

If a child is in immediate danger, call 911.

If there is no immediate danger, notify Public Safety and/or the Title IX Coordinators. These individuals will assist in making the mandated child protective services report with the respective external agency.

The two mandates above pertain to situations that may occur on or off campus, including study abroad and internship programs for students,

Unfounded	0	0	0
Arrest- Weapons : Carrying, Possessing, Etc.			
On Campus Property	0	0	0
On Campus Student Housing	0	0	0
Non-Campus Property			

Director of Community Standards

Every effort will be made to provide confidentiality, to the greatest extent possible within the boundaries established by law.

Current Policies concerning security of and access to campus facilities, including campus residences, and security considerations used in the maintenance of campus facilities.

The athletic and library facilities, along with cultural enrichment programs and various other activities, are open to the University community. Public Safety is responsible for locking and unlocking all campus buildings based on usage, class schedules, and special events. Students, staff, and faculty members are required to have appropriate departmental authorization to be in any academic building after closing and authorization should be cleared through the Public Safety Office.

Visitors to the campus seeking access to campus buildings and facilities for special events must do so through the appropriate department, Public Safety or Public Relations Office.

A description of the type and frequency of programs designed to inform students and employees about campus security procedures and practices and encourage students and employees to be responsible for their own security and the security of others.

Drills and Training

Alvernia University participates in drills and exercises representing various scenarios (bomb threat, hostage situation). These drills include campus personnel as well as local, county and state public safety agencies.

Fire drills are conducted in all of the residence halls at least twice a year (once per academic semester). In addition, fire drills are also held in the administrative buildings at least once per year. Basic fire safety education is provided to new employees during new employee orientation. In addition, fire extinguisher training is offered to all employees every year.

Emergency procedures are posted in all campus buildings near the evacuation maps. Emergency procedures can also be found in the Alvernia University Emergency Guidelines and Procedures booklet. This booklet contains information on various emergency situations including lockdown, shelter-in-place, natural disasters, and pandemic flu and can be obtained from the Public Safety section of the University website (www.alvernia.edu).

A description of programs designed to inform students and employees about the prevention of crimes.

Crime prevention information is conveyed to parents/families at our summer Connection Days programs, and to students during New Student Orientation and periodic community meetings in our student residences.

Crime prevention is covered with new employees during their orientations and periodically through topical training sessions from Human Resources.

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4. Periodic written communications forwarded to local law enforcement requesting crime and/or nuisance related activity involving University students at privately procured residential housing locations.

As enumerated in the "Alvernia University Student Code of Citizenship", University students are expected to act in a civil manner in all settings, on or off campus. Any act of misconduct including but not limited to the use of uncivil language, engaging in conduct that is disorderly, lewd, or indecent effecting the campus community and or its neighbors, is prohibited. Activity that is considered a breach of the peace or reflects poorly upon the Alvernia University community is further prohibited. The Code of Citizenship further directs that students shall comply with all federal, state and local laws.

All statistical information regarding violation of federal, state and/or local laws will be recorded on all required reporting mandates.

A policy regarding the possession, use and sale of alcoholic beverages and enforcement of state underage drinking laws.

Introduction

University regulations governing the use of alcohol are designed first and foremost to ensure the personal health and safety of each member of the Alvernia University community. In addition, University policies and procedures are intended to foster an environment that facilitates student learning, promote sound judgment, respect for the rights of others, and acceptance of personal responsibility for one's behavior.

It is the duty of all students to conduct themselves in a manner consistent with University regulations and to help others do likewise. In all instances, students are considered fully responsible for their own actions and personal well-being. Students also are encouraged to be mindful of the well-being of others. Any behavior which puts health or safety at risk or which infringes on the rights of others is antithetical to the mission of Alvernia University.

The University encourages all students to consider carefully the potential dangers of alcohol consumption and reminds students that they are responsible for abiding by all federal, state and local laws and institutional policies relative to the possession and consumption of alcohol.

Education

The University takes seriously its responsibility to educate students regarding the effects, uses, and abuses of alcohol. The University delivers a full complement of programs and services intended to help students make healthy decisions. In addition, the University regularly monitors the patterns of alcohol use in order to provide the community with accurate information.

