YOUR GUIDE TO SAFETY ON CAMPUS

2016 Compliance Information
Durham Tech Campus Police and Public Safety
September 2016
919-536-7255
www.durhamtech.edu
This document is designed to provide essential information concerning safety and security on Durham Tech campuses. A significant amount of information is included that may assist you in protecting yourself and others should an emergency occur.

Crime can occur anywhere and Durham Tech’s campuses are no exception. You are encouraged to read this document and utilize the safety and security information.

Please feel free to contact Dawn Tevepaugh, Director of Campus Police and Public Safety, if you have any questions or comments concerning the contents of this document or if you have suggestions, comments, or concerns regarding Campus Police and Public Safety. Campus Police and Public Safety personnel are available to assist you and to provide a safe and secure environment during your time on Durham Tech campuses.

**Message from the President**

Welcome to Durham Technical Community College — the community college of the City of Medicine and Research Triangle Park; Orange County’s community college; and the first steps on the road to a bachelor’s degree from the University of North Carolina at Chapel Hill, North Carolina Central University, or dozens of other public and private colleges and universities.

Since 1961, Durham Tech has provided high-quality, affordable, and convenient technical and career education; served as the springboard to a bachelor’s degree; enabled tens of thousands of Triangle residents to enjoy continuing education offerings; and given many thousands more a second chance at success through adult literacy programs. With the opening of our Orange County Campus, we now deliver the same high-quality programs and services to the residents of Carrboro, Chapel Hill, Hillsborough, and Mebane.

The quality of our educational programs can be measured in many ways. Over 98 percent of the students who persist to graduation from one of our 100-plus credit, certificate, diploma, or degree programs report satisfaction with our programs and services. Within a year of leaving the college, 100 percent of our graduates report getting or keeping jobs. Over 87 percent of the companies that use Durham Tech to provide training for new employees are satisfied with that training. Durham Tech’s graduates who transfer to institutions in the UNC System do as well as or better than native students in their junior year.

We are proud of our many partnerships with other educational institutions in our community. The Middle College High School at Durham Tech provides a way for high school juniors and seniors from the three school systems in our service area to excel academically in a challenging and yet supportive environment while getting a jump on college through dual-enrollment opportunities. Bi-lateral agreements in everything from Accounting and Business Administration to Criminal Justice and Teacher Associate allow students to obtain a two-year Associate in Applied Science degree and be on their
way to a bachelor’s degree from dozens of area universities. Our Gateway to College program offers young people in Durham who have dropped out of high school the opportunity to earn a high school diploma and college credits toward a degree. And our C-STEP partnership provides a way for economically disadvantaged students to graduate from Durham Tech and transfer seamlessly to UNC-Chapel Hill.

As the fourth president of Durham Technical Community College, I invite you to explore our website. You will learn about one of the best community colleges in the state and in the nation — a college dedicated to enhancing student learning and fostering community growth and development. Welcome to Durham Tech!

Dr. William G. Ingram

Durham Tech’s Purpose

As a comprehensive community college serving Durham and Orange counties, Durham Tech follows an open-door with guided placement admissions policy to provide adults an opportunity to better themselves through education and training. Offerings include technical and occupational programs leading to a degree, diploma, or certificate; the first two years of a four-year degree; general education for personal growth and development; a wide variety of corporate and continuing education courses for workforce preparation and broadening personal horizons; and adult basic skills instruction that includes GED preparation, the Adult High School diploma, and English as a Second Language classes.

Durham Tech’s Mission

Durham Technical Community College champions learning and success, delivers outstanding teaching and service, and develops career skills for today and tomorrow.

Keeping the College Safe and Secure

Durham Technical Community College is concerned about the safety, welfare, and protection of all students, faculty, staff, visitors, and college property. The college is committed to providing a safe and secure environment to everyone. The information contained in this document is prepared to increase awareness of the current programs that exist to assist in protecting the safety and well-being of all individuals. A college community, like any other community, experiences accidents, crimes, and injuries. Unfortunately, absolute safety cannot be guaranteed to anyone. Therefore, students, staff, and visitors are also responsible for taking measures to protect themselves and their possessions. Durham Tech has been fortunate in experiencing few crimes, but such incidents could occur. All crime is serious. This document is provided as a part of Durham Tech’s commitment to safety and security and is in compliance with federal law, specifically The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act or simply, The Clery Act.
The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act

The Clery Act and the United States Department of Education’s regulations require Title IV participating institutions to publish an annual security report containing safety and security related policy statements and crime statistics and distribute it to all current students and employees. Institutions must also inform prospective students and employees about the availability of the report.

The Clery Act requires colleges and universities to:

- Report crime statistics for the three most recent calendar years for each of the following crimes that occurred on or within Clery geography that were reported to a local police agency or campus security authority:
  - Criminal homicide: murder and non-negligent manslaughter, manslaughter by negligence;
  - Sex offenses: rape, fondling, incest, statutory rape;
  - Robbery;
  - Aggravated assault;
  - Burglary;
  - Motor vehicle theft;
  - Arson;
  - Arrests and referrals for disciplinary action for liquor law violations, drug law violations, and illegal weapons possession;
  - Hate crimes for all of the above crimes that are determined to be hate crimes and larceny-theft, simple assault, intimidation, and destruction, damage, or vandalism of property; and
  - Dating violence, domestic violence, and stalking.

