



**ANNUAL SECURITY AND  
FIRE SAFETY REPORT  
2021**

---

# LONG ISLAND UNIVERSITY

## 2021 ANNUAL SECURITY AND FIRE SAFETY REPORT

---

<b>FOREWORD</b> .....	1
<b>PART 1 – UNIVERSITY-WIDE POLICIES AND INFORMATION</b> .....	2
<b>PUBLIC SAFETY</b> .....	2
CONFIDENTIAL REPORTS .....	2
RESPONSE TO REPORTED INCIDENTS .....	2
CRIME LOG.....	2
ADVISORY COMMITTEE ON CAMPUS SECURITY .....	2
TIMELY WARNING .....	2
<b>GENERAL SAFETY TIPS</b> .....	3
<b>EMERGENCY NOTIFICATION SYSTEM</b> .....	3
FREQUENTLY ASKED QUESTIONS .....	3
<b>C-CERT (CAMPUS-COMMUNITY EMERGENCY RESPONSE TEAM)</b> .....	5
<b>MISSING STUDENT POLICY</b> .....	5
CONFIDENTIAL CONTACT .....	5
INVESTIGATION .....	6
<b>SEXUAL MISCONDUCT POLICY</b> .....	6
LONG ISLAND UNIVERSITY STUDENTS’ BILL OF RIGHTS.....	7
SCOPE OF THE POLICY .....	9
REPORTING & CONFIDENTIALITY OBLIGATIONS OF UNIVERSITY FACULTY AND STAFF .....	9
OPTIONS FOR ASSISTANCE FOLLOWING AN INCIDENT OF SEXUAL MISCONDUCT.....	9
IMMEDIATE ASSISTANCE .....	9
ANONYMOUS REPORTING .....	9
REPORTING TO THE FEDERAL AND NEW YORK STATE GOVERNMENTS .....	10
ONGOING ASSISTANCE.....	11
COUNSELING, ADVOCACY, AND SUPPORT – ON AND OFF CAMPUS .....	11
ACADEMIC ACCOMMODATIONS AND INTERIM MEASURES .....	11
TITLE IX COORDINATOR .....	12
GENERAL RESPOSIBILITIES .....	12
MONITORING AND ADVISING .....	12
REPORTING POLICIES AND PROTOCOLS .....	13
AMNESTY FOR REPORTING INCIDENTS OF SEXUAL VIOLENCE.....	13
TITLE IX INVESTIGATION PROCEDURES AND PROTOCOLS.....	13
RESPONSE TO COMPLAINT .....	13
NOTICE TO PARTIES .....	13
INVESTIGATION .....	14
INVESTIGATION REPORT .....	14
DISMISSAL .....	14
PERPONERANCE OF EVIDENCE STANDARD .....	14
THE HEARING PROCESS.....	15
DETERMINATION REGARDING RESPONSIBILITY.....	16
APPEALS .....	16

OPTIONS FOR REPORTING AND CONFIDENTIALLY DISCLOSING SEXUAL MISCONDUCT .....	17
PRIVILEGED AND CONFIDENTIAL COMMUNICATIONS:	
PROFESSIONAL AND PASTORAL COUNSELORS .....	17
REPORTING TO “RESPONSIBLE EMPLOYEES.” .....	17
REQUESTING CONFIDENTIALITY FROM THE UNIVERSITY: HOW THE UNIVERSITY WILL WEIGH THE REQUEST AND RESPOND .....	18
STUDENT CONDUCT RECORDS RETENTION POLICY .....	19
TRANSCRIPT NOTATIONS .....	20
PREVENTION AND EDUCATION .....	20
TRAINING .....	20
CAMPUS SEX CRIMES PREVENTION ACT .....	20
<b>ALCOHOL AND DRUGS</b> .....	21
EVACUATION OF INDIVIDUALS WITH PHYSICAL DISABILITIES .....	21
<b>CYBERBULLYING AWARENESS</b> .....	21
<b>JEANNE CLERY ACT (CRIME AWARENESS &amp; CAMPUS SECURITY ACT OF 1990)</b> .....	22
<b>CRIME DEFINITIONS</b> .....	23
NEW YORK STATE EDUCATIONAL LAW ARTICLE 129B .....	23
AFFIRMATIVE CONSENT .....	23
CRIME DEFINITIONS FROM THE UNIFORM CRIME REPORTING HANDBOOK .....	23
SEX OFFENSES DEFINITIONS FROM THE NATIONAL INCIDENT- BASED REPORTING SYSTEM EDITION OF THE UNIFORM CRIME REPORTING PROGRAM.....	24
REPORTING HATE MOTIVATED CRIMES AND INCIDENTS .....	25
<b>TERRORISM PRECAUTIONS</b> .....	27
BOMB THREAT PROCEDURES .....	28
ANTHRAX/BIOLOGICAL AGENTS .....	29
REPORTING A GAS LEAK .....	29
<b>CAMPUS SEX CRIMES PREVENTION ACT</b> .....	29
<b>PART 2 – LIU POST</b> .....	30
<b>PUBLIC SAFETY</b> .....	30
HOW TO REPORT A CRIME OR OTHER EMERGENCY.....	30
SNOW AND EMERGENCY SCHOOL CLOSINGS .....	30
BLUE LIGHT EMERGENCY PHONES .....	30
CRIME PREVENTION AND CAMPUS SECURITY PROGRAM.....	31
PERSONAL SAFETY PROGRAM.....	31
BROCHURES .....	31
SAFETY ESCORTS .....	31
<b>LIU POST CRIME STATISTICS</b> .....	32
PERSONS REFERRED FOR CAMPUS DISCIPLINARY ACTION.....	33
<b>PART 3 – LIU BROOKLYN</b> .....	33
<b>PUBLIC SAFETY</b> .....	33
<b>REPORTING CRIMES AND EMERGENCIES</b> .....	33
EMERGENCY BUILDING MANAGERS (TRAINING) .....	33
SNOW AND EMERGENCY SCHOOL CLOSINGS .....	34
<b>ACCESS TO CAMPUS BUILDINGS</b> .....	34
RESIDENTIAL FACILITIES AND POLICIES .....	34

<b>LIU BROOKLYN CRIME STATISTICS</b> .....	35
PERSONS REFERRED FOR CAMPUS DISCIPLINARY ACTION.....	
<b>PART 4 – LIU BRENTWOOD</b> .....	35
<b>PUBLIC SAFETY</b> .....	36
<b>LIU BRENTWOOD CRIME STATISTICS</b> .....	36
PERSONS REFERRED FOR CAMPUS DISCIPLINARY ACTIO .....	36
<b>PART 5 – LIU RIVERHEAD</b> .....	37
<b>PUBLIC SAFETY</b> .....	37
<b>LIU RIVERHEAD CRIME STATISTICS</b> .....	37
PERSONS REFERRED FOR CAMPUS DISCIPLINARY ACTION.....	37
<b>PART 6 – LIU HUDSON</b> .....	38
<b>PUBLIC SAFETY</b> .....	38
<b>LIU HUDSON CRIME STATISTICS</b> .....	38
PERSONS REFERRED FOR CAMPUS DISCIPLINARY ACTION.....	38
<b>PART 7 – FIRE SAFETY REPORT</b> .....	39
<b>FIRE SAFETY SYSTEMS</b> .....	39
<b>PROCEDURES FOR EVACUATIONS, FIRE SAFETY EDUCATION AND TRAINING:</b> .....	39
<b>FIRE LOG</b> .....	39
<b>FIRE SAFETY PROCEDURES</b> .....	39
ACTIONS TO TAKE .....	39
RESPONSE TO AUDIBLE FIRE ALARMS .....	40
FIRE SAFETY TIPS.....	40
<b>FIRE SAFETY STATISTICS &amp; CAMPUS-SPECIFIC FIRE SAFETY INFORMATION</b> .....	40
LIU POST .....	42
RESIDENTIAL HOUSING FIRE SAFETY SYSTEMS .....	42
NUMBER OF FIRE DRILLS HELD IN RESIDENCE HALLS:.....	42
LIU BROOKLYN.....	43
RESIDENTIAL HOUSING FIRE SAFETY SYSTEMS .....	43
NUMBER OF FIRE DRILLS HELD IN RESIDENCE HALLS .....	43

## FOREWORD

The 2020 Annual Security and Fire Safety Report, issued in compliance with the federal Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act of 1990, New York Educational Law Article 129-B (enacted in July 2015) and various other laws and regulations, contains Long Island University's policy statements concerning safety and security, and crime and fire statistics for the University. The report is available to every student and employee; and to every prospective student and employee of LIU upon request by contacting either the Admissions Office, the Registrar's Office or by accessing the following website: <http://liu.edu/About-LIU/University-Policies>.

Requests for further information can be directed to the Public Safety department for each campus, as follows:

<b>Campus</b>	<b>URL</b>	<b>Phone</b>
LIU Post	<a href="http://www.liu.edu/Post/Public-Safety">http://www.liu.edu/Post/Public-Safety</a>	516-299-2214
LIU Brooklyn	<a href="http://www.liu.edu/Brooklyn/Public-Safety">http://www.liu.edu/Brooklyn/Public-Safety</a>	718-488-1078
LIU Riverhead	<a href="http://liu.edu/Riverhead/StudServ/Public-Safety">http://liu.edu/Riverhead/StudServ/Public-Safety</a>	631-548-3636
LIU Brentwood	<a href="http://liu.edu/Brentwood/Services/Public-Safety">http://liu.edu/Brentwood/Services/Public-Safety</a>	631-451-4242
LIU Hudson	<a href="http://liu.edu/Hudson/Student-Services/Public-Safety">http://liu.edu/Hudson/Student-Services/Public-Safety</a>	914-251-6900 (Westchester)

The federal Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act, more commonly known as the Clery Act, requires colleges and universities to:

- Publish an annual report every year by October 1 that contains three previous years of campus crime and fire safety statistics and certain campus security policy statements;
- Disclose crime statistics for the campus, public areas immediately adjacent to or running through the campus, and certain non-campus facilities and remote classrooms. The statistics must be gathered from campus police or security, local law enforcement, and other University officials who have "significant responsibility for student and campus activities";
- Provide "timely warning" notices of those crimes that have occurred and pose an ongoing "threat to students and employees";
- Implement emergency notification procedures if there is an immediate threat to the health or safety of students or employees on campus;
- Disclose in a public crime log "any crime that occurred on campus ... or within the patrol jurisdiction of the campus police or the campus security department and is reported to the campus police or security department"; and
- Maintain in a public fire log a record of any fire that occurred in an on-campus student housing facility.

Long Island University adheres to and complies with these requirements.

# PART 1 – University-Wide Policies and Information

## PUBLIC SAFETY

### Confidential Reports

Persons wanting to report a crime or incident can do so confidentially. Statistics for all reportable crimes will be included in the annual crime statistic report without divulging the person's name or any other information that would infringe on his/her confidentiality.

### Response to Reported Incidents

Public Safety Officers will complete written reports of any incidents that occur on campus or other mandated areas. Reports are kept on file in the Public Safety Office and copies are distributed to the appropriate Campus departments. Follow-up investigations are conducted, and local law enforcement agencies are notified when appropriate.

### Crime Log

The Department of Public Safety maintains a daily campus crime log. The log records incident number, date of crime, time of occurrence, general location, and disposition (if known). The Department must make these entries, except where such disclosures are prohibited by law or would jeopardize the confidentiality of the victim. The crime log is accessible to the public for the most recent 60-day period during normal business hours. The institution will make available any portion of the log older than 60 days within two business days of a request for inspection.

### Advisory Committee on Campus Security

The Advisory Committee on Campus Security is composed of students, faculty and staff. The committee reviews current campus security procedures and makes recommendations for their improvement.

### Timely Warning

The Public Safety Department, in a timely manner, reports to the campus community incidents that represent clear or a possible threat to the safety of its members. The Department shall inform the community on a case-by-case basis of the following reported crimes as defined in the Uniform Crime Report using the most appropriate means available to reach the affected campus population (i.e. posted crime alerts, voice mail and the campus website):

- Murder
- Manslaughter
- Aggravated Assault
- Sex Offenses:
  - Rape
  - Fondling
  - Incest
  - Statutory Rape
- Robbery
- Burglary
- Arson
- Motor Vehicle Theft

The campus community shall also be informed of any hate-associated factors related to the above listed crimes or other crimes of bodily injury; however the University shall withhold as confidential the identity of the victim(s). The Department's response and police investigation is necessary to ensure that racism, prejudice and violence will not be tolerated in our community and that perpetrator or such crimes will be prosecuted.

## GENERAL SAFETY TIPS

To help prevent theft and other crimes, please adhere to the following tips:

- Lock your door-even when going out for a short period.
- Always secure and/or conceal valuable items when leaving your room.
- Never give out your room access code number.
- Always lock your windows when leaving your room.
- Do not prop open doors.
- Be aware of happenings and persons in your building.
- Report any suspicious persons and/or activity to Public Safety IMMEDIATELY.
- Escort your guest(s) to and from the main entrance of the residence halls.
- Record serial number of any valuable items when available.
- For items without serial numbers, take a photo and record a written description.
- During prolonged breaks such as winter and spring recesses assure that all valuable items are properly secured and remove non-securable items.

## EMERGENCY NOTIFICATION SYSTEM

In the event of an emergency, the LIU Emergency Alert System is designed to instantly and simultaneously contact LIU Post students, faculty and staff via notifications to their official Long Island University email account, a text message to their cell phone (if registered) and general announcements on LIU Post's homepage [www.liu.edu](http://www.liu.edu), as well as the official accounts for each campus on Facebook (LIU Post: [facebook.com/LIUPost](https://www.facebook.com/LIUPost); LIU Brooklyn: [facebook.com/liubrooklyn](https://www.facebook.com/liubrooklyn)) and Twitter (LIU Post: [twitter.com/liupost](https://twitter.com/liupost); LIU Brooklyn: [twitter.com/liubrooklyn](https://twitter.com/liubrooklyn)) accounts.

FOR STUDENTS: Your official email account address is: [firstname.lastname@my.liu.edu](mailto:firstname.lastname@my.liu.edu) (register at <http://my.liu.edu>).

Emergency messages also can be sent to your cell phone via text messaging. If you have already activated your My LIU account and need to change your cell phone number you can visit the Center for Student Information.

