Yes/No)
Heritage	192	Yes	Yes	Smoke	Yes	Yes
Troxel	80	Yes	Yes	Smoke	Yes	Yes
Unity	396	Yes	Yes	Heat & Smoke	Yes	Yes
Bronc Village	212	No	No	Smoke	Yes	Yes

UTPA conducts a minimum of three fire drills in each residence hall per academic year. A drill is conducted in the summer, fall and spring semesters. Additional fire drills are conducted to address the camps that are held on the UTPA campus in the summer session to ensure that new employees and children attending camps are familiar with the fire safety policies at the university. The following table out-lines the student housing locations, the minimum number of drills conducted in each location on an annual basis, and the designated assembly area.

UTPA Residence Halls, Annual Number of fire drills, and Designated Assembly Areas.

All residence hall advisors and camp counselors are trained to be evacuation assistants. Training is conducted at the beginning of the fall, spring, and summer semesters. When the fire alarm is activated, the evacuation assistants are trained to guide all residents to the nearest exit, and assemble 150 feet away from the building upwind of any fire and away from any emergency crews, to pre-determined assembly areas. Assembly areas are subject to change, however, depending on the circumstances related to the fire. Evacuation assistants are required to wear orange vests so they can be easily identified, and provide appropriate information to the emergency crews upon arrival to the scene of the fire. All residents are mandated to immediately evacuate the building by following the fire drill procedures outlined in the UTPA Emergency Response Plan and the UTPA Guide to Campus Living.

Residence	Minimum # of Fire Drills Per Year	Assembly Area(s)
Heritage Hall	3	East side towards the covered walk-way.

Troxel Hall	3	East side towards the covered walk-way.
Unity Hall	3	North side Bronc village parking lot and West side of the PD parking lot Q1.
Bronc Village	3	North-west side of the apartments.

All fire drills and false alarms resulting in the evacuation of the dorms or apartments are evaluated by the DEHS in respect to the following criteria:

- Was the total time to exit less than five minutes?
- Did police arrive within two minutes?
- Did all persons exit the building in orderly fashion?
- Did all persons assemble 150 feet from the building upwind of the fire?
- Were doors and exit doors properly shut?
- Did the evacuation assistants perform their respective duties?
- Did all alarms and emergency lights work properly?
- Were all persons accounted for?

An evaluation form is completed and a copy is provided to all stakeholders in the process including the DEHS (fire safety management), Facilities (fire alarm systems), University Police (response), and the Director of Residence Life (evacuation). In the event that any aspect of the process is not adhered to (e.g. total time to exit), then the drill is conducted again at a later time to ensure that all respective systems are in place.

Smoking Policy

Smoking: all forms of tobacco, including but not limited to, cigarettes, cigars, pipes, water pipes (hookah), bidis, kreteks and electronic cigarettes, in all residential facilities (including Bronc Village) is prohibited and includes lobbies, courtyards, offices, rooms, bathrooms, hallways, stairwells, and balconies. Additionally, a 20 foot smokeless perimeter must be maintained from any building entrance. If you wish to smoke, you must move the required distance away from any door or window to the residence halls or apartments. Residents who use smokeless tobacco products are required to maintain proper health standards and disposal procedures at all times.

Open Flames

The use of candles (including birthday candles), incense, oil lamps, or any other item using an open flame is strictly prohibited in the residence halls.

Portable Space Heaters

Since great care must be taken to utilize portable heaters properly, their use is discouraged on campus. All portable space heaters are required to be approved by the DEHS prior to use. For the safety of all residents, use and/or possession of these appliances in the residence halls are prohibited.