- 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 college 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.

- Disclose in a public crime log “any crime that occurred on campus or within the patrol jurisdiction of the campus police department and is reported to the campus police department.”

- Prohibit the institution, or an officer, employee, or agent of the institution, participating in any program under this title from retaliating, intimidating, threatening, coercing, or otherwise discriminating against any individual with respect to the implementation of any provision of the Clery Act.
The Durham Tech Campus Police and Public Safety Department is responsible for preparing and distributing this report. Department staff work with other Durham Tech departments, such as student support services staff, as well as local law enforcement agencies, to compile the information.

Members of the Durham Tech community are encouraged to use this report as a guide for safe practices on and off campus. It is available on the web at http://www.durhamtech.edu. Each member of the college community receives notification that describes the report and provides its web address. Anyone wishing to obtain a paper copy of the report can contact the Durham Technical Community College Campus Police and Public Safety Department at 1637 Lawson Street, Durham, NC 27703, or call 919-536-7255.

The Clery Act report is found in its entirety at the following: http://ope.ed.gov/security/.

**Overview of Durham Tech Campus Police and Public Safety**

The Campus Police and Public Safety office operates 24 hours a day, 365 days a year. The primary Campus Police and Public Safety office is located on the Main Campus in Building 8. Secondary security stations are located at the Northern Durham Center and the Orange County Campus.

**Enforcement authority**

Campus police officers are commissioned as law enforcement officers by the North Carolina Department of Justice, Criminal Justice Standards Division. Officers must meet minimum certification standards for police officers in the State of North Carolina. Officers have the power of arrest and are sworn to enforce statutes of North Carolina. Campus police officers are armed and must qualify annually to carry a firearm. Additionally, every law enforcement officer certified by the Criminal Justice Education and Training Standards Commission must receive at least 24 hours of in-service training annually. The training areas included in this requirement are outlined by the Criminal Justice Education and Training Standards Commission. Results are reported to the North Carolina Department of Justice, Criminal Justice Education and Training Standards Commission.

The territorial jurisdiction of the department includes all property owned or leased by the college and that portion of any public road or highway passing through such property and immediately adjoining it, wherever located within the State of North Carolina.

Durham Tech Police and Public Safety officers respond to college emergency calls and requests for assistance. Durham Tech police officers are responsible for a full range of public safety services, including investigation and reporting of all crimes committed on campus, responding to medical and fire emergencies, and enforcing state and local laws regarding the use of controlled substances, alcohol, and weapons, as well as college policies. A daily crime log is kept in the Campus Police and Public Safety office at the Main Campus for review by the general public.
The Durham Tech Police and Public Safety office also provides additional services to the college community including, but not limited to, the following: personal assistance, assistance with vehicle jump starts, and escorts upon request for individuals going between locations or to their vehicles.

The Campus Police and Public Safety office recognizes it is vital to maintain a close working relationship with all local police, state agencies, and other emergency response agencies, specifically those with joint or mutual jurisdiction considerations and responsibilities. The Durham Tech Police Department has mutual aid agreements with the Durham County Sheriff’s Office, Durham City Police Department and North Carolina Central University Police Department for the investigation of alleged criminal offenses.

**Campus Security Authorities**

Campus security authorities include any official of Durham Technical Community College who has a significant responsibility for campus security and for certain student and campus activities. More specifically, they include the following:

- The Durham Technical Community College Campus Police and Public Safety Department;

- Any individuals not employed by Durham Technical Community College Campus Police and Public Safety Department but having responsibility for monitoring entrance into institutional property (e.g., security officers employed for special events on institutional property);

- Personnel responsible for: counseling and student development; academic and personal counseling; and disability services.

**Incident Reporting and Response**

Durham Tech encourages accurate and prompt reporting of all crimes to the campus police and the appropriate police agencies, when the victim of a crime elects to, or is unable to, make such a report. Community members, students, faculty, staff, and guests are encouraged to report all crimes and public safety-related incidents to the Campus Police and Public Safety office in a timely manner. Reports can be made as follows:

- To report a crime or an emergency at the Durham Tech Main Campus, call Campus Police and Public Safety at 911 or extension 5555 or, from outside the college phone system, call 919-536-7255, extension 5555.

- To report a crime or an emergency at the Durham Tech Northern Durham Center (NDC), call Campus Police and Public Safety at 911 or extension 5555 or, from outside the college phone system, call 919-536-7255, extension 5555.

- To report a crime or an emergency at the Durham Tech Orange County Campus, call Campus Police and Public Safety at 911 or extension 5555 or from outside the college phone system, call 919-536-7255, extension 5555 or 919-732-4185.
To report a non-emergency security or public safety-related matter or to request non-emergency assistance, call Campus Police and Public Safety at extension 5555 or, from outside the college phone system, call 919-536-7255.