Relevant Laws

See Appendix A of the Student Handbook, available in the Student Life section of the University website (www.alvernia.edu). for the federal and state legal standards with respect to alcohol.

Major Alcohol Policy Statements

For the reason and rationale noted above, the following major policies are those from which the University derives all other alcohol policies and procedures.

Students who are 21 years of age or older may legally and responsibly possess and consume alcoholic beverages in their own rooms, apartments, or townhouses (i.e., living units), provided the residences in which the living units are located have not been declared alcohol-free, as well as allow others who also are of legal age to do so in their company.

Students who are under 21 years of age but who are the registered roommates of legal-age students may be in the presence of their roommates, but not guests, during such consumption in their own rooms, apartments, or townhouses (i.e., living units), provided the residences in which the living

Alcohol in the Residence Halls

1. Alcohol is not permitted in any living units in Anthony Hall, Clare Hall, Judge Hall, Francis Hall, or Veronica Hall. All living units in those halls are designated alcohol free. No one, regardless of age, is allowed to possess or consume alcohol in those buildings.
2. Alcohol is permitted in the living units of the other residence halls, under the conditions outlined in the Major Alcohol Policy Statements above. When alcohol is being consumed, doors to living units must be kept closed; an open door causes a living unit to be considered a public space, in which alcohol consumption is not permitted.
3. Presence in any living unit (room, apartment, or townhouse) where an alcohol policy violation is taking place, even if not actually in possession of or consuming alcoholic beverages, will result in disciplinary action.
4. Residents holding a gathering in their living unit where an alcohol violation is taking place will be considered the hosts. Hosts can be held responsible for injury or damage occurring to any person or property in which the consumption of alcohol was a contributing factor. Hosts will be subject to disciplinary action and may receive more serious sanctions.
5. At the time of an alcohol violation, all alcohol and containers will be confiscated and properly disposed of regardless of the age of the occupant(s) or the designation of the living unit as one in which alcohol is permitted or not permitted.
6. Kegs, beer balls and multi-quart containers of alcohol are prohibited in all living units at all times.
7. Possession of grain alcohol is prohibited at all times.
8. If a student is of legal drinking age, s/he may transport an alcoholic beverage as long as it is in its original closed container. *Only Alvernia University students of legal drinking age may transport alcoholic beverages.*
- 9.

Use/Possession

First Offense

Local police and/or University Public Safety investigate and file charges.

Required attendance at a scheduled Caron Treatment Centers Level II **Assessment and Education Program**. In cases where the student has exhibited behaviors and/or actions which are cause for serious concern, the Level II Assessment and Education Program may be replaced with a Level III Assessment and Education Program.

The student is responsible for applicable fees to the Caron Treatment Centers and/or outside agencies, including the initial intervention and all subsequent education programs. All fees will be billed to the student.

Automatic billing and reschedule if a student does not attend the required, scheduled intervention and/or education program.

Required completion of the intervention and prescribed programming.

Failure by the student to comply with the Caron Treatment Centers intervention, required programming and any required recommendations will result in suspension until all recommendations are completed.

The student is responsible for all off-campus transportation for intervention and programming.

Signed waiver giving permission for all intervention and programming recommendations is forwarded to the Director of Health and Wellness.

Probation for one year following incident.

Parental notification.

The appeal process explained in writing.

Recommendation by the Director of Community Standards to the Vice President for University Life for possible suspension for one full academic year.

The Vice President for University Life will hold a hearing with the student to determine if the recommendation of suspension is to be forwarded to the Vice-President of University Life or if the student is to be referred to a Caron Treatment Centers University Specialist for completion of an AIP/DIP Level III Program of assessment and treatment.

If suspension is implemented, the appeal process will be explained and handed to the student.

If a Caron Treatment Centers assessment and treatment is implemented:

- Upon completion, the student would continue on probation (extended for another year) but avoid suspension as recommended by the Director of Community Standards.
- The student is required to complete the assessment and all recommended additional treatment. Failure by the student to comply with the outcomes and recommendations of the Caron Treatment Centers assessment will result in suspension until all recommendations are completed.
- The student is responsible for all transportation to and from assessment and recommended treatment.
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After one prior conviction for any drug, narcotic or chemical offense, a term of imprisonment of at least 15 days, not to exceed 2 years and a fine of at least \$2500.