LIU students should log in regularly to the My LIU web portal as it is the University's primary method for delivering emergency information to students. Access to My LIU is available at <http://my.liu.edu> or on the LIU Post home page (upper right corner).

## FREQUENTLY ASKED QUESTIONS

***When Will the LIU Emergency Alert System Be Used?*** The Emergency Alert System will be used when quick action is urgently required by the campus community. Examples include:

- Sheltering from a storm
- A dangerous situation such as a chemical spill, bomb threat or dangerous person

***How Will I Know the Emergency Alert Message is Genuine?*** The message sender will appear as follows:

### LIU Post

- For an email: LIU Post Information
- For a phone call: 516-299-2700

### **LIU Brooklyn**

- For a text message: Brooklyn campus alert
- For an e-mail: Brooklyn Campus Information
- For a phone call: 718-488-1072

### **Will My Contact Information be Shared with Anyone?**

If you register your cell phone number with the university to receive emergency messages via text or

voicemail, it will remain confidential and will not be sold, disclosed or traded to anyone or used for anything other than the LIU Post Emergency Alert System.

### **Is there a Fee for the Emergency Alert System?**

LIU will not charge a fee for notification sent to your LIU email account. Text messaging and phone charges from your provider may apply.

***Can I register my family and friends for this system?*** This system is only for currently enrolled students, faculty and staff of LIU.

**EMERGENCY SIRENS** LIU has an outdoor warning system to alert students, faculty, staff and visitors in the event of an emergency or threat to public safety. The outdoor sirens and loudspeakers are activated during a potentially life-threatening event such as weather-related emergencies or a hazardous materials spill from a traffic accident. Following a series of tones, the system will issue an audio message informing students, faculty, staff and visitors about the situation and the best course of action (i.e. evacuate, seek shelter, close windows and doors).

The system is designed to most effectively communicate with people who are outdoors such as students playing on our athletic fields or walking from one classroom building to another or visitors attending events at the campus.

***When Will the Outdoor Sirens/Loudspeakers Sound?*** The loudspeakers will only sound during a life-threatening emergency or a test. For example:

- A major chemical spill or hazard
- Severe weather-related incident (example: a tornado sighting in the area)
- Armed and dangerous person on or near campus

### **Evacuations**

The loudspeakers will sound a series of tones, following by a brief audio message with instructions.

### **What To Do**

Be prepared to:

- “Shelter in Place” - Seek shelter inside now until further notice
- Close windows and doors
- Evacuate (could include evacuating fields or a building)

### **All Clear**

When authorities determine that the emergency has concluded, an “all-clear” message will be issued and you can resume your normal activities. The timing will depend on how fast emergency responders can determine that a threat is over.

### **Siren Locations**

The sirens are located in the following areas of the campus to provide maximum audio coverage:

### **LIU Post**

- Southeast corner of the Men’s Soccer Field (near the Equestrian Center)
- Tilles Center roof - south and north sides
- Brookville Hall (covers residence hall area)
- Sculpture Building parking lot (to cover South campus)
- Pell Hall/Life Science Building The emergency broadcast system reaches a distance of nearly one mile in all directions.

### **LIU Brooklyn**

- At the center of the campus in front of the Library Learning Center Building.



## **C-CERT (CAMPUS-COMMUNITY EMERGENCY RESPONSE TEAM)**

The Campus-Community Emergency Response Team (C-CERT) is a community-based program that provides training and education in emergency response. C-CERT's training program was designed by the Federal Emergency Management Agency (FEMA), and is taught by experts from the Kings and Nassau County Offices of Emergency Management. Required participation in training scenarios enhances the team's knowledge and value to the community as we prepare to offer assistance in a time of need.

### **LIU C-CERT Mission Statement**

The Campus-Community Emergency Response Teams (C-CERT) at LIU Post and LIU Brooklyn are dedicated to providing the highest level of emergency and disaster preparedness, leadership, and coordination in a given situation.

Background: The C-CERT program educates people about disaster preparedness for hazards that may impact their school community. The program trains people in basic response skills, such as fire safety, light search and rescue, team organization, and disaster medical operations.

Purpose: The C-CERT program provides a structured opportunity for staff, faculty and students to augment the Department of Public Safety and local first responders in time of emergency. Using what they have learned in the classroom, these C-CERT volunteers will be able to not only assist their campus community but also provide assistance to their own local communities.

Training: The training will be conducted by the Nassau and Kings County Offices of Emergency Management. All volunteers will be required to complete an eight-week, 28 hour basic training course. C-CERT basic training is eight sessions that includes the following units:

- Emergency Preparedness
- Fire Safety
- Emergency Medical Operations
- Simple Search and Rescue Operations
- CERT Organization
- Disaster Psychology
- Terrorism and CERT

Once people become C-CERT members it is important that they stay active and continue to practice the new skills that they have received. Periodic refresher courses will be offered to maintain the skills that have been taught as well as introduce new information. When Public Safety has Emergency Drills we will call upon our C-CERT members to participate so that they can brush up on the skills that they have obtained.

## **MISSING STUDENT POLICY**

### **Confidential Contact**

All resident students will be required to complete and file a Missing Student Contact Information Form which provides a contact person who will be notified in the event that the resident student is determined to be missing. This contact will remain confidential, but the record of their information will be maintained by the Office of Student Affairs, the Office of Residence Life, and the Department of Public Safety. Students under the age of 18 are required to list their parent or legal guardian as their emergency contact. Students are responsible for updating this contact information should there be any changes. In the event that a resident student is determined missing, a University administrator can notify the confidential contact not more than 24 hours after the student is determined to be missing. The university will also notify local law enforcement if the student is determined to be missing for 24 hours.

Reports of missing students should be made to representatives of any the following: the Department of Public Safety or the Office of Residence Life, including RAs, Residence Hall Directors, Associate Director or Director of Residence Life. Whenever a resident student is believed missing, the

Department of Public Safety and Residence Life will initiate steps to locate him or her or determine why it is believed that the student is missing. If the circumstances indicate that an investigation is warranted, a full investigation will be conducted. The Department of Public Safety will notify local police, who will make a determination that the student should be classified as a missing person; and they will initiate their own investigation. The Department of Public Safety and Residence Life will support the police investigation with whatever technical support that is required.

## Investigation

Whenever a resident student is believed missing, the Department of Public Safety and Residence Life & Housing staff will initiate steps to locate the student who it is believed missing.

Public Safety will upon receipt of a report of a missing student/person, immediately implement the following procedures:

- Dispatch a supervisor and two (2) officers to the location of the complainant.
- Upon arrival, the supervisor/officers will immediately interview the complainant and conduct an initial investigation to obtain as much information on the missing student/person as possible for a campus-wide broadcast.
- Set up a Command Post as close to the scene as possible.
- The supervisor on scene will be responsible for ensuring all appropriate policies and procedures are implemented, and all appropriate notifications are made regarding a missing student/person in accordance with campus policy.
- If the initial investigation reveals extenuating circumstances regarding the missing student/person (i.e. mentally or physically impaired or handicapped, severely depressed or suicidal, etc.), the supervisor or officer taking the initial report will notify Public Safety Base of these additional details and request additional assistance to begin a more extensive search.
- In addition, Public Safety Base will broadcast the description and all pertinent details concerning the missing student/person, and immediately notify local Police giving them all required detail of the missing student/person and the known circumstances, and request their immediate response to the location.
- Upon arrival of additional assistance the supervisor will begin to organize a search using all necessary support services, as circumstances require.
- Until the arrival of local Police, the supervisor on scene will assume control of the initial investigation and search for the missing student/person. In any event the on-scene supervisor will be responsible for ensuring that a proper investigation and search is being conducted until the arrival of local Police.
- Upon arrival of local police, all available information regarding the missing student/person will be turned over to Police personnel. At that time the supervisor will relinquish ultimate authority to the police. The Department of Public Safety and Residence Life will support the police investigation with whatever technical support that is required.

## SEXUAL MISCONDUCT POLICY

Long Island University is committed to creating and maintaining an educational environment free from all forms of sexual misconduct. The broad term “sexual misconduct” includes, but is not limited to, acts of sexual harassment, domestic violence, dating violence, sexual assault, and stalking. Such behaviors are illegal, against University policy, and strictly prohibited. This policy is incorporated into the Student Code of Conduct.

This policy covers all members of the University community – students, faculty and staff – as well as those who interact with members of the University community such as vendors or visitors. The University encourages everyone to report all incidents of violations of this policy regardless of who the offender may be.

### Title IX and Article 129B Policy Statement

It is the policy of the University to comply with Title IX of the Education Amendments of 1972, and Article 129B of the New York Educational Law, both of which prohibit discrimination on the basis of sex (including sexual harassment and sexual violence) in the University's educational programs and activities, and prohibit retaliation for asserting or otherwise participating in claims of sex discrimination.

Title IX states that:

No person in the United States shall, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any education program or activity receiving Federal financial assistance.

The full text of Article 129B is available here: <http://open.nysenate.gov/legislation/bill/S5965-2015>

## **Definitions**

The following definitions apply to this Policy:

### **Affirmative Consent**

The University's Code of Conduct contains the following definition of Affirmative Consent: Affirmative consent is a knowing, voluntary, and mutual decision among all participants to engage in sexual activity. Consent can be given by words or actions, as long as those words or actions create clear permission regarding willingness to engage in the sexual activity. Silence or lack of resistance, in and of itself, does not demonstrate consent. The definition of consent does not vary based upon a participant's sex, sexual orientation, gender identity, or gender expression.

- Consent to any sexual act or prior consensual sexual activity between or with any party does not necessarily constitute consent to any other sexual act.
- Consent is required regardless of whether the person initiating the act is under the influence of drugs and/or alcohol.
- Consent may be initially given but withdrawn at any time.
- Consent cannot be given when a person is incapacitated, which occurs when an individual lacks the ability to knowingly choose to participate in sexual activity. Incapacitation may be caused by the lack of consciousness or being asleep, being involuntarily restrained, or if an individual otherwise cannot consent. Depending on the degree of intoxication, someone who is under the influence of alcohol, drugs, or other intoxicants may be incapacitated and therefore unable to consent.
- Consent cannot be given when it is the result of any coercion, intimidation, force, or threat of harm.
- When consent is withdrawn or can no longer be given, sexual activity must stop.

### **Bystander**

A person who observes a crime, impending crime, conflict, potentially violent or violent behavior, or conduct that is in violation of LIU rules or policies.

### **Dating Violence**

Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim. The existence of such a relationship shall be determined based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship. Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse. Dating violence does not include acts covered under the definition of domestic violence.

### **Domestic Violence**

A felony or misdemeanor crime of violence committed: (a) by a current or former spouse or intimate partner of the victim; (b) by a person with whom the victim shares a child in common; (c) by a person who is cohabitating with, or has cohabitated with, the victim as a spouse or intimate partner; (d) by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred, or (e) by any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.

### **Reporting Individual**

Encompasses the term victim, survivor, complainant, claimant, witness with victim status, and any other reference to an individual who brings forth a complaint under this policy.

## **Respondent**

A person accused of a violation who has entered LIU's judicial or conduct process (i.e. LIU's investigation process under this Policy.)

## **Sexual Act**

Contact between the penis and the vulva or the penis and the anus, and for the purposes of this subparagraph, contact involving the penis occurs upon any penetration, however slight; contact between the mouth and the penis, the mouth and the vulva or the mouth and the anus; or penetration however slight of the anal or genital opening of another by a hand or finger or by any object, with the intent to abuse, humiliate, harass, degrade or arouse or gratify the sexual desire of any person.

## **Sexual Assault**

Any sexual act directed against another person, without the consent of the victim, including instances where the victim is incapable of giving consent. Sexual Assault includes, but is not limited to, rape, fondling, incest, or statutory rape.

## **Sexual Contact**

The intentional touching, either directly or through the clothing, of the genitalia, anus, groin, breast, inner thigh, or buttocks of any person with an intent to abuse, humiliate, harass, degrade, or arouse or gratify the sexual desire of any person.

## **Sexual Discrimination**

Behaviors and actions that deny or limit a person's ability to benefit from, and/or fully participate in the educational programs or activities or employment opportunities because of a person's sex. This includes but is not limited to sexual harassment, sexual assault, sexual violence by employees, students, or third parties.

## **Sexual Harassment**

Unwelcome conduct of a sexual nature. Sexual harassment can include unwelcome sexual advances, requests for sexual favors, and other verbal, nonverbal, or physical conduct of a sexual nature. Sexual harassment of a student denies or limits, on the basis of sex, the student's ability to participate in or to receive benefits, services, or opportunities in the educational institution's program.

## **Stalking**

Engaging in a course of conduct directed at a specific person that would cause a reasonable person to: (a) fear for the person's safety or the safety of others; or (a) suffer substantial emotional distress.

## **Long Island University Students' Bill of Rights**

Long Island University is committed to ensuring that all persons who report an incident of sexual misconduct are provided all options, support, and assistance.

Anyone who has been a victim of, or who has witnessed an incident of, a violation of this policy can file a report to any of the following entities: an employee with the authority to address complaints, including the Title IX Coordinator, Title IX Deputies, and Representatives of the Dean of Students Office; Department of Public Safety; Human Resources; local law enforcement and/or family or civil court.

All reporting individuals of these crimes and violations, regardless of race, color, national origin, religion, creed, age, disability, sex, gender identity or expression, sexual orientation, familial status, pregnancy, predisposing genetic characteristics, military status, domestic violence victim status, or criminal conviction, have the following rights, regardless of whether the crime or violation occurs on campus, off campus, or while studying abroad.

All students have the right to:

1. Make a report to local law enforcement and/or state police;
2. Have disclosures of domestic violence, dating violence, stalking, and sexual assault treated seriously;

3. Make a decision about whether or not to disclose a crime or violation and participate in a judicial or conduct process and/or criminal justice process free from pressures by the University;
4. Participate in a process that is fair, impartial, and provides adequate notice and a meaningful opportunity to be heard;
5. Be treated with dignity and to receive from the University courteous, fair, and respectful health care and counseling services, where available;
6. Be free from any suggestion that the reporting individual is at fault when these crimes and violations are committed, or should have acted in a different manner to avoid such crimes or violations;
7. Describe the incident to as few institutional representatives as practicable and not to be required to unnecessarily repeat a description of the incident.
8. Be protected from retaliation by the institution, any student, the accused and/or the respondent, and/or their friends, family and acquaintances within the jurisdiction of the institution;
9. Access to at least one level of appeal of a determination;
10. Be accompanied by an advisor of choice who may assist and advise a reporting individual, accused, or respondent throughout the judicial or conduct process including during all meetings and hearings related to such process; and
11. Exercise civil rights and practice of religion without interference by the investigative, criminal justice, or judicial or conduct process of the University.