Campus Police and Public Safety dispatchers are available to answer your calls. In response to a call, the Campus Police dispatcher will take the required action, dispatching an officer or asking the victim to report to the Durham Tech Police and Public Safety office to file an incident report.

The Director of Campus Police and Public Safety office reviews all incident reports and, when appropriate, forwards reports to the Senior Vice President and Vice President of Student Engagement, Development, and Support for potential action. The Durham Tech Police and Public Safety office investigates a report when it is deemed appropriate. Additional information obtained via the investigation will also be forwarded to the Senior Vice President and Vice President of Student Engagement, Development, and Support. If assistance is required from additional local law enforcement, the Durham Tech Police and Public Safety office will contact the appropriate unit.

If a sexual assault or rape should occur, staff on the scene, including security officers, will offer the victim a wide variety of services. Durham Tech is a partner with the local Sexual Assault Response Team (SART) and has trained members who are available to assist a victim.

The college does not have off-campus student organizations. On-campus student organizations and/or classes that engage in off-campus activities should report crime incidents to the local law enforcement agency where the incident occurred and to the Durham Tech Police and Public Safety office. The Durham Tech Police and Public Safety Office monitors and records crimes reported through local police agencies of criminal activity by students at non-campus locations of student organizations officially recognized by the institution, including student organizations with non-campus housing facilities.

Employees participating in college-sponsored off-campus activities should report crime incidents to the local law enforcement agency where the incident occurred and to the Durham Tech Campus Police and Public Safety office.

This publication contains information about on-campus and off-campus resources. The information is made available to provide the Durham Tech community with specific information about the resources that are available in the event that they become the victim of a crime, sexual harassment, domestic violence or dating violence. The information about resources is not provided to infer that those resources are "reporting entities" for Durham Tech. Crimes should be reported to the Durham Tech Police and Public Safety office to ensure inclusion in the annual crime statistics and to aid in providing timely warning notices to the community, when appropriate. For example, a crime that was reported only to the local Durham Crisis Response Center would not be included in the Durham Tech crime statistics.
Title IX

Title IX is a federal civil rights law which requires that if a school (or its employees) knows or reasonably should know about sexual harassment (including sexual violence), the school must take immediate action to eliminate the sexual harassment, prevent its recurrence, and address its effects, even if the victim does not want to file a complaint. Sexual harassment is unwelcome conduct of a sexual nature. It includes unwelcome sexual advances, requests for sexual favors, and other verbal, nonverbal, or physical conduct of a sexual nature. Sexual harassment includes sexual violence such as rape, sexual assault, sexual battery, and sexual coercion.

Sexual Harassment Policy

Durham Technical Community College endeavors to create and sustain a positive, responsive, and safe learning environment and workplace. To do so, the college has established a policy that defines “sexual harassment,” prohibits behaviors that constitute sexual harassment, and details the procedure for students and employees to follow in reporting allegations of sexual harassment.

Further, while the college recognizes that consenting adults should be free to enter into relationships with other consenting adults without restriction, the college maintains an interest in limiting circumstances under which the degree of such consent can be called into question. Therefore, a second purpose of this policy is to discourage intimate relationships between college employees and students and to restrict such relationships when the employee may have academic or supervisory control or influence over the student. Such relationships raise the specter of exploitation and/or sexual harassment. A college employee has a responsibility to avoid any appearance of impropriety and/or any apparent or actual conflict between the employee’s professional responsibilities and personal interests in dealings or in relationships with students.

Durham Technical Community College does not tolerate sexual harassment in any form and restricts intimate relationships between faculty and staff members and students over whom the college employee has control or influence. The college further prohibits internal interference, coercion, restraint, or reprisal against any student or employee who files a grievance concerning an occurrence of alleged sexual harassment.

Non-Retaliation Policy

The College will not tolerate reprisal or retaliation of any kind against an individual who in good faith complains of discrimination or sexual harassment under law or college policies, or who participates in any procedure to investigate and address a complaint regarding discrimination or sexual harassment. Any college employee, official, or student who is in violation of this non-retaliation policy will be subject to discipline.
Sexual Harassment Definitions

Sexual harassment may be any singular or repeated comment, gesture, contact, or conduct of a sexual nature, which is known or should reasonably be known to be unwelcome. Such conduct is usually one-sided and coercive and may be overt or implicit. Depending on such circumstances as severity and pervasiveness, examples may include but are not limited to the following: sexual innuendo; touching or patting; sexually suggestive remarks or other verbal abuse about gender; demands for sexual favors; sexual assault; implicit or actual threats to the recipient or to his/her job; offensive material or language, whether written or visual, such as graffiti or degrading pictures; placing a condition of a sexual nature on employment, rewards, avoidance of corrective action, or opportunities for training, transfers, or promotion; and unwelcomed sexual advances by independent contractors, clients, vendors, or other visitors to the college when such advances are condoned, either explicitly or implicitly, by the college.

Sexual Harassment Procedure

Any college employee found in violation of this policy shall be subject to disciplinary action up to and including termination in accordance with the procedure set forth in the Durham Technical Community College Due Process Policy. Any student found in violation of the Sexual Harassment Policy shall be subject to disciplinary action up to and including suspension or expulsion from the college. In an effort to prevent sexual harassment from occurring at the institution, it is the college’s policy to encourage the reporting of any incidents of sexual harassment and to provide a just procedure for the presentation, consideration, and disposition of sexual harassment grievances.