Portable Appliances

The following portable appliances are prohibited from use in all residence hall rooms:

- Space heaters

- Air conditioners
- Electric blankets
- George Forman grills/propane grills
- Deep fat fryers
- Charcoal burners
- Microwave ovens
- Heaters
- Hot pots
- Sun lamps
- Halogen, spider & oil lamps
- Toaster ovens
- Coffee pots without an automatic shut-off
- Refrigerators that are not UL approved with a three-pronged plug with a maximum capacity of 2.5 feet
- Blenders
- Rice cookers
- Crock pots
- Electric skillets/griddles
- *Any other appliances with an open heating element, moving sharp edges, or other moving/electric parts

The following are permitted appliances that can be used in all residence hall rooms:

- Heat controlled hot pots
- Auto shut-off coffee makers
- Refrigerators no larger than 3.1 cubic feet (Heritage and Troxel Hall residents may bring their own refrigerator)

Furnishings

Residents are permitted to bring personal items such as rugs, throw pillows, curtains, and bedspreads. However, all tapestry, window curtains and rugs must have a fire retardant/flame retardant label (NFPA 701, ASTM E-84) affixed to the fabric. Residents are not permitted to drape or cover lights or ceilings in any manner. Paper or other flammable decorations (posters, collages, etc.) should be used in moderation.

Decorations

Decorations including, but not limited to, boxes, cardboard, mazes, hay, bamboo, cotton batting, straw, vines or pallets are prohibited in the residence halls. The use of live Christmas trees is prohibited in the residence halls. Any electrical decorations, which may be used on Christmas trees must be UL listed and approved by the DEHS. Halogen lamps and string lights are not allowed. Routine inspections of Christmas decorations are conducted by the Department of Environmental health and Safety. Prior to the holiday season, a letter reinforcing the policies is issued to the Residence Life Office.

Extension Cords The use of extension cords is discouraged in all residence halls, however, if an extension cord must be used; there are several guidelines that must be followed.

- All extension cords must have a surge protector be UL listed and approved.
- All extension cords must only be used within the appropriate rating

- If a cord on the appliance being used has a three-pronged adapter, the extension cord must also be three pronged.
- Splicing together of extension cords, nor the plugging together of multiple extension cords is not allowed.
- Extension cords may never be run under rugs or carpet or through walkways or windows.
- An extension cord that is damaged or frayed is required to be replaced.

Employees

All employees potentially involved in responding to an emergency (DEHS, Physical Plant, University Police, Residence Hall employees) or involved with activities that involve the use of ignition sources are mandated to attend Fire and Life Safety Training which include evacuation assistant training and fire extinguisher training. In addition, fire safety training is included in other mandated course such as laboratory safety. For those employees that are not directly related to emergency response a variety of fire and life safety training programs are available to all UTPA on a voluntary basis. DEH&S maintains a library of videotapes that are available on loan to departments, free of charge. Routine fire safety training is provided on a monthly basis and all UTPA faculty, staff and students are invited to attend. The training includes fire and life safety, emergency planning, emergency evacuation and portable fire extinguisher.

Evacuation Assistants

All evacuation assistants are mandated to attend Evacuations Assistant training prior to assuming the respective responsibilities. Training includes Fire and Life safety, evacuation procedures, evacuation procedures for the disabled and fire extinguisher training.

Students

The DEHS and Residential Life work together each year to provide fire and life safety education to students living on campus. Residential Advisors attend fire and life safety training three times a year. Students receive fire safety training during the beginning of the fall semester or orientation sessions. In addition, students are reminded about fire evacuation procedures during hall meetings, floor meetings, and after problems occur during fire drills and accidental activation of the alarm.

At the current time, all facilities are in compliance with National Fire Protection Association (NFPA) Standards.

Future Fire Safety Initiatives

The University continually strives to improve campus fire safety. All new building construction and renovations are completed in accordance with applicable fire codes. All buildings that do not have a Fire sprinkler system, and undergo significant renovation are having Fire sprinkler systems installed in accordance with NFPA rules and regulations.

As per federal law, The University of Texas Pan American is required to annually disclose statistical data on all fires that occur in on-campus student housing facilities. Listed below are the **non-emergency** numbers to call to report fires that have already been extinguished in on-campus student housing. These are fires for which you are unsure whether the UTPA Police Department may already be aware of. If you find evidence of such a fire or if you hear about such a fire, please contact one of the following:

Office	Contact Information
UTPA PD	(956) 665-7151
Department of Environmental Health and Safety (during normal business hours)	(956) 665-3690

15 2014 Clery Statistics

UTPA 2014 Clery Primary Statistics (2013, 2012, and 2011)

The following tables contain statistics for crimes reported at locations owned or leased by UTPA, including the Main Campus and all satellite facilities.