After two or more prior convictions under this subchapter, a term of imprisonment of at least 90 days, not to exceed 3 years, and a fine of at least \$5000.

A person convicted for the possession of a mixture or substance which contains cocaine base shall be imprisoned for at least 5 years and not more than 20 years, and a fine of a minimum of \$1000, if:

1. The conviction is a first conviction and the amount of the mixture or substance exceeds 5 grams
2. After a second conviction and the amount of mixture or substance exceeds 3 grams, and;
3. After a third or subsequent conviction and the amount of mixture or substance exceeds 1 gram.

Any person convicted under this subsection for the possession of flunitrazepam (Rohypnol) shall be imprisoned for not more than 3 years, and fine of at least \$5000.

b.

Federal benefits for up to 10 years; and upon a third or subsequent conviction, be permanently ineligible for all Federal benefits.

e. 18 U.S.C.A §922 (g)

It is unlawful for any person who is an unlawful user or addicted to any controlled substance to possess, receive or transport any firearm or ammunition.

A description of any drug or alcohol abuse education programs as required under Section 120 (a) through (d) of HEA.

Sanctions/Corrective Initiatives

Alvernia University is in partnership with Caron Treatment Centers to provide appropriate programming, counseling, and assessment strategies which meet the needs of students who violate Alvernia University's Policies.

In addition, the following specific sanctions guide the University in situations involving illegal drugs or substances after an appropriate process hearing. If the student takes responsibility, or is found to be responsible at the hearing, the following sanctions can be applied as listed under the specific violation.

In the event a student does not attend his/her scheduled hearing, the hearing will take place in absentia and the student is responsible for any sanctions imposed in his/her absence.

Any student, who is found to have violated this policy, shall be subject to sanctions for the specific offense violated in accordance with the following schedule of sanctions.

In addition, at the discretion of the Vice President for University Life, a student may be referred to the Vice President for University Life for additional sanctioning which may include interim suspension.

A statement that the institution will, upon written request, disclose to the alleged victim of a crime of violence, or a non-forcible sex offense, the report on the results of any disciplinary proceeding conducted by such institution against a student who is the alleged perpetrator of such crime or offense. IF the alleged victim is deceased as a result of such crime or offense, the next of kin of such victim shall be treated as the alleged victim for purposes of this paragraph.

Preliminary Conferences

Victims' Rights in Certain Situations

Federal law mandates that alleged victims of certain crimes of violence and forcible and nonforcible sexual offenses, or the alleged victims' next of kin (if the alleged victim dies as a result of the crime or offense) have the right to be informed of the results of any institutional disciplinary proceeding dealing with that crime or offense. That being the case, such alleged victims or next of kin are afforded the opportunity by Alvernia University to request a Formal Administrative Conference or Reconsideration of Sanctions if they wish to contest, respectively, the findings or sanctions of Preliminary Conferences related to the

Victims' Rights in Certain Situations

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Formal Administrative Conferences

Victims' Rights in Certain Situations

Federal law mandates that alleged victims of certain crimes of violence and forcible and nonforcible sexual offenses, or the alleged victims' next of kin (if the alleged victim dies as a result of the crime or offense) have the right to be informed of the results of any institutional disciplinary proceeding dealing with that crime or offense. That being the case, such alleged victims or next of kin are afforded the opportunity by Alvernia University to request an Appeal if they wish to contest the findings or sanctions of Formal Administrative Conferences related to the crimes or offenses of which they allegedly were victims.

A statement regarding your institution's emergency response and evacuation procedures.

Alvernia University Emergency Response and Evacuation Procedures

The Alvernia University Crisis Management Plan establishes policies and procedures that will be employed when there is the potential for an emergency condition, such as severe weather, a chemical spill, or any other emergency situation that has or is occurring. The Crisis Management Plan establishes a command post and alternative emergency locations for employee and students, identifies key personnel to handle such an emergency and establishes the right type of internal and external communication to keep the situation in control. The Plan coordinates with key internal and external response teams and administration and is communicated to the Alvernia community for their awareness when necessary to relocate personnel to other sites.