### **Scope of the Policy**

All Members of the University community, regardless of sexual orientation or gender identity, including all students, faculty, staff, visitors and vendors are covered by the University's sexual misconduct policy. Any and all University locations, sponsored activities – either on or off campus – or academic-based off-campus relationships are covered by the school's sexual misconduct policy.

This policy covers all members, regardless of sexual orientation or gender identity, of the University community – students, faculty and staff – as well as those who affect the University community such as vendors or visitors. The University encourages everyone to report all incidents of sexual misconduct, regardless of who the offender may be.

### **Reporting & Confidentiality Obligations of University Faculty and Staff**

All members of the University community should report incidents of sexual misconduct in order to support the University policy. In order to ensure the University is free of prohibited sexual misconduct, University officers, deans, department heads, faculty members, directors, supervisors, and paraprofessionals are required to report all incidents of violations of this policy that they may have witnessed or been informed about.

The University will maintain the confidentiality of the complainant to the greatest extent consistent with law and the University's goal of conducting thorough and complete investigations. Effort will be made to safeguard the privacy and rights of all persons involved.

### **Options for Assistance Following an Incident of Sexual Misconduct**

#### ***Immediate Assistance***

University community members should report any incident to the following entities including but not limited to the Title IX Coordinator, Title IX Deputies, administrators, faculty members, or any other responsible employee of the University. It is the duty of all members of the University to notify the following Title IX Coordinator of Title IX Deputies if they are informed of any and all incidents.

The campus-specific Title IX Coordinator and Title IX Deputies are able to provide immediate and confidential response in a crisis situation.

Specific Points of Contact for each campus is provided below:

Campus Location	Title IX Coordinator/ Deputy	Email	Phone Extension
University-Wide	Richard Comitz	<a href="mailto:Richard.Comitz@liu.edu">Richard.Comitz@liu.edu</a>	516-299-3522
LIU Post	Jean Anne Smith	<a href="mailto:JeanAnne.Smith@liu.edu">JeanAnne.Smith@liu.edu</a>	516-299-2480
	Department of Public Safety Michael Fevola	<a href="mailto:Michael.Fevola@liu.edu">Michael.Fevola@liu.edu</a>	516-299-2222
LIU Brooklyn	Matthew Blonar	<a href="mailto:Matthew.Blonar@liu.edu">Matthew.Blonar@liu.edu</a>	718-488-6545
	Department of Public Safety Michael Fevola	<a href="mailto:Michael.Fevola@liu.edu">Michael.Fevola@liu.edu</a>	718-488-1078
LIU Brentwood	Jean Anne Smith	<a href="mailto:JeanAnne.Smith@liu.edu">JeanAnne.Smith@liu.edu</a>	516-299-2480
	SCCC Michael J. Grant Campus Public Safety		631-451-4242
LIU Riverhead	Jean Anne Smith	<a href="mailto:JeanAnne.Smith@liu.edu">JeanAnne.Smith@liu.edu</a>	516-299-2480
	SCCC Eastern Campus Public Safety		631-548-3636
LIU Hudson	Matthew Blonar	<a href="mailto:Matthew.Blonar@liu.edu">Matthew.Blonar@liu.edu</a>	718-488-6545
	State University of New York Police		914-251-6900
LIU Global	Matthew Blonar	<a href="mailto:Matthew.Blonar@liu.edu">Matthew.Blonar@liu.edu</a>	718-488-6545
	Department of Public Safety Michael Fevola	<a href="mailto:Michael.Fevola@liu.edu">Michael.Fevola@liu.edu</a>	718-241-1078

Please note, if you are unsure with whom to directly contact, the reporting individual or University reporting entity should contact either the LIU Post Department of Public Safety or the LIU Brooklyn Department of Public Safety at the above listed phone numbers. Both of these departments are available to provide initial assistance twenty-four hours a day, three-hundred and sixty-five days a year.

In addition, any reporting individual may also contact local police or law enforcement agencies. Reporting individuals will be provided any and all necessary or requested on-campus or off-campus health care or medical needs. The Title IX Coordinator and/or Title IX Deputies will institute the appropriate steps to ensure the safety and well-being of the reporting individual:

1. Ensure the victim is aware of the options to seek treatment for injuries, preventative treatment for sexually transmitted diseases, and other health services.
2. Discuss the option of seeking medical treatment in order to preserve evidence.
3. Identify where/how to get a rape kit or find a Sexual Assault Nurse Examiner (SANE).
4. Provide locations, including contact information, for an advocate (e.g., a local rape crisis center, on-campus advocacy program) who can accompany a victim to the hospital or health provider.

#### ***Anonymous Reporting***

Although the University encourages victims, survivors and bystanders to talk to someone, the University provides a system for anonymous reporting, either by telephone or via an online form. Employees, students or visitors can access EthicsPoint/NAVEX Global by clicking [EthicsPoint - Long Island University](#) (click box "file a report" and then enter "Long Island University" in the box that asks for the name of the institution) or by calling 1-866-295-3143.



## ***Reporting to the Federal and New York State Governments***

Inquiries or complaints that involve potential violations of Title IX may also be referred to the [U.S. Department of Education's Office for Civil Rights](#) (OCR):

### **New York Office**

Office for Civil Rights  
U.S. Department of  
Education  
32 Old Slip, 26th Floor  
New York, NY 10005-  
2500  
Telephone: 646-428-  
3900  
FAX: 646-428-3843;  
TDD: 800-877-8339  
E-mail:  
[OCR.NewYork@ed.gov](mailto:OCR.NewYork@ed.gov)

### **National Headquarters**

U.S. Department of Education  
Office for Civil Rights  
Lyndon Baines Johnson Department of  
Education Bldg.  
400 Maryland Avenue, SW  
Washington, DC 20202-1100  
Telephone: 800-421-3481  
FAX: 202-453-6012;  
TDD: 800-877-8339  
E-mail: [OCR@ed.gov](mailto:OCR@ed.gov)

Inquiries or complaints may also be addressed to the [Educational Opportunities Section of the Civil Rights Division of the U.S. Department of Justice \(DOJ\)](#):

### **U.S. Department of Justice Civil Rights Division**

950 Pennsylvania Avenue, N.W.  
Educational Opportunities Section, PHB  
Washington, D.C. 20530  
E-mail: [education@usdoj.gov](mailto:education@usdoj.gov)  
Telephone: (202) 514-4092 or 1-877-292-3804 (toll-free)  
FAX: (202) 514-8337

### **New York State Hotline for Sexual Assault and Domestic Violence.**

1-800-942-6906

## **Ongoing Assistance**

### ***Counseling, Advocacy, and Support – On and Off Campus***

All reporting individuals, Complainants or Respondents, may receive support, whether or not the reporting individual chooses to make an official report or participate in the University's established community standards process or criminal processes.

All reporting individuals and Complainants are provided the opportunity to disclose confidentially with counseling, advocacy, health, mental health, or sexual-misconduct-related sources, both on and off campus.

The campus specific Title IX Coordinator and/or Title IX Deputies will provide ongoing support during the University's established community standards process or criminal processes.

### ***Academic Accommodations and Interim Supportive Measures***

To ensure the safety and well-being of all parties or the University's educational environment, or to deter sexual harassment, the Title IX Coordinator and/or Title IX Deputies will provide supportive measures which may include counseling, assistance in relocation of the student (if a resident student), assistance with the altering or amending of work schedules, assistance in the altering or amending of academic schedules, extensions of deadlines or other course related adjustments, the coordination of withdrawing from an academic class and/or the coordination for the opportunity to retake an academic requirement

without penalty, and access to any and all necessary academic support.

To assist all parties, the Title IX Coordinator and/or Title IX Deputies will ensure the issuance of no-contact orders, changes in work or housing locations (if a resident student), and any other established Emergency Administrative Action, as outlined in the Campus Code of Conduct.

Any student subject to such interim measures may request a review of the need for and terms of such orders by the institution and may submit information as to their reasoning for requesting a change. If a student is removed on an emergency basis, such student will be given notice of such removal and an opportunity to challenge the removal.

#### Title IX Coordinator – General Responsibilities

The University's Title IX Coordinator has primary responsibility for coordinating the University's efforts to comply with and carry out its responsibilities under Title IX, which prohibits sex discrimination in all the operations of this University, as well as retaliation for the purpose of interfering with any right or privilege secured by Title IX.

The Title IX coordinator oversees the University's response to reports and complaints that involve possible sexual misconduct to monitor outcomes, identify and address any patterns, and assess effects on the campus climate, so the University can address issues that affect the wider school community.

A student should contact the Title IX Coordinator or Deputy Title IX Coordinator(s) in order to:

- seek information or training about students' rights and courses of action available to
- resolve reports or complaints that involve potential sexual misconduct,
- file a complaint or make a report of sexual misconduct,
- notify the University of an incident or policy or procedure that may raise potential Title IX concerns,
- get information about available resources (including confidential resources) and support services relating to sexual misconduct, and
- ask questions about the University's policies and procedures related to sexual misconduct.

In the event that the incident, policy, or procedure about which the student seeks to file a report or complaint creates the appearance of a conflict of interest with one of the members of the Title IX compliance team, students may contact any other member of the team.

#### Monitoring and Advising

In order to address sexual misconduct on campus and ensure ongoing compliance with Title IX, the Title IX Coordinator:

- coordinates an annual climate survey, in consultation with research personnel with expertise in survey design and data collection and analysis,
- analyzes data collected by the annual climate survey to assess the rates and nature of sexual misconduct, any location hot-spots or risk factors, knowledge of the University's sexual misconduct policies, procedures and resources, and the consequences of
- violating such policies, and the effectiveness of the University's efforts to ensure that the
- University is free from sexual misconduct,
- reviews regularly all reports and complaints raising potential Title IX issues throughout the University to ensure that the University responded consistent with its Title IX obligations, even if the report or complaint was initially filed or raised with another individual,
- reviews regularly all reports and complaints raising potential Title IX issues throughout the University to identify and address any patterns,
- reviews regularly the University's policies and procedures to ensure that they comply with the



requirements of Title IX,

- organizes and maintains files related to grievances, reports, complaints, and other records of potential sex discrimination, including sexual misconduct, in a secure manner,
- assesses regularly the University's compliance with, and the effectiveness of, policies and procedures related to sexual misconduct, and recommends modifications where appropriate,
- consults regularly with the administration and campus stakeholders to promote campus-wide awareness and discussion of Title IX-related issues, and develop and implement
- any modifications of policies and procedures to prevent and eliminate sex discrimination, including sexual misconduct, and
- ensures that appropriate policies and procedures are in place for working with local law enforcement and coordinating with local victim advocacy organizations and service providers, including rape crisis centers.

### Reporting Policies and Protocols

LIU is obligated, under the Clery Act and the annual reporting responsibilities of Campus Security Authorities, to report any and all incidents and to issue timely warnings as applicable to the University community.

### Amnesty for Reporting Incidents of Sexual Violence

The health and safety of every student at Long Island University is of utmost importance. LIU recognizes that students who have been drinking and/or using drugs (whether such use is voluntary or involuntary) at the time that violence, including but not limited to domestic violence, dating violence, stalking or sexual assault occurs may be hesitant to report such incidents due to fear of potential consequences for their own conduct. LIU strongly encourages students to report incidents of domestic violence, dating violence, stalking or sexual assault to institution officials. A bystander or reporting individual acting in good faith that discloses any incident of domestic violence, dating violence, stalking or sexual assault to LIU officials or law enforcement will not be subject to LIU's code of conduct action for violations of alcohol and/or drug use policies occurring at or near the time of the commission of the domestic violence, dating violence, stalking or sexual assault.

### Title IX Investigation, Procedures and Protocols

#### Response to Complaint

Upon receipt of a Formal Complaint, or informal report or complaint of sexual harassment, the Deputy Title IX Coordinator will promptly respond by contacting the Complainant to discuss the availability of Supportive Measures, which are available to the Complainant with or without the filing of a Formal Complaint. The Deputy Title IX Coordinator will consider the Complainant's wishes with respect to Supportive Measures available to the Complainant and will explain the process.

#### Notice to Parties

Following the receipt of a Formal Complaint or informal report or complaint of sexual harassment, the Deputy Title IX Coordinator will give written notice to the parties who are known at the time and which will include the following:

- The identities of the parties involved, if known;
- The conduct allegedly constituting Sexual Harassment;
- The date, time, and location of the alleged incident, if known;
- A statement that Respondent is presumed not responsible for the alleged conduct and that a determination regarding responsibility is made at the conclusion of the grievance process;
- Notice of the grievance process;
- Notice that the parties may each have an advisor of their choice, who may be, but is not required to be, an attorney and may inspect and review evidence; and
- A reminder that the University's Code of Conduct prohibits knowingly making false statements or

knowingly submitting false information during the grievance process.

### Investigation

The Deputy Title IX Coordinator will promptly investigate the allegations in any Formal Complaint or informal report or complaint of sexual harassment and will create an investigative report that fairly summarizes all relevant evidence.

During the investigation, the Deputy Title IX Coordinator will gather evidence, and will also provide each party the opportunity to present evidence and witnesses, including fact and expert witnesses. Each party may also be accompanied to any meetings, interviews, or other proceedings during the investigation at which the party is present by an advisor of the party's choice, who may be but is not required to be an attorney. Such advisor may advise the party during such meeting, interview, or proceeding but may not ask questions or otherwise take part in the meeting or proceeding.

Prior to a meeting or proceeding at which a party will be present, the Deputy Title IX Coordinator will provide notice to such party of the date, time, location, participants, and purpose of the meeting, interview, or proceeding, with sufficient time for the party to prepare to participate.

Before completing the investigative report, the Deputy Title IX Coordinator will send any evidence obtained to each party and their advisors, in electronic format or hard copy. The parties will have 10 days to submit a written response, which the Deputy Title IX Coordinator will consider prior to completing the investigative report.