Employees should report incidents of sexual harassment to their immediate supervisor, the Title IX Coordinator, the Affirmative Action officer, or the Human Resources director.

Students should report incidents to the Vice President of Student Engagement, Development, and Support; the Title IX coordinator; the Affirmative Action officer; or their appropriate program director or academic dean.

- Angela Davis, Title IX Coordinator – 919-536-7200, ext. 4018
- Andrei George, Affirmative Action Officer – 919-536-7500, ext. 5101
- Kathy McKinley, Human Resources Director – 919-536-7200, ext. 5102
- Christine Kelly-Kleese, Vice President, Student Engagement, Development and Support – 919-536-7200, ext. 2402.

Sexual Assault, Domestic Violence, Dating Violence, and Stalking

Durham Tech does not discriminate on the basis of sex in its educational programs, and sexual harassment and sexual violence are types of sex discrimination. Other acts can also be forms of sex-based discrimination and are also prohibited, whether sexually based or not, and include dating violence, domestic violence, and stalking. This statement of policy is to inform the community of the college’s plan addressing sexual misconduct, educational programs, and procedures that address sexual assault, domestic violence, dating violence, and stalking, whether the incident occurs on or off
campus and when it is reported to a college official. In this context, Durham Tech prohibits the offenses of domestic violence, dating violence, sexual assault, and stalking and reaffirms its commitment to maintain a campus environment emphasizing the dignity and worth of all members of the college community.

Definitions

Consent: Consent is an affirmative decision to engage in mutually acceptable sexual activity given by clear actions or words. It is an informed decision made freely and actively by all parties. Relying solely upon nonverbal communication can lead to miscommunication. It is important not to make assumptions; if confusion or ambiguity on the issue of consent arises anytime during a sexual interaction, it is essential that each participant stops and clarifies, verbally, willingness to continue. Individuals should understand that consent may not be inferred from silence, passivity, or lack of active resistance alone. Furthermore, a current or previous dating or sexual relationship is not sufficient to constitute consent, and consent to one form of sexual activity does not imply consent to other forms of sexual activity. Being intoxicated does not diminish one’s responsibility to obtain consent.

Conduct will be considered “without consent” if no clear consent, verbal or nonverbal, is given. It should be noted that in some situations an individual’s ability to freely consent is taken away by another person or circumstance. Examples include, but are not limited to, when an individual is incapacitated due to alcohol or other drugs, scared, physically forced, passed out, asleep, unconscious, intimidated, coerced, mentally or physically impaired, beaten, threatened, isolated, or confined.

Sexual Assault: “Sexual assault” means an offense that meets the definition of rape, fondling, incest, or statutory rape as used in the FBI’s Uniform Crime Reporting system. A sex offense is any act directed against another person, without the consent of the victim, including instances where the victim is incapable of giving consent.

Rape is defined as the penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.

Fondling is defined as the touching of the private parts of another person for the purposes 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.

Incest is defined as non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.

Statutory Rape is defined as non-forcible sexual intercourse with a person who is under the statutory age of consent.

Sexual Assault in the State of North Carolina includes the following criminal offenses: Forcible Rape (NCGS 14-27.2/NCGS 14-27.3), Statutory Rape, (NCGS 14-27.2(a)(1)/NCGS 14-27.7A) Forcible Sexual Offense (NCGS 14-27.4/NCGS 14-27.5),

**Domestic Violence:** The term “domestic violence” means a felony or misdemeanor crimes of violence committed by:

- a current or former spouse or intimate partner of the victim;
- a person with whom the victim shares a child in common;
- a person who is cohabitating with or has cohabitated with the victim as a spouse or intimate partner;
- 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
- 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.

For the purposes of complying with the requirements of this section and 34 CFR 668.41, any incident meeting this definition is considered a crime for the purposes of Clery Act reporting.

In North Carolina Domestic Violence includes the following criminal offenses: Simple Assault (NCGS 14-33(a)), Assault inflicting Serious Injury (NCGS 14-33(c)(1), Assault on a Female (NCGS 14-33(c)(2), Assault by Pointing a Gun (NCGS 14-34) or Violation of a Domestic Violence Protection Order (NCGS 50B-4.1).

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

- who is or has been in a social relationship of a romantic or intimate nature with the victim and
- where the existence of such a relationship shall be determined based on a consideration of the following factors:
  - the reporting party’s statement and with consideration of the length of the relationship;
  - the type of relationship; and
  - the frequency of interaction between the persons involved in the relationship.

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

For the purposes of complying with the requirements of this section and 34 CFR 668.41, any incident meeting this definition is considered a crime for the purposes of Clery Act reporting.

In North Carolina, dating violence includes the criminal offense of Violation of a Domestic Violence Protection Order (NCGS 50B-4.1).
**Stalking:** The term “stalking” means engaging in a course of conduct directed at a specific person that would cause a reasonable person to:

- fear for the person’s safety or the safety of others; or
- suffer substantial emotional distress.