Emergency Notification

In the event that a situation arises on or adjacent to the Alvernia University campus that constitutes an on-going or continuing threat in the judgment of University Administrators, a campus-wide "timely warning" will be issued. This warning will be issued immediately to the campus community upon confirmation of a significant emergency or dangerous situation involving an immediate threat to the health or safety of students or staff.

Emergencies on campus are reported to 911 and to the Director of Public Safety. The Director of Public Safety notifies the Senior Vice President and Chief of Staff who declares the nature of the emergency situation. The Senior Vice President and Chief of Staff then activates the Alvernia University Emergency Team phone chain.

Once an emergency situation has been declared, warnings are issued through the e2Campus system that uses email and text messages to send alerts to cell phones, office and home phones and computers. Notifications include information regarding what has occurred and, if applicable, directions on what the campus community is to do. Updates are sent out as needed.

Emergency Evacuations

To protect the Alvernia community from the effects of emergencies, protective actions or evacuation instructions may be issued either by University Administration or by another emergency response authority (i.e. the City of Reading Fire Department or its counterparts in the locales of our Schuylkill and Philadelphia centers). These instructions may order the evacuation of an individual building, a section of campus, or the entire campus.

Building

- Consent is discussed in virtually every program we offer that addresses sexual violence. This includes an explanation and statements that the victim is never at fault. In addition, this particular learning outcome is evaluated on the final exam of the First Year Seminar course.
- Drug and alcohol facilitated violence are addressed specifically at Orientation and during First Year Seminar programming. CPEs are also trained on this issue and they incorporate this discussion into their programming.
- Information on risk education and personal protection is discussed and taught at RA training, CPE trainings, and during Orientation and during other programming throughout the year.
- Information on accessing resources and other assistance is discussed at RA training, Orientation and in multiple programs throughout the year. In addition, a resource card listing both campus offices and local community agencies/ facilities are handed out at Orientation and are available in the Health and Wellness Center at all times.
- The potential risks of pregnancy and sexually transmitted infections are discussed at RA training, Orientation, and again during spring programming.
- The 7th discussion point involves an introduction of members of the education community with regard to sexual violence. These members are introduced or discussed at Orientation and are included on the resource card

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.

Sexual harassment is also prohibited under Title VII of the Civil Rights Act of 1964, Pennsylvania state law, and other applicable statutes. This policy prohibits sexual harassment, sexual violence, stalking and intimate partner violence against Alvernia community members of any gender, gender identity, gender expression, or sexual orientation. This policy also prohibits gender-based harassment that does not involve conduct of a sexual nature, including hazing, stalking, and failure to provide equal opportunity in

program or activity.¹

3) Sexual assault, defined as:

a) Sex Offenses, Forcible:

¹ Unwelcomeness is subjective and determined by the Complainant (except when the Complainant is younger than the age of consent). Severity, pervasiveness, and objective offensiveness are evaluated based on the totality of the circumstances from the perspective of a reasonable person in the same or similar circumstances ("in the shoes of the Complainant"), including the context in which the alleged incident occurred and any similar, previous patterns that may be evidenced.

- 1) Any sexual act² directed against another person³,
- 2) without the consent of the Complainant,
- 3) including instances in which the Complainant is incapable of giving consent.

b) Sex Offenses, Non-forcible:

a) Incest:

- 1) Non-forcible sexual intercourse,
- 2) between persons who are related to each other,
- 3) within the degrees wherein marriage is prohibited by Pennsylvania law.

b) Statutory Rape:

- 1) Non-forcible sexual intercourse,

² Sexual acts include:

Forcible Rape:

- a) Penetration,
- b) no matter how slight,
- c) of the vagina or anus with any body part or object, or
- d) oral penetration by a sex organ of another person,
- e) without the consent of the Complainant.

Forcible Sodomy:

- f) Oral or anal sexual intercourse with another person,
- g) forcibly,
- h)

threatens, or communicates to or about a person, or interferes with a person's property.

- (ii) Reasonable person means a reasonable person under similar circumstances and with similar identities to the Complainant.
- (iii) Substantial emotional distress means significant mental suffering or anguish that may but does not necessarily require medical or other professional treatment or counseling.

c. Force, Coercion, Consent, and Incapacitation⁴

As used in the offenses above, the following definitions and understandings apply:

Force: Force is the use of physical violence and/or physical imposition to gain sexual access. Force also includes threats, intimidation (implied threats), and coercion that is intended to overcome resistance or produce consent (e.g., "Have sex with me or I'll hit you," "Okay, don't hit me, I'll do what you want.").