It should further be noted that if Complainant's or reporting individual's request for confidentiality limits the University's ability to investigate a particular matter, the University will take steps to limit the effects of the alleged sexual misconduct and prevent its recurrence without initiating formal action against the alleged perpetrator or revealing the identity of the reporting individual. Examples include but are not limited to: providing increased monitoring, supervision, or security at locations or activities where the misconduct occurred; providing training and education materials for University Community members; revising and publicizing the University's policies on sexual misconduct; and conducting climate surveys regarding sexual misconduct.

### Investigative Report

After collecting the evidence, the Deputy Title IX Coordinator will prepare an investigative report that fairly summarizes relevant evidence and at least 10 days prior to a hearing send to each party and the party's advisor, if any, the investigative report in an electronic format or hard copy, for their review and written response. The Investigative Report should be completed within 90 days of receipt of a Formal Complaint or informal report or complaint of sexual harassment, unless the Deputy Title IX Coordinator informs the parties in writing that there is good cause for extending the time to issue the report, including the reasons for the extension.

### Dismissal

If the Deputy Title IX Coordinator determines that the allegations in the Formal Complaint would not constitute Sexual Harassment even if proved, did not occur in a University Program or Activity or did not occur against a person in the United States, then the University must dismiss the Formal Complaint under Title IX. Additionally, the University may dismiss a Formal Complaint for purposes of Title IX if the Complainant requests to withdraw the Formal Complaint, if Respondent is no longer enrolled or employed by the University, or when specific circumstances prevent gathering evidence sufficient to reach a determination. A dismissal under Title IX, however, does not necessarily constitute a dismissal under University Policy and/or Article 129B of the New York Educational Law. If the allegations in a Formal Complaint are dismissed under Title IX, the Title IX Coordinator will inform the parties whether the allegations will proceed under University policy and/or Article 129B of the New York Education Law.

### Preponderance of Evidence Standard

The hearing officer utilizes the following standard for evaluating complaints: a preponderance of the evidence, i.e., the hearing officer shall determine whether it is more likely than not that the alleged sexual misconduct occurred. There shall be a presumption that the Respondent is not responsible for

the alleged conduct until a determination is made regarding responsibility.

### The Hearing Process

At least ten days after the investigative report is provided to the Complainant and Respondent, the University will hold a live hearing to make a determination regarding responsibility for the charges. The hearing will be recorded or transcribed. At the request of either the Complainant or Respondent, the hearing will be conducted with the Complainant and Respondent in separate rooms, with audiovisual technology permitting the Complainant, Respondent, and hearing officer to simultaneously see and hear the party or the witness answering questions. Absent such a request, the hearing will take place in one room, with the hearing officer, Complainant, and Respondent all present, unless the hearing officer determines in his or her discretion that the hearing or portions of the hearing should be conducted virtually, with audiovisual technology enabling participants in the hearing to see and hear each other.

The hearing will be conducted by a hearing officer designated by the University, who shall not be the Title IX Coordinator or the investigator. At the conclusion of the hearing, the hearing officer shall make a determination based upon a preponderance of the evidence.

The Complainant and Respondent may each bring an advisor of his or her choice, who may be but is not required to be an attorney, to attend the hearing. If either the Complainant or Respondent does not have an advisor present at the hearing, the University will provide an advisor to that party in the following manner. The University shall provide the party with a choice of two University employees who can serve as an advisor, and the party shall select which of them to use as an advisor during the hearing. If the Complainant or Respondent refuses to select an advisor, the hearing officer will select the advisor.

The hearing officer may have a legal or other advisor present during the hearing. Such an advisor to the hearing officer may play no role in the hearing other than advising the hearing officer. No one shall be present at the hearing other than the hearing officer, the hearing officer's advisor, the Complainant, the Complainant's advisor, the Respondent, the Respondent's advisor, a witness providing testimony, a reporter transcribing the hearing, and University personnel whose presence is needed to ensure the operation of any technology being used during the hearing.

The hearing officer may review the investigative report, before or during the hearing and may ask the investigator to provide testimony at the hearing.

The hearing officer shall ask questions and hear testimony from all witnesses, including the Complainant and Respondent if they testify. Advisors may cross-examine the other party and all other witnesses by asking relevant questions and follow-up questions, including those challenging credibility. Such cross-examination must be conducted directly, orally, and in real time by the advisor and never by a party personally. Otherwise, the advisor's sole role during the hearing shall be to advise the relevant party, and advisors shall take no other role at the hearing.

The hearing officer shall determine whether questions to be asked of the Complainant, Respondent, and witnesses are relevant. If the hearing officer determines that a question is not relevant, the hearing officer shall exclude the question and shall explain the reason it is not relevant.

Neither the Complainant nor the Respondent is required to testify. If the Complainant, Respondent, or other witness does not testify or does not submit to cross-examination, the hearing officer may not rely on any statement of that party or witness in reaching a determination regarding responsibility, but the hearing officer also may not draw an inference about the determination regarding responsibility based solely on a party's or witness' absence or refusal to answer cross examination or other questions at the hearing.

The Complainant and Respondent each has a right to make an impact statement during the point of the proceeding where the decision maker is deliberating on appropriate sanctions should a finding of responsibility be made.

Procedural questions other than those required by this policy shall be within the discretion of the hearing officer.

#### Determination Regarding Responsibility

Within twenty days of the conclusion of the hearing, the hearing officer shall issue a written determination regarding responsibility. The written determination shall be provided to the Complainant and the Respondent simultaneously.

The hearing officer shall make the determination regarding responsibility based upon the preponderance of the evidence, i.e., the hearing officer shall determine whether it is more likely than not that the alleged sexual misconduct occurred and that the respondent is responsible. If it is determined that a violation of the University's Sexual Misconduct Policy has occurred, prompt remedial action shall be taken. The range of possible disciplinary sanctions is listed in the Code of Conduct. Remedies may also include items listed in the "Ongoing Assistance" and "Privileged and Confidential Communications: Professional and Pastoral Counselors" sections of this policy. No form of mediation will be used to address allegations of sexual misconduct.

The hearing officer's written determination shall include at least the following:

- identification of the allegations potentially constituting sexual harassment;
- a description of the procedural steps taken from the receipt of the formal complaint through the determination, including any notifications to the parties, interviews with the parties and witnesses, site visits, methods used to gather evidence, and hearings held;
- findings of fact supporting the determination;
- conclusions regarding the application of this policy to the facts;
- a statement of, and rationale for, the result as to each allegation, including a determination of responsibility, any disciplinary sanctions to be imposed on the Respondent, and whether remedies designed to restore or preserve equal access to the University's educational program will be provided to the Complainant; and
- notice of the procedures and permissible bases for appeal.

The written determination becomes final on the date that the Complainant and Respondent are provided with a written determination of the result of the appeal of the hearing officer's determination, or, if no appeal is filed, the date on which an appeal would no longer be timely.

If the results of an investigation or hearing show that the complainant knowingly filed false accusations of discrimination or harassment, or that a witness knowingly gave false statements, such individuals will be subject to appropriate disciplinary action.

#### Appeals

Either the Respondent or the Complainant is entitled to appeal the outcome to an Appeals Officer, who shall be a University Administrator appointed by the University's Chief Administrative Officer. However, appeals are only permitted on the basis of:

- Procedural irregularity that affected the outcome;
- New evidence that was not reasonably available at the time the hearing officer's determination of responsibility was made and that could affect the outcome; or
- A conflict of interest or bias for or against complainant's and respondent's generally or the individual complainant or respondent, on the part of the Title IX Coordinator, investigator, or hearing officer, that affected the outcome.

Appeals must be filed within fifteen (15) days of receipt of the hearing officer's determination, and should contain a written statement explaining why one (or more) of the bases of appeal enumerated above apply to this determination. If an appeal is filed by one party, the University shall notify the other party in writing that such appeal has been filed, and shall provide the other party with the opportunity to

submit a written statement within fifteen days of notification supporting the hearing officer's determination or responsibility and/or sanctions. Appeals shall be decided within 30 days following the receipt of the other party's written statement, or if the other party does not submit such a statement, within 45 days of receipt of the appeal. Decisions on appeal shall be in writing, and shall include a statement of the outcome of the appeal and rationale for such outcome. The decision shall be provided simultaneously to the Complainant and the Respondent.

### Options for Reporting and Confidentially Disclosing Sexual Misconduct

LIU encourages victims of sexual misconduct to talk to somebody about what happened – so victims can get the support they need, and so the University can respond appropriately. Different employees on campus have different abilities to maintain a victim's confidentiality.

- Some are required to maintain near complete confidentiality; talking to them is sometimes called a "privileged communication."
- Other employees may talk to a victim in confidence, and generally only report to the University that an incident occurred without revealing any personally identifying information. Disclosures to these employees will not trigger a University investigation into an incident against the victim's wishes.
- Some employees are required to report all the details of an incident (including the identities of both the victim and alleged perpetrator) to the Title IX Coordinator. A report to these employees (called "responsible employees") constitutes a report to the University – and generally obligates the University to investigate the incident and take appropriate steps to address the situation.

This policy is intended to make students aware of the various reporting and confidential disclosure options available to them – so they can make informed choices about where to turn should they become a victim of sexual misconduct. The University encourages victims to talk to someone identified in one or more of these groups.

### The Options

#### **Privileged and Confidential Communications: Professional and Pastoral Counselors.**

Professional, licensed counselors and pastoral counselors who provide mental-health counseling to members of the school community (and including those who act in that role under the supervision of a licensed counselor) are not required to report any information about an incident to the Title IX coordinator without a victim's permission.

A victim who speaks to a professional or non-professional counselor or advocate must understand that, if the victim wants to maintain confidentiality, the University will be unable to conduct an investigation into the particular incident or pursue disciplinary action against the alleged perpetrator.

Even so, these counselors and advocates will still assist the victim in receiving other necessary protection and support, such as victim advocacy, academic support or accommodations, disability, health or mental health services, and changes to living, working or course schedules. A victim who at first requests confidentiality may later decide to file a complaint with the school or report the incident to local law enforcement, and thus have the incident fully investigated. These counselors and advocates will provide the victim with assistance if the victim wishes to do so.

#### **Reporting to "Responsible Employees."**

A "responsible employee" is a University employee who has the authority to redress sexual misconduct, who has the duty to report incidents of sexual misconduct, or who a student could reasonably believe has this authority or duty.

When a victim tells a responsible employee about an incident of sexual misconduct, the victim has the right to expect the University to take immediate and appropriate steps to investigate what happened and to resolve the matter promptly and equitably.

A responsible employee must report to the Title IX coordinator all relevant details about the alleged

sexual misconduct shared by the victim and that the University will need to determine what happened – including the names of the victim and alleged perpetrator(s), any witnesses, and any other relevant facts, including the date, time and specific location of the alleged incident.

To the extent possible, information reported to a responsible employee will be shared only with people responsible for handling the University's response to the report. A responsible employee should not share information with law enforcement without the victim's consent or unless the victim has also reported the incident to law enforcement.

Before a victim reveals any information to a responsible employee, the employee should ensure that the victim understands the employee's reporting obligations – and, if the victim wants to maintain confidentiality, direct the victim to confidential resources.

If the victim wants to tell the responsible employee what happened but also maintain confidentiality, the employee should tell the victim that the University will consider the request, but cannot guarantee that the University will be able to honor it. In reporting the details of the incident to the Title IX Coordinator, the responsible employee will also inform the Coordinator of the victim's request for confidentiality.

Responsible employees will not pressure a victim to request confidentiality, but will honor and support the victim's wishes, including for the University to fully investigate an incident. By the same token, responsible employees will not pressure a victim to make a full report if the victim is not ready to.

#### Requesting Confidentiality From the University: How the University Will Weigh the Request and Respond.

If a reporting individual or victim/survivor discloses an incident to a responsible employee but wishes to maintain confidentiality or requests that no investigation into a particular incident be conducted or disciplinary action taken, the University must weigh that request against the University's obligation to provide a safe, non-discriminatory environment for all students, including the victim.

If the University honors the request for confidentiality, a victim must understand that the University's ability to meaningfully investigate the incident and pursue disciplinary action against the alleged perpetrator(s) may be limited.

Although rare, there are times when the University may not be able to honor a victim's request in order to provide a safe, non-discriminatory environment for all students.

The University has designated the Title IX Coordinator to evaluate requests for confidentiality once a responsible employee is on notice of alleged sexual violence.

When weighing a victim's request for confidentiality or that no investigation or discipline be pursued, the Title IX Coordinator will consider a range of factors, including the following:

- The increased risk that the alleged perpetrator will commit additional acts of sexual or other violence, such as:
- whether there have been other sexual violence complaints about the same alleged perpetrator;
- whether the alleged perpetrator has a history of arrests or records from a prior school indicating a history of violence;
- whether the alleged perpetrator threatened further sexual violence or other violence against the victim or others;
- whether the sexual violence was committed by multiple perpetrators;
- whether the sexual violence was perpetrated with a weapon;
- whether the victim is a minor;
- whether the University possesses other means to obtain relevant evidence of the sexual violence (e.g., security cameras or personnel, physical evidence);
- whether the victim's report reveals a pattern of perpetration (e.g., via illicit use of drugs or alcohol)



at a given location or by a particular group.

The presence of one or more of these factors could lead the University to investigate and, if appropriate, pursue disciplinary action. If none of these factors is present, the University will likely respect the victim's request for confidentiality.

If the University determines that it cannot maintain a victim's confidentiality, the University will inform the victim prior to starting an investigation and will, to the extent possible, only share information with people responsible for handling the University's response.

Even University officers and employees who cannot guarantee confidentiality will maintain privacy to the greatest extent possible. The information provided to a non-confidential resource will be relayed only as necessary for the Title IX Coordinator to investigate and/or seek a resolution.

The University will remain ever mindful of the victim's well-being, and will take ongoing steps to protect the victim from retaliation or harm and work with the victim to create a safety plan. Retaliation against the victim, whether by students or University employees, will not be tolerated. The University will also:

- assist the victim in accessing other available victim advocacy, academic support, counseling, disability, health or mental health services, and legal assistance both on and off campus (see portion of policy identifying these);
- provide other security and support, which could include issuing a no-contact order, helping arrange a change of living or working arrangements or course schedules (including for the alleged perpetrator pending the outcome of an investigation) or adjustments for assignments or tests; and
- inform the victim of the right to report a crime to campus or local law enforcement – and provide the victim with assistance if the victim wishes to do so.