Crimes Reported	Year	Campus (not including residence facility)	Campus (residence facilities only)	Campus Total	Non-Campus	Public Property	Total
Aggravated Assault	2013	0	1	1	0	1	2
	2012	1	0	1	0	0	1
	2011	1	0	1	0	0	1
Arson	2013	0	0	0	0	0	0
	2012	1	0	1	0	0	1
	2011	0	0	0	0	0	0
Burglary	2013	3	1	4	1	0	5
	2012	3	4	7	1	0	8
	2011	2	2	4	0	0	4
Manslaughter Negligent	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Murder and Non-Negligent Manslaughter	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Motor Vehicle Theft	2013	3	0	3	0	0	3
	2012	0	0	0	0	0	0
	2011	1	0	1	0	0	1
Robbery	2013	0	0	0	0	0	0
	2012	1	0	1	0	0	1
	2011	0	0	0	0	0	0
Sex Offense Forcible	2013	3	2	5	0	0	5
	2012	1	1	2	0	0	2
	2011	0	0	0	0	0	0
Sex Offense Non-Forcible	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0

Crimes Reported	Year	Campus (not including residence facility)	Campus (residence facilities only)	Campus Total	Non-Campus	Public Property	Total
Domestic Violence	2013	3	0	3	0	0	3
	2012	n/a	n/a	n/a	n/a	n/a	n/a
	2011	n/a	n/a	n/a	n/a	n/a	n/a
Dating Violence	2013	3	2	5	0	0	5
	2012	n/a	n/a	n/a	n/a	n/a	n/a
	2011	n/a	n/a	n/a	n/a	n/a	n/a
Stalking*	2013	7	4	11	0	0	11
	2012	n/a	n/a	n/a	n/a	n/a	n/a
	2011	n/a	n/a	n/a	n/a	n/a	n/a

*Stalking is based on the U.S. Department of Justice definitions and may include property damage, internet based harassment, spreading rumors and/or using public records to search for a victim's information.

Crimes Reported	Year	Campus (not including residence facility)	Campus (residence facilities only)	Campus Total	Non-Campus	Public Property	Total
Arrests							
Alcohol Law Violations	2013	1	4	5	0	1	6
	2012	1	1	2	0	2	4
	2011	1	0	1	0	4	5
Drug Law Violations	2013	9	10	19	0	12	31
	2012	9	6	15	0	10	25
	2011	14	12	26	0	9	35
Weapon Law Violations	2013	1	1	2	0	1	3
	2012	3	0	3	0	1	4
	2011	0	0	0	0	0	0
Judicial Referrals							
Alcohol Law Violations	2013	0	2	2	0	0	2
	2012	0	4	4	0	0	4
	2011	1	22	23	0	0	23
Drug Law Violations	2013	0	6	6	0	0	6
	2012	2	5	7	0	0	7
	2011	4	21	25	0	0	25
Weapon Law Violations	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0

UTPA 2014 Clery on Campus Hate Crime Statistics (2013, 2012, and 2011)

The following table contains hate crime statistics reported on the UTPA Main Campus, not including residential facilities.

Crimes Reported	Year	Race	Religion	Sexual Orientation	Gender	Disability	Ethnicity/National Origin
Aggravated Assault	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Arson	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Burglary	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Manslaughter Negligent	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Murder and Non- Negligent Manslaughter	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Motor Vehicle Theft	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Robbery	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Sex Offense Forcible	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Sex Offense Non-Forcible	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0

Crimes Reported	Year	Race	Religion	Sexual Orientation	Gender	Disability	Ethnicity/National Origin
Larceny-Theft	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Simple Assault	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Intimidation	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Property Damage Destruction Vandalism	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Domestic Violence	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Dating Violence	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Stalking	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0

UTPA 2014 Clery Residential Hate Crime Statistics (2013, 2012, and 2011)

The following table contains statistics for hate crimes reported at UTPA residential facilities.