Sexual activity that is forced is, by definition, non-consensual, but non-consensual sexual activity is not necessarily forced. Silence or the absence of resistance alone is not consent. Consent is not demonstrated by the absence of resistance. While resistance is not required or necessary, it is a clear demonstration of non-consent.

Coercion: Coercion is unreasonable pressure for sexual activity. Coercive conduct differs from seductive conduct based on factors such as the type and/or extent of the pressure used to obtain consent. When someone makes clear that they do not want to engage in certain sexual activity, that they want to stop, or that they do not want to go past a certain point of sexual interaction, continued pressure beyond that point can be coercive.

Consent is:

knowing, and
voluntary, and
clear permission
by word or action
to engage in sexual activity.

Individuals may experience the same interaction in different ways. Therefore, it is the responsibility of each party to determine that the other has consented before engaging in the activity.

⁴ The state definition of consent is applicable to criminal prosecutions for sex offenses in The Commonwealth of Pennsylvania but may differ from the definition used on campus to address policy violations.

If consent is not clearly provided prior to en/GBT/Faior to en/GBT/Faior to en/GBT//Faio

University may pursue enforcement of its own policies and procedures, where probable cause to do so is indicated, whether or not legal proceedings are underway. Violation of this policy may result in suspension or dismissal from Alvernia University.

Incident Procedures

The University follows procedures to handle suspected violations of the Student Code of Citizenship and/or of the guidelines for appropriate behavior outlined in our Employee Handbook. A consolidated outline of procedures pertaining to reports

incident on campus that involves a significant emergency or danger that may pose an immediate or on-going threat to the health and safety of students and/or employees on campus.

In addition, university community members may make voluntary reports, with requests for confidentiality, to these individuals:

Title IX Coordinators
Director of Public Safety

Assistance in making these arrangements is included on the Sexual Misconduct Response Form completed by the student and the responding staff member, and is referenced in the Sexual Harassment and Sexual Misconduct Policy, which is included on our Title IX web page,

conditions and warns the addressed student of the consequences for violating the order. A student issued this sanction may, in certain circumstances, still be considered in good standing with the University. Official Letter of Reprimand – This is a letter notifying the student that his/her behavior was unacceptable. It will be retained in the student's disciplinary file. It is expected through the receipt of the letter that the student understands the policy in question and, therefore, that repetition of the offending behavior is not to occur again. The letter will indicate that any further violations of policy will warrant further sanctions. A student issued this sanction is considered to be in good standing with the University.

Loss or Restriction of Privileges– This sanction may be imposed when a student's behavior warrants a loss or restriction of University privileges. These may include, but are not limited to, residing in or visiting residential facilities, denial of the right to represent the University in any way, access to facilities, parking privileges, and/or participation in co-curricular activities.

Residential Relocation/Reassignment – This sanction may be imposed when the student's behavior indicates she or he may no longer reside with her or his roommate(s).

Disciplinary Probation – This sanction may be imposed when the student's behavior warrants more than a written warning. The sanction is for a specified period of time and the student must show that she or he is willing to abide by the policies and standards of the University community. Further misconduct could result in further disciplinary action including suspension or dismissal from the University. This sanction could be accompanied by other sanctions such as, but not limited to, restriction from one or more campus buildings or other facilities owned by the University. Students may also be asked to set up regular meetings with a University administrator at the discretion of the Director of Community Standards (or a designee).

Withholding of Diploma or Grades – in special circumstances where there are blatant violations of University policy, the University's core values, or a perceived need to protect the reputation of the University, Alvernia's Vice President for University Life can withhold a diploma and/or grades for a specific student.