The University may not require a victim to participate in any investigation or disciplinary proceeding.

Because the University is under a continuing obligation to address the issue of sexual misconduct campus-wide, reports of sexual misconduct (including non-identifying reports) will also prompt the University to consider broader remedial action – such as increased monitoring, supervision or security at locations where the reported sexual misconduct occurred; increasing education and prevention efforts, including to targeted population groups; conducting climate assessments/victimization surveys; and/or revisiting its policies and practices.

If the University determines that it can respect a victim's request for confidentiality, the University will also take immediate action as necessary to protect and assist the victim.

#### [Take Back the Night and other public awareness events](#)

Public awareness events such as "Take Back the Night," the Clothesline Project, candlelight vigils, protests, "survivor speak outs" or other forums in which students disclose incidents of sexual violence, are not considered notice to the University of sexual misconduct for purposes of triggering its obligation to investigate any particular incident(s). Such events may, however, inform the need for campus-wide education and prevention efforts, and the University will provide information about students' Title IX rights at these events.

#### [Student Conduct Records Retention Policy](#)

With the exception of those conduct records which have been successfully appealed by the student, and/or the student was otherwise exonerated of the charges, the existence of all student conduct records and the contents of such records are kept and maintained by the Dean of Students Office or designee in accordance with the Family Educational Rights and Privacy Act of 1974, as amended; and in accordance with the policies and procedures outlined by Long Island University. While most records will be retained for a period of seven years, at its discretion, the University reserves the right to retain student conduct files permanently in accordance with the policies and procedures outlined by the University; and pursuant to U.S. Department of Education, Office of Civil Rights.

Student conduct records are retained by the Dean of Students Office or designee in accordance with the policies and procedures outlined by Long Island University.

### Transcript Notations

Article 129-B of the New York State Education Law requires the University to make specific permanent and/or temporary notations on the transcripts of students found responsible for the following conduct prohibited by this Policy: sexual assault, dating violence, domestic violence, and stalking, as follows:

- “Expelled after a finding of responsibility for a code of conduct violation” – where a student has been expelled for sexual violence or another crime reportable under the Clery Act, this notation will be **permanently** added to the student’s transcript.
- “Suspended after a finding of responsibility for a code of conduct violation” – where a student has been temporarily suspended for sexual violence or another crime reportable under the Clery Act.
- “Withdrawal with pending disciplinary action” – where a student has withdrawn from the University while disciplinary charge for sexual violence or another crime reportable under the Clery Act are pending.

Students may request removal of a notation by petitioning the Dean of Students. This request must be in writing and include the rationale for the request. The Dean of Students, or his or her designee, will review the request and provide a written response within 60 days from the date the request was received. If the University vacates a finding of responsibility for any reason, any such transcript notation shall be removed.

### Prevention and Education

LIU maintains a pro-active approach to the prevention, education, and outreach activities vital to provide a safe environment for all University Community members, visitors and vendors. Programming efforts include but are not limited to HAVEN, programming activities, bystander intervention processes and programming, educational sessions at Orientations (freshman, transfer and graduate) and periodic training and programming activities throughout the year to ensure a wide dissemination, through a variety of methods including but not limited to electronic delivery, hard-copy, pamphlets, and other programming tools, of information related to the University’s sexual misconduct policies, bystander awareness, and domestic violence.

### Training

LIU annually provides University-wide education and training opportunities including HAVEN and other periodic training opportunities to ensure a wide dissemination of any and all information related to the University’s policies, procedures, and other information.

HAVEN is an online training program that LIU has implemented to meet Department of Education requirements pursuant to Title IX and VAWA (the Violence Against Women Act). LIU is requiring the student population take the course; however, the outcome of the test will not affect a student’s academic record in any way. Part 1 takes approximately 45 minutes. You must wait 30 days before you can begin Part 2. After the 30 days, you should log back in to Haven and complete part 2, which should only take 15 minutes. This is an important part of the University’s continued fight against sexual assault and is required by the university. There is no cost attached and it is non-credit bearing.

All University Title IX Coordinators, Title IX Deputies, Department of Public Safety Officers and Supervisors, Campus Life Staff Members, and other University responsible employees, victim advocates

– including any member of the University community – that will be responding to, investigating, or adjudicating sexual misconduct will receive adequate training.

### Campus Sex Crimes Prevention Act

The Campus Sex Crimes Prevention Act of 2000 requires institutions of higher education to inform the campus community where to obtain law enforcement agency information provided by a state concerning



registered sex offenders. It also requires sex offenders already required to register in a state to provide notice, as mandated under state law, of each institution of higher education in that state at which the person is employed, carries on a vocation, volunteers services or is a student.

The New York State Division of Criminal Justice Services maintains the state's Sex Offender Registry, which contains information about individuals convicted of certain sex offenses. This information is available by calling **800-262-3257** or by visiting <http://www.criminaljustice.ny.gov/nsor/>.

## ALCOHOL AND DRUGS

The University recognizes that students are adults and expects them to obey the law and campus regulations. All students must take personal responsibility for their own actions and behavior.

In compliance with the New York State Penal Law, Section 220, and the Drug Free Schools and Community Act Amendments of 1989, the manufacture, distribution, possession or use of controlled substances is prohibited.

1. **Legal Age and Intoxicated Individuals:** No person shall sell, deliver, give away, cause, permit, or procure to be sold, delivered, or given away any alcoholic beverages to: (1) any person actually or apparently under the legal age (21); or (2) any intoxicated person or any person under the influence of alcohol.
2. **Dram Shop Liability:** Any person who shall be injured in person, property, means of support, or otherwise by an intoxicated person or by reason of the intoxication of any person, whether resulting in death or not, shall have a right of action against any person who shall, by unlawfully selling to or unlawfully assisting in procuring liquor for the intoxicated person, have caused or contributed to the intoxication. In any such action the injured person will have a right to recover actual and exemplary damages.
3. **Social Host Liability:** If intoxication results in injury or damages to a third party, anyone who knowingly furnishes alcoholic beverages to any intoxicated person under the legal age of purchase, can be held subject to civil liability. The campus supports federal, state and local laws regarding illegal drugs, narcotics and other controlled substances. Possession or sale of such drugs is a violation of applicable laws and campus policy. Any person found responsible for illegal possession, distribution, or sale of any controlled substance is subject to disciplinary action by the University and will be referred to the appropriate external authorities. Under federal and New York State laws, these violations may result in an arrest, conviction, fines, and/or imprisonment. Students of legal drinking age will be disciplined if their use of alcohol becomes a danger to themselves or others or if problems such as disorder, public disturbances or property damage arise. Violation of the campus alcohol and drug policy may result in disciplinary action, up to and including expulsion and/or criminal charges.

A referral to alcohol education program, or to an Alcohol Assistance Program is available for students with drug and alcohol dependencies. In compliance with the Family Educational Rights and Privacy Act, the University may notify parents or guardians of any violations of the University's alcohol and drug policy. The University reserves the right to notify parents or guardians when a student is found in violation of the alcohol and illegal drug policy, including hospital transport for alcohol or illegal drug-related overdose.

## Evacuation of Individuals with Physical Disabilities

Public Safety Officers will assist individuals with physical disabilities in an evacuation. If you have a disability that could impair your ability to receive any of the above emergency notifications, please contact the Department of Public Safety, the Department of Residence Life and the Disability Support Services.

## CYBERBULLYING AWARENESS

What Is Cyberbullying?

Cyberbullying is the intentional use of the Internet or other devices, such as cell phones, to send or post messages or images that are meant to hurt or embarrass another person. It can be done through email, instant messaging, text messages, web pages, chat rooms, or even interactive game sites. **Cyberbullying**

**includes:**

- Sending intimidating, threatening or harassing messages to another person through texts, email, web pages, or instant messaging.
- Spreading lies and rumors about victims through the internet or text messages.
- Posting pictures without the consent of the individual.
- Tricking someone into revealing their personal information and sending it to others.
- Creating unauthorized websites, polls, or blogs about the individual that are meant to embarrass or hurt the person.
- Recording conversations or videos without the individual's consent and then posting it online.

**Tips for Protecting Yourself:**

- Be alert to all of the different forms of cyberbullying.
- **DO NOT POST OR SHARE ANY PERSONAL INFORMATION ONLINE ABOUT YOURSELF WHICH INCLUDES YOUR PHONE NUMBER, ADDRESS, SCHOOL, CREDIT CARD INFORMATION, OR YOUR SOCIAL SECURITY NUMBER.**
- Keep all of your usernames and passwords secret.
- Do your best to safely block all communication with the cyber bully.
- Inform Public Safety, Resident Life staff members, family, friends, supervisors, and co-workers about the situation.
- Keep a record of all emails, text messages and instant messages that you have received from the cyber bully.
- Contact your internet service provider or IT services and report what has happened.
- If the messages are threatening you should contact Public Safety or the police.
- **DO NOT REPLY TO THE BULLYING MESSAGES;** often if you do not reply, they will leave you alone.
- Change your username or email address so the cyber bully can no longer contact you.
- Report all incidents of cyberbullying to the Office of Public Safety.

## **JEANNE CLERY ACT (CRIME AWARENESS & CAMPUS SECURITY ACT OF 1990)**

In accordance with the provisions of the Jeanne Clery Act, LIU's Annual Security Report includes statistics for the previous three calendar years concerning reported crimes that occurred on campus; in certain off-campus buildings or property owned or controlled by the University; and on public property within, or immediately adjacent to and accessible from, the campus. The report also includes institutional policies concerning campus security issues, such as those concerning alcohol and drug use, crime prevention, the reporting of crimes, sexual assault, and other relevant matters.

The following crime categories must be reported:

- Murder
- Robbery
- Aggravated Assault
- Burglary
- Motor Vehicle Theft
- Manslaughter
- Arson
- Sex Offenses:
  - Rape
  - Fondling
  - Incest
  - Statutory Rape
- Domestic Violence
- Dating Violence
- Stalking
- Hate Crimes (larceny/theft; simple assault; intimidation; destruction/damage/vandalism of property)

(except arson)

## CRIME DEFINITIONS

### NEW YORK STATE EDUCATIONAL LAW ARTICLE 129B

**Affirmative Consent** – is a knowing, voluntary, and mutual decision among all participants to engage in sexual activity. Consent can be given by words or actions, as long as those words or actions create clear permission regarding willingness to engage in the sexual activity. Silence or the lack of resistance, in and of itself, does not demonstrate consent. The definition of consent does not vary based upon a participant's sex, sexual orientation, gender identity, or gender expression. Consent to any sexual act or prior consensual sexual activity between or with any party does not necessarily constitute consent to any other sexual act. Consent is required regardless of whether the person initiating the act is under the influence of drugs and or alcohol. Consent may be initially given but withdrawn at any time. Consent cannot be given when a person is incapacitated, which occurs when an individual lacks the ability to knowingly choose to participate in sexual activity. Incapacitation may be caused by the lack of consciousness or being asleep, being involuntary restrained, or if an individual otherwise cannot consent period. Depending on the degree of intoxication, someone who is under the influence of alcohol, drugs, or other intoxicants may be incapacitated and therefore unable to consent. Consent cannot be given when it is the result of coercion, intimidation, force, or threat of harm. When consent is withdrawn or can no longer be given, sexual activities must stop.

### CRIME DEFINITIONS FROM THE UNIFORM CRIME REPORTING HANDBOOK

Excerpted from the Implementing Regulations of the “Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act” (originally the Campus Security Act) originally published in the Federal Register on April 29, 1994 (Vol. 59, No.82) and November 1, 1999 (Vol. 64, No.210).

The following definitions are to be used for reporting the crimes listed in 34 CFR sec. 668.46 (previously 668.47) in accordance with the Federal Bureau of Investigation's Uniform Crime Reporting Program. The definitions for murder, robbery, aggravated assault, burglary, motor vehicle theft, weapon law violations, drug abuse violations and liquor law violations are excerpted from the National Incident-Based Reporting System Edition of the Uniform Crime Reporting Handbook.

#### **Arson**

Any willful or malicious burning or attempt to burn, with or without intent to defraud, a dwelling house, public building, motor vehicle or aircraft, personal property of another, etc.

#### **Criminal Homicide-Manslaughter by Negligence**

The killing of another person through gross negligence.

**Criminal Homicide-Murder and Non-negligent Manslaughter** The willful (non-negligent) killing of one human being by another. **Robbery**

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

#### **Aggravated Assault**

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

## **Burglary**

The unlawful entry of a structure to commit a felony or theft. For reporting purposes this definition includes: unlawful entry with intent to commit a larceny or felony; breaking and entering with intent to commit a larceny; housebreaking; safecracking; and all attempts to commit any of the aforementioned.

## **Motor Vehicle Theft**

The theft or attempted theft of a motor vehicle. (Classify as motor vehicle theft all cases where automobiles are taken by persons not having lawful access even though vehicles are later abandoned, including joyriding).

## **Weapon Law Violations**

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

## **Drug Abuse Violations**

Violations of State and local laws relating to the unlawful possession, sale, use, growing, manufacturing, and making of narcotic drugs. The relevant substances include; opium or cocaine and their derivatives (morphine, heroin, codeine); marijuana; synthetic narcotics (Demerol, methadone); and dangerous non-narcotic drugs (barbiturates, Benzedrine).

## **Liquor Law Violations**

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

## **SEX OFFENSES DEFINITIONS FROM THE NATIONAL INCIDENT-BASED REPORTING SYSTEM EDITION OF THE UNIFORM CRIME REPORTING PROGRAM** **Sex Offenses**

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

1. Rape - The carnal knowledge of a person, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental or physical incapacity .
2. Sodomy - Oral or anal sexual intercourse with another person, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental or physical incapacity.
3. 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, without the consent of the victim, including instances will where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental or physical in capacity.
4. Fondling - The touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental incapacity.

## **Sex Offenses**

Unlawful, nonforcible sexual intercourse.

1. Incest - Nonforcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
2. Statutory Rape - Non-forcible sexual intercourse with a person who is under the statutory age of consent.

Definitions for Campus SaVe Act

### **Dating Violence**

Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim. The existence of such a relationship shall be determined based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship. Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse. Dating violence does not include acts covered under the definition of domestic violence.