Crimes Reported	Year	Race	Religion	Sexual Orientation	Gender	Disability	Ethnicity/National Origin
Aggravated Assault	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Arson	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Burglary	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Manslaughter Negligent	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Murder and Non-Negligent Manslaughter	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Motor Vehicle Theft	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Robbery	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Sex Offense Forcible	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Sex Offense Non-Forcible	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0

Crimes Reported	Year	Race	Religion	Sexual Orientation	Gender	Disability	Ethnicity/National Origin
Larceny-Theft	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Simple Assault	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Intimidation	2013	0	0	0	0	0	0
	2012	0	0	1	0	0	0
	2011	0	0	0	0	0	0
Property Damage Destruction Vandalism	2013	0	0	0	0	0	0
	2012	0	0	1	0	0	0
	2011	0	0	0	0	0	0
Domestic Violence	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Dating Violence	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Stalking	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0

UTPA 2014 Clery Public Property Hate Crime Statistics (2013, 2012, and 2011)

The following table contains statistics for hate crimes reported on public property immediately adjacent to the UTPA Main Campus.

Crimes Reported	Year	Race	Religion	Sexual Orientation	Gender	Disability	Ethnicity/National Origin
Aggravated Assault	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Arson	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Burglary	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Manslaughter Negligent	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Murder and Non-Negligent Manslaughter	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Motor Vehicle Theft	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Robbery	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Sex Offense Forcible	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Sex Offense Non-Forcible	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0

Crimes Reported	Year	Race	Religion	Sexual Orientation	Gender	Disability	Ethnicity/National Origin
Larceny-Theft	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Simple Assault	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Intimidation	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Property Damage Destruction Vandalism	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Domestic Violence	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Dating Violence	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Stalking	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0

UTPA 2014 Clery Non Campus Property Hate Crime Statistics (2013, 2012, and 2011)

The following table contains statistics for hate crimes reported at UTPA satellite facilities *not* located on or near the UTPA Main Campus, including the Alumni Center, CESS Building, Costal Studies Lab, McAllen Teaching Site, McAllen Transfer Center, Starr County Site, TSC Classrooms, University Financial Services and the Visual Arts Center.

Crimes Reported	Year	Race	Religion	Sexual Orientation	Gender	Disability	Ethnicity/National Origin
Aggravated Assault	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Arson	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Burglary	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Manslaughter Negligent	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Murder and Non-Negligent Manslaughter	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Motor Vehicle Theft	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Robbery	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Sex Offense Forcible	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Sex Offense Non-Forcible	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0

Crimes Reported	Year	Race	Religion	Sexual Orientation	Gender	Disability	Ethnicity/National Origin
Larceny-Theft	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Simple Assault	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Intimidation	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Property Damage Destruction Vandalism	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Domestic Violence	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Dating Violence	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0
Stalking	2013	0	0	0	0	0	0
	2012	0	0	0	0	0	0
	2011	0	0	0	0	0	0

Appendix A – Clery Definitions

Bias

A pre-formed negative opinion or attitude toward a person or group of people because of their ethnicity, race, national origin, religion, gender, sexual orientation or disability (varied ability) or based upon the perception that the person or group has one or more of those characteristics.

Criminal Homicide

- Murder and Non-negligent Manslaughter: The willful (non-negligent) killing of a human being by another.
- Negligent Manslaughter: The killing of person through gross negligence.

Sex Offense (Forcible)

Any sexual act directed against another person without the person's consent.

- Rape: Penetration or attempted penetration, however 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.
- Sexual assault: The attempted touching or touching of the intimate parts (sexual organs, anus, groin, breasts or buttocks) of another person.
- Sodomy: Oral or anal sexual intercourse with another person, forcibly and/or against that person's will; or not forcibly against the person's will where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental or physical incapacity.
- Fondling: The of the private body parts of another person for the purpose of sexual gratification, forcibly and/or against that person's will or; not forcibly against the person's will where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental or physical incapacity.
- Sexual Assault with an Object: The use of an object or instrument to unlawfully penetrate, however slightly, the genital or anal opening of the body of another person, forcibly and/or against that person's will; or not forcibly against the person's will where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental or physical incapacity.

Sex Offense (Non-forcible)

Any attempted or completed unlawful, but consensual sex act with a person.