Suspension – This sanction prescribes a set period of time during which the privilege of attending Alvernia University is withdrawn with the understanding that return is conditional, based upon a complete review of student's file, a written request for reinstatement to the Vice President for University Life, and completion of all outstanding sanctions. Suspension can be imposed due to the seriousness of one conduct violation or a combination of violations which constitute a pattern of unacceptable or illegal behavior that violates Alvernia's policies, core values, or local, state or federal laws. During suspension, the student is not permitted to be on campus under the threat of being cited for defiant trespass. A student suspended from Alvernia is considered "administratively withdrawn". If the suspension occurs prior

to the last official date to withdraw from classes, the student will be assigned a W (withdraw) for all classes. If the suspension occurs after the last official date to withdraw from classes, the student will be assigned a WP (withdraw/pass) or WF (withdraw/fail), as determined by the instructors at the time of the suspension. In addition, a hold will be placed on his/her records indicating she or he are unable to register for classes until all requirements for readmission have been met. Students are instructed to contact the Office of Student Financial Planning and the Office of Student Billing, since a suspension from the University may affect financial aid, grants, scholarship, etc., if any apply. If a suspended student wishes to be considered for return as a student to Alvernia University, the student must submit a written request and documentation that all outstanding sanctions have been completed. That written request and documentation must be sent to the Vice President for University Life. A student who has been suspended for two or more semesters and who wishes to be considered for readmission needs to provide documentation that all outstanding sanctions have been met *and* needs to re-apply to Alvernia University through the Office of Admission.

Forced Withdrawal – This sanction may be used in severe cases in which in which suspension or dismissal would be imposed, but mitigating circumstance warrant that a student not suffer the stigma attached to a suspension or a dismissal. The Vice President for University Life imposes forced withdrawal.

Dismissal – This is a written sanction of permanent withdrawal of the privilege of attending Alvernia University. The Vice President for University Life imposes the dismissal upon the recommendation of the Director of Community Standards, following the Director's conferral with the Vice President. A student who is dismissed is not permitted on campus and is under threat of defiant trespass charges being filed if she or he appears on campus. This sanction can be imposed due to the

The Campus Sex Crimes Prevention Act (CSCPA) of 2000 is a federal law that provides for the tracking of convicted sex offenders enrolled at, or employed at, institutions of higher education. The CSCPA is an amendment to the Jacob Wetterling Crimes Against Children and Sexually Violent Offender Act. The federal law requires state law enforcement agencies (in Pennsylvania, it is the Pennsylvania State Police through the Reading Police Department or its counterparts in the locales of our Schuylkill and Philadelphia centers) to provide Alvernia University with a list of registered sex offenders who have indicated that they are either enrolled, employed or carrying on a vocation at Alvernia University.

Alvernia University is required to inform the campus community that a Pennsylvania State Police registration list of sex offenders will be maintained and available at two campus locations: the Office of Public Safety in the Library and the Senior Vice President and Chief of Staff, in Francis Hall.

In addition, a list of all registered sex offenders in Pennsylvania is available from the Pennsylvania State Police at <http://www.pameganslaw.state.pa.us>. Alvernia University is located in Berks County and the zip code is 19607.

The CSCPA further amends the Family Educational Rights and Privacy Act of 1974 (FERPA) to clarify that nothing in the Act can prohibit an educational institution from disclosing information provided to the institution concerning registered sex offenders.

This statement is provided in compliance with the Campus Sex Crimes Prevention Act of 2000 and the Pennsylvania Megan’s Law 42 Pa.C.S. § 9791 (updated April 2009).

2022 Statistics and Related Information Regarding Fires in Residential Facilities						
Residential Facility	Total Fires In Each Building	Fire Number	Cause of Fire	Number Injuries That Required Treatment At Medical Facility	Number of Deaths Related to a Fire	Value of Property Damage Caused By Fire
Anthony Hall	0	0	N/A	0	0	N/A
Siena Hall	0	0	N/A	0	0	N/A
Clare Hall	0	0	N/A	0	0	N/A
Assisi Hall	0	0	N/A	0	0	N/A
Veronica Hall	0	0	N/A	0	0	N/A
Judge Hall	0	0	N/A	0	0	N/A
Zygmunta Hall	0	0	N/A	0	0	N/A
Pacelli Hall	0	0	N/A	0	0	N/A

7. Introduction of members of the educational community including campus police, campus

- v. Alvernia Takes Back the Night
- vi. Displays of "An Empty Seat at the Table" on all Alvernia Campuses

10. Student bill of rights