### **Domestic Violence**

A felony or misdemeanor crime of violence committed: (a) by a current or former spouse or intimate partner of the victim; (b) by a person with whom the victim shares a child in common; (c) by a person who is cohabitating with, or has cohabitated with, the victim as a spouse or intimate partner; (d) by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred, or (e) by any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.

### **Stalking**

Engaging in a course of conduct directed at a specific person that would cause a reasonable person to: (a) fear for the person's safety or the safety of others; or (a) suffer substantial emotional distress.

### **Sexual Assault**

Any sexual act directed against another person, without the consent of the victim, including instances where the victim is incapable of giving consent. Sexual Assault includes, but is not limited to, rape, fondling, incest, or statutory rape.

In 2008, the Clery Act was amended to include the following additional hate crimes: (a) larceny theft, (b) simple assault; (c) intimidation; and (d) destruction/damage/vandalism of property (except arson).

## **Reporting Hate Motivated Crimes and Incidents**

### **Definition of a Hate Crime**

Any criminal act or attempted criminal act intended to cause injury, emotional suffering, or property damage which is or appears to be motivated, all or in part, by race, ethnic background, national origin, religious belief, sex, age, disability.

The Department of Public Safety is responsible for collecting and reporting hate motivated crime statistics. Hate Motivated crimes should be reported as indicated in the section, "How to Report a Crime or Other Emergency".

### **Sex Offender Registry and Access to Related Information**

On September 30, 2003, the Campus Sex Crimes Prevention Act of 2000 (CSCPA), enacted on October 28, 2000, will be in effect. The law requires institutions of higher education to issue a statement advising the campus community where law enforcement agency information provided by a State concerning registered sex offenders may be obtained. It also requires sex offenders already required to register in a State to provide notice, as required under State Law, of each institution of higher education in that State at which the person is employed, carries on a vocation, volunteer services or is a student.

## **N.Y.S. LAWS & PENALTIES REGARDING SEX OFFENSES**

### **N.Y.S. PENAL LAW DEFINITIONS INVOLVING LACK OF CONSENT:**

- A. **Mentally Defective:** a person suffers from a mental disease or defect which renders him or her incapable of appraising the nature of his/her conduct.
- B. **Mentally Incapacitated:** a person is rendered temporarily incapable of appraising or controlling his/her conduct owing to the influence of a narcotic or intoxicating substance administered to him/her without his consent, or to any other act committed upon him/her without his consent.
- C. **Physically Helpless:** a person is unconscious or for any other reason is physically unable to communicate unwillingness to an act.
- D. **Forcible Compulsion:** to compel by either (a) use of physical force; or (b) a threat, express or implied, which placed a person in fear of immediate death or physical injury to himself, herself or another person, or in fear that he, she or another person will immediately be kidnapped.
- E. **Age:** male/female less than 17 years of age is incapable of consenting to any act as per NYS Penal Law Article 130 (Sex Offenses). One must be at least 17 years of age to legally engage in any sexual activity. If age is the only factor, it is known as a "statutory" offense.

Note: It is not a defense that the defendant did not know the age of the victim. A basic element of all sex offenses is the lack of consent. Without lack of consent there would be no sex offense. Consent is a voluntary agreement to engage in sexual activity. Someone who is incapacitated cannot consent. Past consent does not imply future consent; silence or an absence of resistance does not imply consent. Consent to engage in sexual activity with one person does not imply consent to engage in sexual activity with another. Consent can be withdrawn at any time, and coercion, force, or threat of either invalidates consent.

### **RAPE**

Rape is always a felony. A person is guilty of rape when a person engages in sexual intercourse with another person without that person's consent. Rape may be committed in seven (7) ways:

1. Forcible compulsion
2. Mentally Defective
3. Mentally Incapacitated
4. Person 21 years of age or older, engages in sexual intercourse with another person who is less than seventeen (17) years of age (16, 15, or 14).
5. Person, age 18 years of age or older, engages in sexual intercourse with another person who is less than 14 years old (13, 12, or 11).
6. The victim is physically helpless.
7. A male engages in intercourse with a female who is less than 11 years old (10 or less.)

### **SODOMY**

Sodomy is always a felony. A person is guilty of sodomy when that person engages in deviant sexual intercourse with another person, without that person's consent. Sodomy may be committed in seven (7) ways as described above, under rape.

### **SEXUAL MISCONDUCT**

Sexual misconduct is always a misdemeanor. A person is guilty of sexual misconduct when:

- he or she engages in sexual intercourse with another person without such person's consent; or
- he or she engages in deviant sexual intercourse with another person without such person's consent; or
- he or she engages in sexual conduct with an animal or a dead human body.

### **SEXUAL ABUSE**

Sexual abuse is either a felony or a misdemeanor. A person is guilty of sexual abuse when he or she subjects another person to sexual contact without the latter's consent. In addition to forcible compulsion or incapacity to consent a person can be charged with sexual abuse in any case in which the victim does not expressly or impliedly acquiesce in the actor's conduct.

“Misdemeanor” means an offense, other than a “traffic infraction,” for which a sentence to a term of imprisonment in excess of fifteen days may be imposed, but for which a sentence to a term of imprisonment in excess of one year may not be imposed.

“Felony” means an offense for which a sentence to a term of imprisonment in excess of one year may be imposed.

“Crime” means a misdemeanor or a felony.

## **TERRORISM PRECAUTIONS**

### **General Safety Recommendations Regarding Suspected Terrorist Activities**

Heightened security is not intended to induce fear and panic. People should go about their normal business while paying particular attention to their surroundings.

#### **Suspicious Behavior/Circumstances:**

**Be aware of the following conditions and report to Public Safety. If off-campus notify outside law enforcement at 911:**

- People in buildings or areas who do not appear to be conducting legitimate business.
- People monitoring areas, buildings or entrances.
- Unauthorized people in restricted, sensitive or private areas.
- Persons taking photographs of critical facilities.
- Persons asking detailed information about physical security and/or information with no apparent need for that information.
- People wearing clothing not consistent with the weather conditions (bulky coat in warm weather etc.).
- Abandoned parcels or other items in unusual locations or high traffic areas.
- Individual attempting to access utility locations (water, electrical, petroleum, telecommunications, information systems).
- Multiple persons who appear to be working in unison, committing the above.

#### **Be Alert to:**

- Abandoned vehicles
- Vehicles parked near buildings or public and common areas
- Unexpected/unfamiliar delivery trucks
- Unfamiliar vehicles parked for long periods
- Vehicles containing unusual/suspicious parcels or material
- Vehicles arriving and being left behind at odd hours
- Substances leaking or spilling from vehicles

#### **Building/Office Security:**

- Don't prop open building/residence hall entrance doors/windows. Rectify these situations when you observe them.
- Account for and secure keys. Don't leave them unattended or give to unauthorized persons. Report lost keys to building manager/department head.
- Account for and secure all sensitive material/information when not able to attend to it.
- Account for and secure sensitive deliveries in a timely manner.
- Secure all areas when not attended.
- Be aware of unfamiliar persons in, or visitors to, your office/lab etc.
- Protect access codes, combinations and cards. Change security codes regularly. Report compromised codes to the person in charge of area.

#### **Additional Safety Recommendations:**



- Closely monitor news reports and Emergency Alert System (EAS) radio/TV stations.
- Expect delays, searches of purses and bags, and restricted access to public buildings.
- Expect traffic delays and restrictions.
- Take personal security precautions to avoid becoming a victim of crime or terrorist attack.
- Avoid crowded public areas and gatherings.
- DO NOT TRAVEL INTO AREAS AFFECTED BY AN ATTACK OR THOSE CONSIDERED TERRORIST TARGETS.
- Keep emergency supplies accessible and automobile fuel tank full.
- Be prepared to evacuate your home or shelter if ordered to do so by local authorities.
- Develop and review family emergency plans.
- Be prepared for disasters and family emergencies.
- Increase family emergency preparedness by purchasing supplies, food, and storing water.
- Assist neighbors who may need help.
- Avoid passing unsubstantiated information and rumors.
- Continue normal activities but be watchful for suspicious activities. Report criminal and suspicious activity to local law enforcement. Continue to enjoy individual freedom. Participate freely in travel, work, and recreational activities.
- Take first aid and CPR classes.
- Become active in Campus Watch and/or your local Neighborhood Crime Watch program.
- Network with your family, neighbors, and community for mutual support during a disaster or terrorist attack.
- Learn what critical facilities are located in your community and report suspicious activities at or near these sites.
- Contact local officials to learn about specific hazards in your community.
- Increase individual or family emergency preparedness through training, maintaining good physical fitness and health.
- Be familiar with local natural and technological (man-made) hazards in your community and what measures you can take to protect your family.
- Keep recommended immunizations up-to-date.
- Know how to turn off your power, gas, and water service to your house.
- Know what hazardous materials are stored in your home and how to properly dispose of unneeded chemicals.
- Support the efforts of your local emergency responders (public safety, fire fighters, law enforcement and emergency medical service).
- Volunteer to assist and support the community emergency response agencies.

For further information visit the Department of Homeland Security's website: <http://www.dhs.gov>

If you have any non-emergency questions related to this Safety Advisory, please feel free to call Public Safety at **ext. 2214**. If you have any health-related questions, call the LIU Post Medical Services at **ext. 2345**.

### **Bomb Threat Procedures**

In the event a bomb threat is received by telephone, the call taker will attempt to ascertain as much information as possible from the caller and contact Public Safety immediately. If a bomb threat is received by e-mail, the receiver will first print a copy of the e-mail, call Public Safety and then forward the e-mail threat to the Director of Public Safety at [PublicSafety@liu.edu](mailto:PublicSafety@liu.edu). Under no circumstance should the receiver delete the e-mail threat.

Upon receipt of information of a bomb threat, the Department of Public Safety will take all action steps as outlined in the Emergency Management Procedure Manual and the Department of Public Safety Standards of Operation Manual to ensure the safety and security of the affected area and campus community. Local law enforcement authorities will be notified by the Department of Public Safety of all threats against the campus. The Director of Public Safety or his/her designee will issue an "ALL-CLEAR" message after consulting with law enforcement and applicable campus officials, and only when all officials are in agreement that there is not an active threat to the campus and the area is safe for students, faculty, staff



and/or visitors.

## Anthrax/Biological Agents

The U.S. Postal Service suggests that individuals should watch for mail/parcels that:

- are unexpected or from someone unfamiliar to you.
- addressed to someone no longer with your organization or are otherwise outdated.
- have no return address or have one that can't be verified as legitimate.
- are of unusual weight, given their size or are lopsided or oddly shaped.
- are marked with restrictive endorsements such as "Personal" or "Confidential"
- have protruding wires, strange odors or stains.
- show a city or state in the postmark that doesn't match the return address.

### What should I do if I've received a suspicious parcel in the mail?

- Do not try to open the parcel!
- Isolate the parcel.
- Evacuate the immediate area surrounding the parcel.

Call Public Safety to report that you've received a parcel in the mail that may contain biological or chemical substances.

## Reporting a Gas Leak

Natural gas leaks may occur and may bring danger of an explosion. Gas leaks are identified by an odor similar to rotten eggs. **If a gas leak is suspected, do the following:**

- Notify Public Safety. They will provide any direction you need. If you feel the need to evacuate immediately, do so.
- Notify others who may be affected.
- DO NOT TURN ON OR OFF ANY ELECTRICAL DEVICE INCLUDING LIGHT SWITCHES (spark prevention).
- If gas leak is inside building, ventilate by opening windows.
- If gas leak is outside the building, close windows and ventilation air intakes.
- Turn off all ignition sources.
- Public Safety will assess and determine if there is a need to evacuate.

### If you are asked to evacuate:

- Leave lights on.
- DO NOT LOCK DOORS.
- Follow normal fire drill route. Follow alternate route if normal route is too dangerous.
- Everyone should evacuate upwind of gas odor to a safe distance outside of building (preferably to a distance of 300 feet or greater).
- Try to determine if anyone is missing after you have evacuated and report those missing to Public Safety.
- No one may re-enter the building until the Fire Department or Public Safety declares entire building to be safe.

## CAMPUS SEX CRIMES PREVENTION ACT

The Campus Sex Crimes Prevention Act of 2000 requires institutions of higher education to inform the campus community where to obtain law enforcement agency information provided by a state concerning registered sex offenders. It also requires sex offenders already required to register in a state to provide notice, as mandated under state law, of each institution of higher education in that state at which the person is employed, carries on a vocation, volunteers services or is a student.

The New York State Division of Criminal Justice Services maintains the state's Sex Offender Registry, which contains information about individuals convicted of certain sex offenses. This information is available by calling **800-262-3257** or by visiting <http://www.criminaljustice.ny.gov/nsor/>.

## PART 2 – LIU Post

### PUBLIC SAFETY

#### HOW TO REPORT A CRIME OR OTHER EMERGENCY

The Department of Public Safety encourages the accurate and prompt reporting of all crimes to campus security and the appropriate law enforcement agencies. **Dial 2222** from any campus phone or simply push the **RED** button on any blue light emergency phone to report a crime in progress and/or other emergency.

To report any crime or any emergency, dial **911** or **516-299-2222** from outside lines for immediate attention and response. Respond directly to the Office of the Department of Public Safety located in the Facilities Services building on the northeast side of campus (in the second parking lot on the left off Gold Coast Road, south of the East Gate).

The Department of Public Safety utilizes Memorandum of Understanding with the Old Brookville/Old Westbury Police Departments to cooperate for the handling of on-campus incidents.

When reporting a crime or incident please provide as much information as possible, to include:

- Details of what happened
- Specific location
- Identity and/or description of person(s) involved
- Date and time of incident

Be as specific as possible when giving any information to the Department of Public Safety, i.e. description of person(s), vehicle(s), etc. Public Safety patrol vehicles and foot patrols are radio dispatched to handle emergencies, safety, security, and enforcement duties anywhere on campus. In addition, there are numerous well-marked emergency telephones located throughout the campus to facilitate the reporting of crimes, fires and other emergency situations.

#### SNOW AND EMERGENCY SCHOOL CLOSINGS

In the event of snow storms, inclement weather, power outages and other emergencies at LIU Post, please call **516-299-2000** or **516-299-EMER (3637)** for information on class and event cancellations.