For the purposes of this definition “course of conduct” means two or more acts, including, but not limited to, acts which the stalker directly, indirectly, or through third parties, by any action, method, device, or means follows, monitors, observes, surveils, threatens, or communicates to or about, a person, or interferes with a person’s property. Substantial emotional distress means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling. Reasonable persons means a reasonable person under similar circumstances and with similar identities to the victim.

For the purposes of complying with the requirements of this section and 34 CFR 668.41, any incident meeting this definition is considered a crime for the purposes of Clery Act reporting.

In North Carolina, stalking includes the following criminal offenses: Stalking (NCGS 14-277.3), Cyberstalking (NCGS 14-196.3) and Violation of a Domestic Violence Protective Order (NCGS 50B-4.1).

**Campus Sex Crimes Prevention Act**

**Obtaining information on registered sex offenders**

In accordance to the “Campus Sex Crimes Prevention Act “ (CSCPA) of 2000, which amends the Jacob Wetterling Crimes Against Children and Sexually Violent Offender Registration Act and the Jeanne Clery Act, Durham Technical Community College Campus Police Department is providing a link to the North Carolina Sex Offender and Public Protection Registry. This act requires institutions of higher education to issue a statement advising the campus community where law enforcement 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 of each institution of higher education in that State at which the person is employed, carries a vocation, or is a student. North Carolina law requires sex offenders who have been convicted of certain offenses to register with their county sheriff. Information about offenders is then entered into the Registry database by the sheriff’s office and transmitted to the N.C. State Bureau of Investigation. The North Carolina State Bureau of Investigation collects information submitted by sheriffs in all 100 counties in the state and makes it available to the public via the Sex Offender and Public Protection Registry website. The website for North Carolina and websites for other state registries are listed below:
1. State websites:

2. National Sex Offender Public Registry:
   http://www.nsopr.gov

3. NC Sex Offender and Public Protection Registry:
   http://sexoffender.ncsbi.gov/

**Procedures for Reporting a Complaint**

The college has procedures in place to support those who report sexual assault, domestic violence, dating violence, and stalking, including informing individuals about their right to file criminal charges as well as written notification concerning the availability of resources such as counseling, health, mental health, victim advocacy, legal assistance, visa and immigration assistance, and other services on and/or off campus. Remedies to prevent contact between a complainant and an accused party (such as academic, transportation, and work accommodations) may be requested and will be offered, if reasonably available. The college will make such accommodations if the victim requests them and if they are reasonably available, regardless of whether the victim chooses to report the incident to the Campus Police Department or local law enforcement.

Ms. Angela Davis is the college’s designated Title IX Coordinator. In this role, she is responsible for overseeing the college’s Title IX compliance efforts, including this policy and its complaint-resolution procedures.

Students and employees may contact her at:

Angela Davis, Special Assistant, Equity and Inclusion, Room 6-110, Continuing Educaons Building, Phone: 919-536-7200, ext. 4018, Email: davisa@durhamtech.edu

Durham Tech also has an anonymous tips line that can be used to leave information in at 919-536-7244, ext. 5108 (Title IX Complaint Line) and if you are on campus you can just dial ext. 5108. You may also send an email to the Title IX email address: TitleIXCoordinator@durhamtech.edu reference a Title IX complaint. From an outside phone line, you can leave a message.

After an incident of sexual assault and/or domestic violence, the victim should consider seeking medical attention. For immediate and urgent medical concerns, go directly to the emergency department (ED) of your local hospital. If on campus, you can call the Campus Police Department (919-536-7255, ext. 5555) for transportation without having to make a report. For less immediate medical concerns, schedule an appointment with your primary care physician or at an urgent care facility.

In North Carolina, evidence may be collected even if you choose not to make a report to law enforcement. If you do not wish to make a report to law enforcement, please notify the Sexual Assault Nurse Examiner at the medical facility. It is important that victims of sexual assault not bathe, douche, smoke, change clothing or clean the bed/linen/area
where they were assaulted if the offense occurred within the past 120 hours so that
evidence may be preserved that may assist in proving that the alleged criminal offense
occurred/or is occurring or may be helpful in obtaining a protection order. In
circumstances of sexual assault, if victims do not opt for forensic evidence collection,
health care providers can still treat injuries and take steps to address concerns of
pregnancy and/or sexually transmitted disease. Victims of sexual assault, domestic
violence, stalking, and dating violence are encouraged to also preserve evidence by
saving text messages, instant messages, social networking pages, other
communications, and keeping pictures, logs, or other copies of documents, if they have
any that would be useful to college disciplinary proceedings or police investigations.

Although the college strongly encourages all members of its community to report
violations of this policy to law enforcement, it is the victim’s choice whether or not to
make such a report and victims have the right to decline involvement with the police.

The college will assist any victim with notifying local police if they so desire. The
Durham Tech Police Department may also be reached directly by calling (919) 536-
7255, or in person at the campus police office, Building 8. Additional information about
the Durham Tech Police department may be found on the Durham Tech Safety and
Security web page.