- Incest: Sexual intercourse between persons who are related to one another within the degrees wherein marriage is prohibited.
- Statutory rape: Intercourse with a person who is under the age of consent.

Domestic Violence

Violent misdemeanor and felony offenses committed by the victim's current or former spouse, current or former cohabitant or person protected under the domestic or family violence law.

Dating Violence

Violence by a person who has been in a romantic or intimate relationship with the victim.

Stalking

A course of conduct directed at a specific person, that would cause a reasonable person to fear for her, his, or others' safety, or to suffer substantial emotional distress.

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 forces or violence and/or by putting the victim in fear.

Aggravated Assault

An unlawful assault or attempted assaulted by one (or more) persons of another for the purpose of inflicting severe or aggravated bodily injury.

Burglary

The unlawful entry (or attempt to enter) into a defined structure with the intent to commit a theft or any felony. (Excludes vehicle burglary)

Motor Vehicle Theft

The taking of a motor vehicle (as defined) without the consent of the owner with the intent to either permanently or temporarily deprive the owner of the vehicle. (Includes attempts)

Arson

The willful or malicious burning or attempt to burn (w/o the intent to defraud) a dwelling, house, public building, motor vehicle or aircraft, or personal property of another. (Includes attempts)

Drug

Laws or ordinances regulate possession, sale, use, growing, manufacturing, and making of narcotic drugs. The relevant substances include: opium or cocaine and their derivatives (morphine, heroin, codeine); marijuana; synthetic narcotics (Demerol, methadones); and dangerous nonnarcotic drugs (barbiturates, Benzedrine).

Weapons

Violations of laws or ordinances regulating weapons.

Hate Crime

A criminal act involving one/more of the listed crimes which was motivated by bias against any person or group of persons, or the property of any person or group of persons.

- Larceny-Theft: The unlawful taking, carrying, leading or riding away of property from the possession or constructive possession.
- Simple assault: An unlawful physical attack by one or more persons upon another where neither the offender displays a weapon, nor the victim suffers obvious severe or aggravated bodily injury.
- 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, damage, deface, or otherwise injure real or personal property

Appendix B –Penalties for Drug Use

Marijuana

Possession

Amount	Penalty/ Fine	Imprisonment
Two ounces or less	Class B misdemeanor/ A fine not to exceed \$2,000	Confinement in jail for no more than 180 days
Four ounces or less but more than two ounces	Class A misdemeanor/ A fine not to exceed \$4,000	Confinement in jail for a term not to exceed one year
Five pounds or less but more than four ounces	State jail felony/ A fine not to exceed \$10,000	Imprisonment for not more than two years or less than 180 days
50 pounds or less but more than 5 pounds	3rd degree felony/ A fine not to exceed \$10,000	Imprisonment for not more than 10 years or less than 2 years
2,000 pounds or less but more than 50 pounds	2nd degree felony/ A fine not exceed \$10,000	Imprisonment for not more than 20 years or less than 2 years
More than 2,000 pounds	A fine not to exceed \$50,000	Imprisonment for life or for a term of not more than 99 years or less than 5 years

Delivery

Amount	Penalty/Fine	Imprisonment
One-fourth ounce or less (gift)	Class B misdemeanor/ a fine not to exceed \$2,000	Confinement in jail for no more than 180 days
One-fourth ounce or less (receives remuneration)	Class A misdemeanor/ a fine not to exceed \$4,000	Confinement for no more than one year
five pounds or less but more than one-fourth ounce	State jail felony/ A fine not to exceed \$10,000	Confinement in a state jail for any term of not more than two years or less than 180 days
50 pounds or less but more than five pounds	2nd degree felony/ A fine not exceed \$10,000	Confinement in jail for a term of not more than 20 years or less than 2 years
2,000 pounds or less but more than 50 pounds	1st degree felony / fine not to exceed \$ 10,000	Imprisonment
2000 pounds or more	Felony with mandatory minimum sentence. Fine not to exceed \$ 100,000.	Confinement in jail for not more than 99 years or less than 10 years.
Sale of marijuana to a minor	Felony. Fine up to \$ 10,000.	Confinement in jail for not more than 20 years in jail or less than 2 years.