Information is also available on the Web at: **www.weatherclosings.com** and **www.liu.edu/post**. These radio and TV stations will be notified of class and event cancellations:

FM STATIONS: WALK 97.5 FM, WBAB 102.3 FM, WBLI 106.1 FM, WRCN 103.9 FM, WMJC 94.3 FM, WKJY 98.3 FM, WBZO 103.1 FM

AM STATIONS: WCBS 880 AM, WINS 1010 AM, WOR 710 AM, WLIE 540 AM, WHLI 1100 AM, WLIM 1580 AM

TV STATIONS:

News 12 Long Island, CBS Channel 2, WNBC Channel 4

**NOTE:** Since some of these radio and TV stations announce cancellations only once daily, students are urged to call the above phone numbers or visit the web sites listed for official cancellation information. Make-up classes will be at the discretion of the faculty and administration of LIU Post.

#### BLUE LIGHT EMERGENCY PHONES

Situated throughout the campus are blue light emergency phones. If a member of the campus community encounters a situation where they require immediate emergency assistance, he/she should contact the Department of Public Safety from any campus phone by dialing **ext. 2222** or use one of the blue light emergency phones on campus and a Public Safety officer will assist him or her.

**CRIME PREVENTION AND CAMPUS SECURITY PROGRAM** Representatives of the campus join together at freshman and transfer orientation to provide information and advice to newcomers to the campus. Presentations are also conducted for family members, in order to familiarize them with the Department of Public Safety and to address any questions or concerns. Additional information concerning campus programs is distributed to all new students through College 101, which is a 13-week, one-credit course designed for new students.

### **PERSONAL SAFETY PROGRAM**

Interested individuals and groups can arrange for informational safety presentations by a trained crime prevention officer from the Department of Public Safety to address specific concerns.

### **BROCHURES**

Brochures and crime prevention pamphlets are available at the Public Safety Office as well as Student Affairs offices and other locations throughout campus. Subject matter deals with a variety of tips on protecting oneself from becoming a victim of crime.

### **SAFETY ESCORTS**

The Department of Public Safety at LIU Post is dedicated to providing a safe and secure campus environment for the students, staff, faculty, and visitors of the community it serves. To meet this goal, the Department of Public Safety provides a **free walking escort service**. The Escort Service is available to all students, staff, faculty and visitors to the campus. The Escort Service is designed to enhance campus members' safety and peace of mind if they must walk after dark. The primary goal of the Escort Service is to enable members to travel from one campus location to another with a greater sense of security. The Department of Public Safety carefully conducts background checks and screens all students selected as escorts. Escorts can be identified by their conspicuously marked jackets. All escorts carry two-way radios for quick dispatch and prompt service. **The Escort Service is operational Monday through Thursday, 6 p.m. to 11 p.m.** with the exception of holidays and intersessions.

To arrange for an escort please dial **516-299-2200** from any phone or use one of the many blue light emergency phones located throughout the campus. When calling to arrange an escort please provide the following information: your name, your exact location and destination.

## LIU POST CRIME STATISTICS

Crime	On Campus			Non-Campus Buildings			Public Property			Residence Hall *		
	2018	2019	2020	2018	2019	2020	2018	2019	2020	2018	2019	2020
<b>Criminal Homicide</b>												
Murder and Non-Negligent Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0	0	0	0	0	0	0
<b>Sex Offenses</b>												
Rape	0	1	0	0	0	0	0	0	0	0	1	0
Fondling	2	0	0	0	0	0	0	0	0	0	0	0
Incest	0	0	0	0	0	0	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0	0	0	0	0	0	0
<b>Other Criminal Offenses</b>												
Robbery	0	1	0	0	0	0	0	0	0	0	1	0
Aggravated Assault	0	0	0	0	0	0	0	0	0	0	0	0
Burglary	0	0	0	0	0	0	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0	0	0	0	0
<b>VAWA Offenses</b>												
Domestic Violence	0	0	0	0	0	0	0	0	0	0	0	0
Dating Violence	3	1	1	0	0	0	0	0	0	3	1	0
Stalking	1	0	0	0	0	0	0	0	0	1	0	0
<b>Referred for Disciplinary Action</b>												
Liquor Law Violations	108	58	5	0	0	0	0	0	0	108	58	5
Drug Law Violations	37	37	7	0	0	0	0	0	0	37	37	7
Illegal Weapons Violations	0	0	0	0	0	0	0	0	0	0	0	0
<b>Arrests</b>												
Liquor Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
Drug Law Violations	0	1	0	0	0	0	0	0	0	0	0	0
Illegal Weapons Violations	0	0	0	0	0	0	0	0	0	0	0	0

**Hate Crimes: LIU Post**

2018, 2019, 2020: No hate crimes to disclose

**Unfounded Crimes: LIU Post**

2018, 2019, 2020: No unfounded crimes to disclose.

**FOOTNOTES:**

\* Campus residence halls statistics are a subset of the overall on-campus totals.

## PART 3 – LIU Brooklyn

### PUBLIC SAFETY

The Department of Public Safety: 718-488-1078

Email: [publicsafety@brooklyn.liu.edu](mailto:publicsafety@brooklyn.liu.edu)

The Department of Public Safety is located in the rear of Metcalfe Building, between the entrance to Sloan and the side entrance to the Paramount Theater, opposite the Pharmacy Building. Public Safety Officers are licensed by the State of New York and are trained, certified and registered pursuant to the New York State Security Guard Act of 1992. Public Safety Officers are not peace officers. The Department of Public Safety utilizes a Memorandum of Understanding with the 88th Precinct of the New York City Police Department to cooperate for the handling of on-campus incidents. The Department serves the campus 24 hours a day, 7 days a week year-round and may be reached by dialing extension 1078. Dial 1078 or 911 for emergencies on campus telephones. (Add area code (718) and prefix 488 when using outside lines (so from a cellphone or off-campus, public safety can be reached at (718) 488-1078)).

#### Department of Public Safety Services

The Department administers a comprehensive public safety program, including crime prevention programs, fire prevention exercises, personal safety workshops, escort services, an emergency alert system, and a network of sirens and loudspeakers in the event of outdoor emergencies. The Department maintains and promotes respect for the individual rights and dignity of all persons and continually attempts to instill public confidence by maintaining a high degree of professionalism, dedication and expertise in the delivery of the service it provides.

### REPORTING CRIMES AND EMERGENCIES

The Department of Public Safety encourages the accurate and prompt reporting of all incidents to campus security and to appropriate law enforcement agencies. All members of the campus community are urged to report all incidents of alleged criminal activity, fire, medical emergencies, and complaints immediately.

#### How to Report a Crime or other Emergency

**Dial 1078** from any campus phone or simply push the RED button on any yellow emergency phone to report a crime in progress and/or other emergency; or

Respond in person to the Office of the Department of Public Safety located in the rear of the Metcalfe Building.

When reporting a crime or incident please provide as much information as possible, including:

- Details of what happened
- Specific Location
- Identify and/or description of person(s) involved
- Date and time of incident

Be as specific as possible when giving any information to the Department of Public Safety, i.e. description of person(s), vehicle(s), etc.

A link to LIU Brooklyn Faculty and Staff Emergency and Safety Procedures Guide can be found at: [www.liu.edu/Brooklyn/About/Offices/Public-Safety/Emergency](http://www.liu.edu/Brooklyn/About/Offices/Public-Safety/Emergency)

#### Emergency Building Managers (Training)

Administrators and staff members have been trained to serve as Emergency Building Managers (EBM), Evacuation Supervisors and Emergency Floor Wardens and Searchers (EFWS) in each building on campus. In the event of an emergency, the EBM, Evacuation Supervisors and EFWS assist Fire Safety Director from Public Safety in disseminating information in their building. Each EMB, Evacuation Supervisors and EFWS are trained with updated information annually by the Fire Safety Director of the

Public Safety Department. EBMs and EFWSs have been trained in “Evacuation” and “Shelter in Place” procedures. Our Evacuation Supervisors are trained Fire Safety Director with certifications from the Fire Department within the Public Safety Department.

They have been issued red and yellow emergency protocol cards and will wear a high visibility orange vest in an emergency in order for first responder to identify them and make contact.

A Fire Safety Director on duty will contact the EMB and EFWS and Evacuation Supervisors provide them with instructions regarding the nature of the emergency and whether the occupants of that building should “Evacuate” or “Shelter in Place.”

## **Snow and Emergency School Closings**

In the event of snow storms, inclement weather, power outages and other emergencies at LIU Brooklyn, please call: **718-488-1000** or **718-488-1078** for information on class and event cancellations. Information is also available on the web at: **[www.liu.edu/brooklyn](http://www.liu.edu/brooklyn)**

These radio and TV stations will be notified of class and event cancellations:

### **FM Stations:**

WALK 97.5 FM, WBAB 102.3 FM, WBLI 106.1 FM, WRCN 103.9 FM, WMJC 94.3 FM, WKJY 98.3 FM, WBZO 103.1 FM

### **AM Stations:**

WCBS 880 AM, WINS 1010 AM, WOR 710 AM, WLIE 540 AM, WHLI 1100 AM, WLIM 1580 AM

### **TV Stations:**

News 12 Brooklyn, CBS Channel 2, WNBC Channel 4

**NOTE:** Since some of these radio and TV stations announce cancellations only once daily, students are urged to call the above phone numbers or visit the web sites listed for official cancellation information. Make-up classes will be at the discretion of the faculty and administration of LIU Brooklyn.

## **ACCESS TO CAMPUS BUILDINGS**

Academic and administrative buildings on campus are normally locked after business hours unless they are being used for legitimate evening or educational purposes. The campus computerized intrusion and fire alarms are monitored 24 hours a day by a Public Safety Officer.

## **Residential Facilities and Policies**

The Office of Residence Life & Housing is committed to working with students in order to create an environment that supports and compliments the academic mission of the University.

Student residents reside in one of our three residential halls. Each residential hall facility includes a security checkpoint, which is staffed at prescribed hours. All building entries are monitored 24- hours, 7 days a week and residents of the building have access via an entry card system. Guests and visitors are required to register when entering a building.

Live-in Residence Hall Directors (RHD's) and Residence Assistants (RA's) staff all residential facilities and at least one of these staff members is on duty at all times. No one is admitted without proper photo I.D. (University I.D. or Driver's License). All guests and persons making deliveries must sign in at the Security desk at the front entrances and must be escorted to the room by the student they are visiting. Visitors are permitted in the residence halls only with proper authorization.

The Department of Public Safety works closely with the Residence Life staff to ensure that safety and welfare policies are being satisfactorily implemented in and about residential halls and that fire regulations are being followed. Hallways and public areas are patrolled with attention focused on potential security issues. Public Safety Officers are available to conduct informational safety presentations upon request.



## PART 4 – LIU BRENTWOOD

### PUBLIC SAFETY

Public Safety and Security support for LIU Brentwood is provided by the Suffolk County Community College Public Safety Department. The Public Safety staff is available to assist students, faculty, and staff with public safety issues and concerns. Public Safety will provide limited assistance to students experiencing difficulties with their cars and is charged with enforcing campus parking and other College policies. Blue light emergency phones are located at several locations on the campus. The Public Safety Office is located in the North Cottage. The office can be reached by dialing 631-451-4242.

### LIU BRENTWOOD CRIME STATISTICS

Crime	On Campus			Non-Campus Buildings			Public Property			Residence Hall *		
	2018	2019	2020	2018	2019	2020	2018	2019	2020	2018	2019	2020
<b>Criminal Homicide</b>												
Murder and Non-Negligent Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0	0	0	0	0	0	0
<b>Sex Offenses</b>												
Rape	0	0	0	0	0	0	0	0	0	0	0	0
Fondling	2	1	0	0	0	0	0	0	0	0	0	0
Incest	0	0	0	0	0	0	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0	0	0	0	0	0	0
<b>Other Criminal Offenses</b>												
Robbery	0	0	0	0	0	0	0	0	0	0	0	0
Aggravated Assault	2	1	0	0	0	0	0	0	0	0	0	0
Burglary	1	1	0	0	0	0	0	0	0	0	0	0
Motor Vehicle Theft	1	0	0	0	0	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0	0	0	0	0
<b>VAWA Offenses</b>												
Domestic Violence	0	0	0	0	0	0	0	0	0	0	0	0
Dating Violence	0	0	0	0	0	0	0	0	0	0	0	0
Stalking	3	3	0	0	0	0	0	0	0	0	0	0
<b>Referred for Disciplinary Action</b>												
Liquor Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
Drug Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
Illegal Weapons Violations	0	0	0	0	0	0	0	0	0	0	0	0
<b>Arrests</b>												
Liquor Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
Drug Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
Illegal Weapons Violations	0	0	0	0	0	0	0	0	0	0	0	0

**Hate Crimes: LIU Brentwood** 2018, 2019, 2020: No hate crimes to disclose

**Unfounded Crimes: LIU Brentwood** 2018, 2019, 2020: No unfounded crimes to disclose

**FOOTNOTES:**

\* LIU Brentwood operates its classes on a portion of the Suffolk County Community College Michael J. Grant campus. . LIU Brentwood does not maintain residence halls on the Suffolk County Community College Michael J. Grant campus.



## PART 5 – LIU RIVERHEAD

### PUBLIC SAFETY

Public Safety and Security support for LIU Riverhead is provided by the Suffolk County Community College Public Safety Department. The Public Safety staff is available to assist students, faculty, and staff with public safety issues and concerns. Public Safety will provide limited assistance to students experiencing difficulties with their cars and is charged with enforcing campus parking and other College policies. Blue light emergency phones are located at several locations on the campus. The Public Safety Office is located in the Shinnecock Building, room 120. The office can be reached by dialing 631-548-3636.