If you have been the victim of domestic violence, dating violence, sexual assault, or
stalking, you should report the incident promptly to Angela Davis, Special Assistant,
Equity and Inclusion, Room 6-110, Continuing Educations Building, Phone: 919-536-
7200, ext. 4018, Email: davisa@durhamtech.edu by calling, writing, or coming into the
office to report in person and to the Campus Police (if the victim so desires.)

The college will provide resources on campus, off campus or both, to include medical
and mental health support, to persons who have been victims of sexual assault,
domestic violence, dating violence, or stalking, and will apply appropriate disciplinary
procedures to those who violate this policy. The college procedures are intended to
afford a prompt response to charges of sexual assault, domestic or dating violence, and
stalking, to maintain confidentiality and fairness consistent with applicable legal
requirements, and to impose appropriate sanctions on violators of this policy.

As time passes, evidence may dissipate or become lost or unavailable, thereby making
investigation, possible prosecution, disciplinary proceedings, or obtaining protection
from abuse orders related to the incident more difficult. If a victim chooses not to make
a complaint regarding an incident, he or she nevertheless should consider speaking
with the Campus Police Department or other law enforcement to preserve evidence in
the event that the victim changes her/his mind at a later date.

If a report of domestic violence, dating violence, sexual assault or stalking is reported to
the college, below are the procedures that the college will follow as well as a statement
of the standard of evidence that will be used during any disciplinary action on campus
arising from such a report.
Depending on when and where reported, Durham Tech will:

- Assist the complainant with access to medical care;
- Assess immediate safety needs of the complainant;
- Assist the complainant in contacting Campus Police or local police if complainant requests AND provide contact information for police;
- Provide the complainant with referrals to on and off campus mental health providers;
- Assess need to implement interim or long-term protective measures, such as office changes, change in class or work schedule, “No Contact” directive between both parties;
- Provide a “No Trespass” directive to accused party, if deemed appropriate;
- Provide resources for victims to apply for a Protective Order;
- Provide a copy of the college policy to the complainant and inform the complainant regarding timeframes for inquiry, investigation and resolution;
- Inform the complainant of the outcome of the investigation, whether or not the accused will be administratively charged and what the outcome of the disciplinary action is; and
- Enforce the anti-retaliation policy and take immediate and separate action against parties that retaliate against a person for complaining of sex-based discrimination or for assisting in the investigation.

**Bystander Intervention**

A bystander is someone other than the victim who is present when an act of dating violence, domestic violence, stalking, or sexual assault is occurring or when a situation is occurring in which a reasonable person feels as though some protective action is required to prevent sexual assault, dating violence, domestic violence, or stalking. Bystanders, if active, can prevent harm or intervene with safe and positive options before a situation gets worse. Examples of active bystander intervention include: not leaving an overly intoxicated person in a bar/party alone, walking a classmate to his/her car after class, calling police when a potentially violent situation is unfolding, not leaving an unconscious person alone (alerting instructor, EMS, campus police, etc.), or intervening when someone is being belittled, degraded, or emotionally abused (walking victim away from abuser, contacting others for help, like counseling center, and/or dean).

**Confidential Reporting Procedures**

If you are the victim of a crime at Durham Tech or while participating in a college-sponsored off-campus activity and do not want to pursue action through the college or the criminal justice system, you may still want to consider making a confidential report. With your permission, the Director of Campus Police and Public Safety or one of the Durham Tech police officers can file a report on the details of the incident without revealing your identity. The purpose of a confidential report is to comply with your wish to keep the matter confidential while taking steps to ensure the future safety of yourself and others. With such information, the college can keep an accurate record of the number of incidents involving students, faculty, staff, and visitors; determine where
there is a pattern of crime with regard to a particular location, method, or assailant; and alert the campus community to potential danger. Reports filed in this manner are counted and disclosed in the college’s annual crime statistics.

Durham Tech encourages professional counselors, if and when they deem it appropriate, to inform the persons they are counseling of any procedures to report crimes on a voluntary, confidential basis for inclusion in the annual disclosure of crime statistics.

Reports of crimes may also be made anonymously to Durham Crimestoppers by calling 919-683-1200. Crimestoppers will keep the caller’s identity confidential and will refer crimes that occur on campus to Durham Tech Campus Police and Public Safety. All reports are investigated and the perpetrators are either prosecuted, referred to the Vice President of Student Engagement, Development, and Support for discipline under the Student Code of Conduct, or both. Campus police officers prepare cases and testify in court or disciplinary hearings as necessary.

**Campus Emergency Response and Immediate Warning**

Durham Tech will immediately without delay, and taking into account the safety of the community, determine the content of the notification, and initiate the notification system, unless issuing a notification will, in the professional judgment of responsible authorities, comprise efforts to assist a victim or to contain, response to or otherwise mitigate the emergency. The Campus Police Chief or designee will determine the content of notification and initiate the notification process. All available methods of emergency communication will be utilized should such an event arise. Warnings may be disseminated through the college email system; by flyers or posters; and by notices posted on the Durham Tech website.