Sale within 1,000 feet of a school or within 300 feet of specified areas	Increase offense level and penalty.	Increase offense level and penalty.
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Cocaine & Crack Cocaine

Possession

Amount	Penalty/ Fine	Imprisonment
Less than 1 gram	State jail felony / fine not to exceed \$ 10,000	Confinement in a State Jail Facility for not more than 2 years or less than 6 months.
One gram or more but less than 4 grams	3rd degree felony/ a fine not to exceed \$10,000	Confinement in prison for not more than 10 years or less than 2 years.
4 grams or more but not less than 200 grams	2nd degree felony/ a fine not to exceed \$10,000	Confinement in prison for not more than 20 years or less than 2 years.
200 grams or more but less than 400 grams.	1st degree felony and a fine not to exceed \$10,000.	Confinement in prison for not more than 99 years or life or less than 5 years.
400 grams or more	Felony / fine not to exceed \$ 100,000.	Confinement in prison for not more than 99 years or less than 10 years.

Delivery

Amount	Penalty/Fine	Imprisonment
Less than one gram	State jail felony/ a fine not to exceed \$10,000	Confinement in a state jail for not more than two years or less than 180 days
One gram or more but less than four grams	2 nd degree felony/ a fine not to exceed \$10,000	Imprisonment for not more than 20 years or less than 2 years
Four grams or more but less than 200 grams	1 st degree felony/ a fine not to exceed \$10,000.	Imprisonment for not more than 99 years or life or not less than 10 years
200 grams or more but less than 400	Enhanced Felony / fine not to exceed \$ 100,000.	Imprisonment for not more than 99 years or not less than 10 years.
400 grams or more.	Enhanced Felony / fine not to exceed \$ 250,000.	Imprisonment for not more than 99 years or less than 15 years.

Heroin, Opium, Morphine, Codeine and Demerol

Possession

Amount	Penalty/ Fine	Imprisonment
Less than 1 gram	State jail felony / fine not to exceed \$ 10,000	Imprisonment in State Jail Facility for not more than 2 years or less than 6 months.
One gram or more but less than 4 grams	3rd degree felony/ a fine not to exceed \$10,000	Imprisonment for not more than 10 years or less than 2 years.
4 grams or more but not less than 200 grams	2nd degree felony/ a fine not to exceed \$10,000	Imprisonment for not more than 20 years or less than 2 years.
200 grams or more but less than 400 grams.	1st degree felony and a fine not to exceed \$10,000.	Imprisonment for not more than 99 years or life or less than 5 years.
400 grams or more	Enhanced Felony / fine not to exceed \$ 100,000.	Imprisonment for not more than 99 years or less than 10 years.

Delivery

Amount	Penalty/ Fine	Imprisonment
Less than one gram	State jail felony/ a fine not to exceed \$10,000	Imprisonment in a state jail for not more than two years or less than 180 days
One gram or more but less than four grams	2 nd degree felony/ a fine not to exceed \$10,000	Imprisonment for any term of not more than 20 years or less than 2 years
Four grams or more but less than 200 grams	1 st degree felony/ a fine not to exceed \$10,000.	Imprisonment for not more than 99 years or life or not less than 10 years
200 grams or more but less than 400	Felony / fine not to exceed \$ 100,000.	Imprisonment for not more than 99 years or not less than 10 years.
400 grams or more.	Enhanced Felony / fine not to exceed \$ 250,000.	Imprisonment for not more than 99 years or less than 15 years.