### LIU RIVERHEAD CRIME STATISTICS

Crime	On Campus			Non-Campus Buildings			Public Property			Residence Hall *		
	2018	2019	2020	2018	2019	2020	2018	2019	2020	2018	2019	2020
<b>Criminal Homicide</b>												
Murder and Non-Negligent Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0	0	0	0	0	0	0
<b>Sex Offenses</b>												
Rape	0	0	0	0	0	0	0	0	0	0	0	0
Fondling	1	1	0	0	0	0	0	0	0	0	0	0
Incest	0	0	0	0	0	0	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0	0	0	0	0	0	0
<b>Other Criminal Offenses</b>												
Robbery	0	0	0	0	0	0	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0	0	0	0	0	0	0
Burglary	0	0	0	0	0	0	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0	0	0	0	0
<b>VAWA Offenses</b>												
Domestic Violence	0	0	0	0	0	0	0	0	0	0	0	0
Dating Violence	0	0	0	0	0	0	0	0	0	0	0	0
Stalking	3	4	1	0	0	0	0	0	0	0	0	0
<b>Referred for Disciplinary Action</b>												
Liquor Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
Drug Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
Illegal Weapons Violations	0	0	0	0	0	0	0	0	0	0	0	0
<b>Arrests</b>												
Liquor Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
Drug Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
Illegal Weapons Violations	0	0	0	0	0	0	0	0	0	0	0	0

**Hate Crimes: LIU Riverhead**

2018, 2019, 2020: No hate crimes to disclose

**Unfounded Crimes: LIU Riverhead**

2018, 2019, 2020: No unfounded crimes to disclose

**FOOTNOTES:**

\* LIU Riverhead operates its classes on a portion of the Suffolk County Community College Eastern campus. LIU Riverhead does not maintain residence halls on the Suffolk County Community College Eastern campus.

## PART 6 – LIU HUDSON

### PUBLIC SAFETY

Public Safety and Security support for LIU Hudson is provided by the New York State University Police, a full-time law enforcement agency that provides service and protection for the campus and associated facilities 24 hours a day, 7 days a week. University Police are available to assist students, faculty, and staff with public safety issues and concerns, and are charged with enforcing campus parking and other Purchase College policies. There are 44 Emergency Blue Light Phones strategically located throughout the campus. These Blue Light Phones are directly connected to the University Police Communications Office.

The non-emergency number is (914) 251-6900. The emergency number is (914) 251-6911.

### LIU HUDSON CRIME STATISTICS

Crime	On Campus			Non-Campus Buildings			Public Property			Residence Hall *		
	2018	2019	2020	2018	2019	2020	2018	2019	2020	2018	2019	2020
<b>Criminal Homicide</b>												
Murder and Non-Negligent Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0	0	0	0	0	0	0
<b>Sex Offenses</b>												
Rape	0	0	0	0	0	0	0	0	0	0	0	0
Fondling	0	0	0	0	0	0	0	0	0	0	0	0
Incest	0	0	0	0	0	0	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0	0	0	0	0	0	0
<b>Other Criminal Offenses</b>												
Robbery	0	0	0	0	0	0	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0	0	0	0	0	0	0
Burglary	0	0	0	0	0	0	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0	0	0	0	0
<b>VAWA Offenses</b>												
Domestic Violence	0	0	0	0	0	0	0	0	0	0	0	0
Dating Violence	0	0	0	0	0	0	0	0	0	0	0	0
Stalking	0	0	0	0	0	0	0	0	0	0	0	0
<b>Referred for Disciplinary Action</b>												
Liquor Law Violations	5	0	0	0	0	0	0	0	0	0	0	0
Drug Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
Illegal Weapons Violations	0	0	0	0	0	0	0	0	0	0	0	0
<b>Arrests</b>												
Liquor Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
Drug Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
Illegal Weapons Violations	1	0	0	0	0	0	0	0	0	0	0	0

**Hate Crimes: LIU Hudson**

2018, 2019, 2020: 2019 Hate Crime Graffiti

**Unfounded Crimes: LIU Hudson**

2018, 2019, 2020: No unfounded crimes to disclose

**FOOTNOTES:**

\* LIU Hudson operates its classes on a portion of the SUNY Purchase campus. LIU does not maintain residence halls on the LIU Hudson campus.

## PART 7 – FIRE SAFETY REPORT

In accordance with the Higher Education Opportunity Act (HEOA) of 2008, LIU is required to publish and distribute an Annual Fire Safety Report; and is required to maintain a Fire Log.

Information contained in this annual report includes: Fire safety practices and standards, fire statistics, a description of each on-campus student housing facility fire safety system, the number of regular mandated supervised fire drills, policies and rules on portable electrical appliances, smoking and open flame, procedures for evacuation, policies regarding fire safety education and training programs for students, faculty and staff, and plans for future improvements in fire safety.

### Fire Safety Statistics

The following statistics are collected and reported by the Department of Public Safety:

- The number of fires and the cause of each fire
- The number of deaths related to the fire
- The number of injuries related to the fire that resulted in treatment at a medical facility
- The value of property damage related to the fire

### FIRE SAFETY SYSTEMS

Fire alarm systems are monitored 24 hours per day, 365 days a year by the Department of Public Safety. In the event of an activation of fire alarm systems, the Department of Public Safety dispatcher will immediately notify the local fire department and police.

Number of fire drills held in residence halls: Three drills are conducted (one for each shift) every three months (a total of 12 annually) by Fire Safety Officers in conjunction with and under the supervision of Public Safety Officers and Residence Life staff members. Rules and policies concerning portable electrical appliances, smoking, and open flames in resident housing are published in the Student Handbook under “Campus Fire Safety Procedures” and are found in the housing contract which is executed by each student.

### PROCEDURES FOR EVACUATIONS, FIRE SAFETY EDUCATION AND TRAINING:

Fire safety procedures can be found under “Campus Fire Safety Procedures” in the Student Handbook, as well as the Emergency and Safety Procedures Guide, which outlines evacuations, fire/explosion and gas leaks producers

Fire safety training is conducted annually by a Campus fire safety officer with all housing staff and RA’s.

During fire drills, a Campus fire safety officer issues fire safety tips to students.

Public Safety supervisors address safety issues and fire safety tips during floor meetings in Campus residence halls in conjunction with RA’s (Resident Assistants).

### FIRE LOG

The LIU Fire Log is maintained at the Department of Public Safety for each campus and is available for inspections at the Office of Public Safety, Monday – Friday, 9 a.m. to 5 p.m.

The log contains information concerning the nature, date, time and general location of each fire occurring in on-campus student housing facilities.

### FIRE SAFETY PROCEDURES

The act of discharging a fire extinguisher, lighting a fire, and misuse or tampering with the alarm or sprinkler system is considered irresponsible behavior and endangers the lives of others and can result in immediate judicial or criminal action. Long Island University reserves the right to pursue criminal charges through the appropriate authorities.

### Actions to Take

- Remain calm.
- Pull the nearest fire alarm, if not already activated.

- Only attempt to use a fire extinguish if you have been formally trained.
- Remove anyone from immediate danger.
- Notify Public Safety from a safe location.
- Close all doors to confine smoke and fire.
- Unless otherwise directed, follow your Building Evacuation Plan and proceed to the designated evacuation rally point outside the building.
- Do not delay evacuation for the purpose of retrieving personal belongings.
- Walk without delay, but do not run. Do not use elevators.
- Feel exit doors for heat, stay low and close to walls while evacuating.
- If smoke is present, stay low. The best quality of air is near the floor.
- Consider persons with disabilities who may need assistance evacuating.
- Never allow the fire to come between you and an exit.
- Try to account for everyone when you reach the evacuation rally point.
- Notify Public Safety if anyone is missing or injured.
- Everyone should remain at the evacuation rally point until directed otherwise by Public Safety of the Fire Department.

### **Response to Audible Fire Alarms**

If the audible alarm sounds for more than 30 seconds or starts to sound for a second time, evacuate the building immediately.

#### **Do not use the elevators.**

If requested, accompany and assist persons with disabilities who appear to need assistance. Leave all parcels and personal property inside.

Remain approximately 100 feet from the exits to help facilitate clear access to the building for the fire department.

Return to the building only when instructed to do so by Campus Public Safety officers, police, or fire department officials.

#### **Never Use an Elevator**

If smoke is present in a stairwell, avoid it. Choose another route.

If your clothes catch fire . . . stop, drop, and roll to extinguish the flames.

If you are in the room where the fire starts, leave quickly. Close the door and call Public Safety at 718-488-1078

Upon exiting, move at least 70 yards from the building. Make yourself or a group designee available to the Public Safety Officers or Firefighters in order to give as much information about the fire situation as possible. Be factual and be calm.

#### **If you are trapped in a Room**

Seal door/window cracks and ventilation grills with tape (preferably duct tape) or towels and clothing (preferably wet) to keep the smoke out. If there is smoke in the room, open the window to let it out. Hang an article of clothing, large enough for rescuers to see, out of a corner of the window. Then close the window and keep closed to prevent outside smoke from entering.

Do not break the window unless the room has been heavily invaded by smoke and you must get air to survive. Remember, stay close to the floor for air. Call Public Safety and report the fire location and your situation. Tie a towel or clothing (preferably wet) around your nose and mouth if necessary to filter smoke. Do not jump.

### Always Remember

You must believe that every fire alarm is real. Failure to exit the building when an alarm sounds may put you and others in danger.

### Fire Safety Tips

All members of the Campus Community should be guided by the following: In your Building/Classroom

Note the location of fire alarms, extinguishers and other emergency equipment.

Note the location of landmarks which may aid your exit when visibility is reduced by smoke. Locate at least two emergency exits from your floor and make sure they are free from obstruction. Re-familiarize yourself with standard fire drill procedures.

### In the Event of a Fire

Remain calm. Act quickly, not rashly. Your object is to survive. If you can exit safely, do so. If not, you must work quickly to defend yourself against smoke and flame.

Never open a door without first checking for heat or smoke. Close doors behind you. Do not allow doors to lock behind you. You may be forced to return.

If smoke is encountered during your exit, do not walk upright . . . crawl. The air is cooler and less toxic near the floor.

### Always Remember

You must believe that every fire alarm is real. Failure to exit the building when an alarm sounds may put you and others in danger.

### Resident Students may not:

- Intentionally cause smoke or a fire; including burning candles or incense.
- Obstruct (penny shut, glue, or jam) a door so as to prohibit entrance and/or exit from a room.
- Affix tapestries and other room decorations to the ceiling, light fixtures, or in doorways.
- Accidentally or intentionally misuse fire safety equipment, including but not limited to fire hoses, fire extinguishers, sprinklers, pull-stations, fire alarms bells and smoke detectors.
- Use extension cords or multi-receptacle outlets with the exception of UL listed power strips with surge protectors.
- Have live fire present in room.
- Use or possess open element appliances, including toasters, hot plates, and hot pots in residence hall rooms or other unauthorized areas.
- Cook or use any cooking utensils.
- Install personal air conditioning units or portable electric or fuel powered heaters without approval from Student Health.

# FIRE SAFETY STATISTICS & CAMPUS-SPECIFIC FIRE SAFETY INFORMATION<sup>1</sup>

## LIU POST

LONG ISLAND UNIVERSITY, Post Campus															
Location	Fires			Cause			Number of Injuries that required treatment at a Medical Facility			Deaths Related to Fire			Value of Property Damage		
	2018	2019	2020	2018	2019	2020	2018	2019	2020	2018	2019	2020	2018	2019	2020
Kings Hall	0	0	0				0	0	0	0	0	0			
Queens Hall	0	0	0				0	0	0	0	0	0			
Nassau Hall	0	0	0				0	0	0	0	0	0			
Suffolk Hall	0	0	0				0	0	0	0	0	0			
Riggs Hall	0	0	0				0	0	0	0	0	0			
Brookville Hall	0	1	0		Incense Stick		0	0	0	0	0	0		\$0-900	
Post Hall	0	0	0				0	0	0	0	0	0			
South Residence Complex – Blue / Gold	0	0	0				0	0	0	0	0	0			

### Residential Housing Fire Safety Systems

All LIU Post residential housing is equipped with:

Full sprinkler system with stand pipe system

ABC and H2O extinguishers throughout building

Addressable fire alarm systems with smoke and heat detectors and pull stations throughout building

Self-closing and magnetic door releases throughout building

Generator backup system in each residence hall building for emergency lighting and alarm systems in case of power failure

Fire alarm systems are monitored 24 hours per day, 365 days a year by the Department of Public Safety. In the event of an activation of fire alarm systems, the Department of Public Safety dispatcher will immediately notify the local fire department and police.

### Number of fire drills held in residence halls:

Two drills are held per semester (a total of 4 annually) by Fire Safety Officer in conjunction with Public Safety officers and Residence Life staff members.

<sup>1</sup> Note: LIU's Brentwood, Riverhead and Hudson campuses do not contain on-campus student housing facilities.

## LIU BROOKLYN

LONG ISLAND UNIVERSITY, Brooklyn Campus															
Location	Fires			Cause			Number of Injuries that required treatment at a Medical Facility			Deaths Related to Fire			Value of Property Damage		
	2018	2019	2020	2018	2019	2020	2018	2019	2020	2018	2019	2020	2018	2019	2020
Main Campus	0	0	0				0	0	0	0	0	0			
Connolly	0	0	0				0	0	0	0	0	0			
Hoyt St. Hall	0	0	0				0	0	0	0	0	0			
490 Fulton Street	0	0	0				0	0	0	0	0	0			

### **Residential Housing Fire Safety Systems**

49 Fulton Street Residence Hall: full sprinkler system

1 Hoyt Street Residence Hall: full sprinkler system

Connolly Hall: full sprinkler system

ABC and H2O extinguishers throughout building;

Addressable fire alarm systems with smoke and heat detectors and pull stations throughout building;

Self-closing and magnetic door releases throughout building;

Generator backup system in each residence hall building for emergency lighting and alarm systems in case of power failure;

If you have any questions, please call 718-488-1078 and ask for the Fire Safety Director. If you have any health-related questions, call LIU Brooklyn Student Health Services at ext. 6450.

**Number of fire drills held in residence halls:** Three drills are conducted (one for each shift) every three months (a total of 12 annually) by Fire Safety Officers in conjunction with and under the supervision of Public Safety Officers and Residence Life staff members.

Questions concerning these policies can be directed to: the Fire Safety Officer at 718-488-1525 and/or contact the Department of Public Safety at 718-488-1078 (emergencies) or 718-488-1078 (general inquiries).

If you have any non-emergency questions related to this Safety Advisory, please feel free to call Public Safety at ext. 1078.

### Campus Fire Emergencies

If a fire occurs in a campus building, everyone should quickly exit the building, using available stairways and fire escapes. The emergency signal for a fire is a continuous sounding alarm. After reaching safety, call the Department of Public Safety at 718-488-1078 or dial 911 for assistance.

### How to Report a Fire

If a burning odor or smoke is present, call the Department of Public Safety at 718-488-1078 or dial 911. Report the exact location of the fire and, if known, what is burning. If a fire is detected, sound the building alarm by pulling a nearby fire alarm.

Emergency Telephone and Campus Numbers  
718-488-1078 or 911