Campus Alerts are issued to notify the college community of imminent or ongoing threat to safety, security or health. The college will immediately notify the campus community upon the confirmation of a significant emergency or dangerous situation involving an immediate threat to the health or safety of students or staff on campus. The campus alert will result in a notification that is disseminated with the goal of notifying as many people as possible, as rapidly as possible. Examples of these include, but are not limited to, active shooter, tornado, and dangerous chemical release. Alerts may include any or all of the following:

- **Mass email**
  Depending on the nature and location of an emergency situation, Durham Tech may send a message to all students, faculty and staff at their Outlook or ConnectMail email accounts.

- **ALERT DURHAM Emergency Notification**
  Durham residents and business owners can receive emergency notices for events, ranging from severe weather, fires, floods and other emergencies to more routine announcements, such as road closures and water utility
maintenance through their phones, email, and mobile devices. Sign up for ALERT DURHAM.

- OC Alerts Emergency Notification for Orange County
  This system allows Emergency Communications officials to telephone either all subscribers or geographically-targeted areas of Orange county in case of an emergency situation requiring immediate action. Sign up for OC Alerts emergency notification system.
- Emergency web page on Durham Tech website
- Vehicle and other portable public announcement devices
- Local media

Durham Tech has a standing Emergency Management Team comprised of members from numerous departments of the College to facilitate activation of the College Business Continuity plan in the event of an emergency affecting the health and safety of the college community. The Business Continuity Plan contains the college’s Emergency Response Plan.

Evacuation procedures are included in the Emergency Response Plan. The Emergency Response Checklist is posted in all classrooms and office suites throughout each campus. Various tests of the Emergency Plan and evacuation procedures such as active threat, fire, bomb threats, earthquake, gas leak, shelter in place and tornado drills are conducted periodically on all campuses.

The Durham Tech community should be prepared to take self-protection measures appropriate to the emergency, such as, but not limited to, shelter in place or evacuation, depending upon the circumstances or incident.

For further information faculty and staff should refer to the college’s Health and Safety Manual.

If you should have questions or concerns related to any of the posted warnings or alerts, please contact the Director of Campus Police and Public Safety at 919-536-7255 or by email at tevepaugha@durhamtech.edu.

Campus Emergency Response and Immediate Warning

Durham Tech will immediately without delay, and taking into account the safety of the community, determine the content of the notification, and initiate the notification system, unless issuing a notification will, in the professional judgment of responsible authorities, coordinate efforts to assist a victim or to contain, respond to, or otherwise mitigate the emergency. The Director of Campus Police and Public Safety or her designee will determine the content of the notification and initiate the notification process. All available methods of emergency communication will be utilized should such an event arise. The Durham Tech Police Department will send emergency messages, emails, and telephone notification to all employees and postings on the college website for all students and employees.
Evacuation procedures are included in the Employee Health and Safety Manual with the Emergency Action Plan. The Emergency Response Checklist is posted in all classrooms and office suites throughout each campus. The Checklist includes evacuation procedures for fire, bomb threats, earthquake, tornado, and active threats.

**Daily Crime Log**

A daily crime log is available for review during normal business hours at the Durham Tech Main Campus in the Campus Police and Public Safety office, Mondays through Fridays, excluding holidays. The information in the daily crime log includes the nature, date, time, general location, and disposition of each crime. Information may be withheld if release of the information may jeopardize an ongoing investigation.

**Access to Campus Facilities**

Most college facilities are open to the public during the day and evening hours when classes are in session. During times that the college is officially closed, college buildings are locked. Faculty and staff may be admitted to campus facilities after signing in at the Campus Police and Public Safety office. Faculty and staff must present a valid college identification card. When buildings are locked, students are admitted only when accompanied by a faculty or staff member.

**Maintenance of Campus Facilities**

Facilities and landscaping are maintained in a manner that minimizes hazardous conditions. The Durham Tech Police and Public Safety officers regularly patrol the campuses and report malfunctioning lights and other unsafe physical conditions to the college’s Facility Services Department for correction and/or repair. Other members of the college community are encouraged to report equipment problems or safety hazards to the Campus Police and Public Safety office or to the Facility Services Department at 919-536-7200, extension 6205.

**Annual Fire Safety Report and Missing Student Policy**

Durham Technical Community College is a non-residential institution of higher education. Therefore, the college is not required by the Clery Act to maintain a fire report or to have a missing student policy.

**Fire Prevention Information**

All campus buildings have smoke detectors and some are equipped with sprinkler Systems. All buildings have a Fire Alarm Control Panel which identifies the area of the building that is in alarm. Newer buildings have alarm panels which automatically call the fire monitoring agency when activated. Officers respond to all alarms, assist in the evacuation of the building and direct responding emergency services personnel to the scene.
The Safety Compliance Officer conducts periodic fire drills (evacuations) on all campuses during the academic year. The College requires complete evacuation of buildings during a fire alarm. Ignoring fire alarms is a violation of fire codes and could result in appropriate action against the responsible person. Since false alarms may lower the evacuation response from the college community, the Safety Compliance Officer, with the help of Facility Services will investigate the cause or causes of false alarms and work to reduce their occurrence. By reducing the number of false alarms, we hope to maintain everyone’s diligence in responding.