LSD, PCP**To Sell**

Amount	Penalty/Fine	Imprisonment
Fewer than 20 units	State jail felony/ a fine not to exceed \$10,000	Confinement in a state jail for not more than two years or less

		than 180 days
20 or more, but fewer than 80 units	3 rd degree felony/ a fine not to exceed \$10,000	Imprisonment for not more than 10 years or less than 2 years
80 or more, but fewer than 4,000	2 nd degree felony/ a fine not to exceed \$10,000	Imprisonment for not more than 20 years or less than 2 years
4,000 or more, but fewer than 8,000	1 st degree felony/ a fine not to exceed \$10,000	Imprisonment for life or for not more than life or 99 years or less than 5 years
8,000 or more units	Enhanced felony / A fine not to exceed \$250,000	Imprisonment for not more than life or 99 years or less than 15 years

Delivery

Amount	Penalty/ Fine	Imprisonment
Fewer than 20 units	State jail felony/ a fine not to exceed \$10,000	Imprisonment in a state jail for not more than two years or less than 180 days
20 or more, but fewer than 80 units	2nd degree felony/ a fine not to exceed \$10,000	Imprisonment for not more than 20 years or less than 2 years
80 or more, but fewer than 4,000	1 st degree felony/ a fine not to exceed \$10,000	Imprisonment for life or 99 years or less than 5 years
4,000 or more units	Enhanced felony / A fine not to exceed \$250,000	Imprisonment for not more than life or 99 years or less than 15 years

MDMA (Ecstasy)

Possession

Amount	Penalty/ Fine	Imprisonment
Less than one gram	State jail felony/ a fine not to exceed \$10,000	Imprisonment in a state jail for not more than two years or less than 180 days
One gram or more but less than four grams	3rd degree felony/ a fine not to exceed \$10,000	Imprisonment for not more than 10 years or less than 2 years

Four grams or more but less than 400 grams	2nd degree felony/ a fine not to exceed \$10,000	Imprisonment for not more than 20 years or less than 2 years
400 grams or more	Enhanced felony / a fine not to exceed \$50,000	Imprisonment for not more than life or 99 years or less than five years

Delivery

Amount	Penalty/ Fine	Imprisonment
Less than one gram	State jail felony/ a fine not to exceed \$10,000	Imprisonment in a state jail for not more than two years or less than 180 days
One gram or more but less than four grams	2nd degree felony/ a fine not to exceed \$10,000	Imprisonment for not more than 20 years or less than 2 years
Four grams or more but less than 400 grams	1st degree felony/ a fine not to exceed \$10,000	Imprisonment for not more than life or 99 years or less than 5 years
400 grams or more	Enhanced felony / A fine not to exceed \$100,000	Imprisonment for not more than life or 99 years or less than 10 years

Barbiturates and Tranquilizers

Possession

Amount	Penalty/ Fine	Imprisonment
Less than 28 grams	Class A misdemeanor/ A fine up to \$4,000.00	Confinement for no more than one year
28 grams or more but less than 200 grams	3 rd degree felony// a fine not to exceed \$10,000	Imprisonment for not more than 10 years or less than 2 years
200 grams or more but less than 400 grams	2 nd degree felony/ a fine not to exceed \$10,000	Imprisonment for not more than 20 years or less than 2 years
400 grams or more	Enhanced felony/ A fine not to exceed \$50,000	Imprisonment for life or for a term of not more than 99 years or less than five years

Delivery

Amount	Penalty/ Fine	Imprisonment
Less than 28 grams	State jail felony/ a fine not to exceed \$10,000	Imprisonment in a state jail for not more than two years or less than 180 days
28 grams or more but less than 200 grams	2 nd degree felony/ a fine not to exceed \$10,000	Imprisonment for not more than 20 years or less than 2 years
200 grams or more but less than	1 st degree felony/ a fine not to	Imprisonment for not more than

400 grams	exceed \$10,000	life or 99 years or less than 5 years
400 grams or more	Enhanced felony/ a fine not to exceed \$100,000	Imprisonment for life or for a term of not more than 99 years or less than 10 years

GHB

Possession

Amount	Penalty/Fine	Imprisonment
Less than one gram	A state jail felony/ a fine not to exceed \$10,000	Confinement in a state jail for any term not more than two years or less than 180 days
One gram or more but less than four grams	3 rd degree felony/ a fine not to exceed \$10,000	Imprisonment for any term of not more than 10 years or less than 2 years
Four grams or more but less than 200 grams	2 nd degree felony / a fine not to exceed \$10,000	Imprisonment for any term of not more than 20 years or less than 2 years
200 grams or more but less than 400 grams	1 st degree felony / a fine not to exceed \$10,000	Imprisonment for life or for any term not more than 99 years or less than 5 years
400 grams or more	Enhanced felony/ and a fine not to exceed \$100,000	Imprisonment for a term of not more than 99 years or less than 10 years

Delivery

Amount	Penalty/Fine	Imprisonment
Less than one gram	A state jail felony/ a fine not to exceed \$10,000	Confinement in a state jail for any term not more than two years or less than 180 days
One gram or more but less than four grams	2 nd degree felony/ a fine not to exceed \$10,000	Imprisonment for any term of not more than 20 years or less than 2 years
Four grams or more but less than 200 grams	1 st degree felony / a fine not to exceed \$10,000	Imprisonment for life or for any term not more than 99 years or less than 5 years
200 grams or more but less	Enhanced felony/ A fine not to exceed \$100,000	Imprisonment for life or for a term of not more than 99 years or less than 10 years

400 grams or more	Enhanced felony / A fine not to exceed \$250,000	Imprisonment for life or for a term of not more than 99 years or less than 15 years
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**Rohypnol ("Roofies")
Possession**

Amount	Penalty/ Fine	Imprisonment
Less than one gram	State jail felony/ a fine not to exceed \$10,000	Confinement in a state jail for any term not more than two years or less than 180 days
One gram or more but less than four grams	3 rd degree felony / a fine not to exceed \$10,000	Imprisonment for any term of not more than 10 years or less than 2 years
Four grams or more but less than 200 grams	2 nd degree felony/ a fine not to exceed \$10,000	Imprisonment for any term of not more than 20 years or less than 2 years
200 grams or more but less than 400 grams	1 st degree felony/ a fine not to exceed \$10,000	Imprisonment life or for any term not more than 99 years or less than 5 years
400 grams or more	Enhanced felony/ A fine not to exceed \$100,000	For life or for a term of not more than 99 years or less than 10 years

Appendix C – Campus Map

All vehicles parked on campus must be registered with the UTPA Police Department and must properly display an appropriate permit.

ACSB - Academic Services	EDUC - Education Complex	ITTB - International Trade & Technology/ITT	RAHC - Regional Academic Health Center
ASFC - Academic Support Facility	EMLH - Emilia Schunior Ramirez Hall	LAMR - Lamar Complex - ELI, Univ. Press	REIN - Research & Innovation
ARHU - Arts & Humanities	ENGR - Engineering	A - Upward Bound - Math & Science	CRMF - Rio Grande Center for Manufacturing
UCBR - Ballroom	FABA - Fine Arts Auditorium	B - ROTC, C - ROTC Storage	SCNE - Science
STAD - Baseball Stadium	FABB - Fine Arts Building B	D - Athletics, E - Temp Music Bldg	SBSC - Social & Behavioral Sciences
BNSB - Behavioral Neurosciences	FABC - Fine Arts Building C	F - SEEL, OIP & GHP	SOUH - Southwick Hall
UVBS - 'Under Construction'	HPE1 - Health & Physical Education I	LEAC - Learning Assistance Center	STHC - Student Health Center
BDIN - Bronx Dining Hall	Fieldhouse	LIBR - Library	SSBL - Student Services & Executive Tower
BRVI - Bronx Village	HPE2 - Health & Physical Education II	Bookstore	STUN - Student Union
BUSA - Business Administration	HSHE - Health Sciences & Human Svcs East	MKCS - Marketing & Creative Services	THER - Thermal Storage Tank
CULP - Central Utility Plant	HSHE - Health Sciences & Human Svcs West	MASS - Marialice Shary Shivers Building	TRAK - Track & Soccer Field
CHAP - Chapel	Auditorium	HUMAN RESOURCES	UNTY - Unity Hall
CCDC - Child Development Center	HRTG - Heritage Hall	MAGC - Mathematics & General Classrooms	UCTR - University Center
CCTR - Computer Center	HRBL - Auditors / OCISO	COXT - Orville Cox Tennis Courts	SSVC - Visitors Center
TROX - Darrel Troxel Hall	IMFD - Intramural Fields	PHYS - Physical Science	WRSC - Wellness & Recreational Sports Complex
		PLAN - Planetarium	