The fire alarms alert you to a potential hazard. Please heed their warning. Use the nearest fire exit to leave the building immediately. Evacuation signage is posted in each campus building. Familiarize yourself with the evacuation routes and exits in your building. The City Fire Marshall can levy a penalty for those failing to evacuate the building promptly, but a more positive reason for compliance is your own safety!

Emergency Call Telephones

The main campus, Orange County campus, and North Durham campuses are equipped with non-dial outdoor emergency telephones located at strategic points on campus. These phones are easily identified by their columns topped with blue lights. When the red button is pushed the caller is in immediate contact with the Durham Tech Campus Police Dispatch Center. In addition to providing contact with campus police, the dispatcher is also able to pinpoint the caller's location. These phones are for emergency use only. In the event of an emergency, the phones have the ability to broadcast messages to the community via their speakers.

Drug and Alcohol Policy

Durham Technical Community College's Drug and Alcohol Policy complies with N.C. General Statutes 90-95 and the Drug-Free School and Communities Act of 1989. The college promotes a drug-free and alcohol-free workplace for employees and students. This Drug and Alcohol Policy is distributed to all employees and students. North Carolina law makes it a crime to possess, sell, deliver, or manufacture those drugs designated as controlled substances. Persons who violate this law are subject to punishment and prosecution by federal and state drug laws, civil authorities as well as disciplinary action by Durham Technical Community College.

Problems with substance abuse are extremely complex. Substance abuse on campus can impact the safety and well-being of faculty, staff, and students. Therefore, it is the policy of Durham Technical Community College that the unlawful manufacture, distribution, dispensation, possession, or use of alcohol or a controlled substance is prohibited on college premises and is prohibited as part of college-sponsored activities. Any student violating this policy will be subject to disciplinary action. The specifics of this policy are outlined as follows:
1. Any student who possesses, uses, sells, manufactures, gives, or in any way transfers a controlled substance or alcoholic beverage to another person on college premises or as part of any college-sponsored activity will be subject to disciplinary action up to and including expulsion and referral for prosecution.

2. The term “controlled substance” means any drug listed in 21 CFR Part 1308 and other federal regulations as well as those listed in Article V, Chapter 90, of the North Carolina General Statutes. Generally, these are drugs which have a high potential for abuse. They include but are not limited to the following: cocaine, heroin, marijuana, PCP, and “crack.” They also include any “legal” drugs that have not been prescribed specifically by a licensed physician.

3. If any student is convicted of violating any criminal drug or alcoholic beverage control statute while on college premises, in the workplace, or as part of any college-sponsored activity, he or she will be subject to disciplinary action up to and including expulsion. Alternatively, the college may require the student to successfully finish a drug abuse program sponsored by an approved private or governmental institution as a precondition of continued enrollment at the college.

4. Each student is required to inform the college, in writing, within five days after he or she is convicted for violation of any federal, state, or local criminal drug or alcoholic beverage control statute where such violation occurred while on college premises, or in the workplace, or as part of any college-sponsored activity. A conviction means a finding of guilt (including a plea of nolo contendre) or the imposition of a sentence by a judge or jury in any federal or state court.

5. Employees working under federal grants who are convicted of violating drug laws in the workplace, on college premises, or as part of any college-sponsored activity, shall be reported to the appropriate federal agency. The college’s Human Resources Department must notify the U.S. Government agency through which the grant was made within 10 days after receiving notice from the employee or otherwise receiving actual notice of a violation of a drug statute occurring in the workplace. The college shall take appropriate disciplinary action within 30 calendar days from receipt of notice. All employees must abide by this policy as a condition of further employment on any federal government grant.

Students employed under the College Work-Study Program are considered to be employees of the college if the work is performed for the college in which the student is enrolled. For work performed for a federal, state, or local public agency; a private nonprofit; or a private for-profit agency, students are considered to be employees of the college unless the agreement between the college and the other organization specifies that the organization is considered to be the employer.

Possible disciplinary action for students violating this policy may include probation, suspension, expulsion, denial of participation in college activities, denial of opportunity to represent the college, required completion of a drug or alcohol rehabilitation program, termination of College Work-Study employment, and/or referral for prosecution.
North Carolina State Law Regarding Alcohol

For complete information regarding North Carolina state laws governing alcohol, one should consult North Carolina General Statutes, Chapter 18B. Some highlights are excerpted below. Of particular note are the provisions of “§ 18B-302. Sale to or purchase by underage persons.”

It is illegal for anyone less than 21 years of age to:

- Possess or consume any alcoholic beverage (the prohibition of consumption of alcohol became a provision of North Carolina law on of 8/21/06)
  
  Penalty - It is considered a misdemeanor, which will become a matter of public record as a criminal conviction and subject one to court costs and/or fines and/or community service.

- Purchase or attempt to purchase any alcoholic beverage
  
  Penalty - If convicted, this offense is a misdemeanor resulting in court costs and/or a fine and/or community service and the Department of Motor Vehicles (DMV) will revoke the defendant's driver's license for one year.

- Use or attempt to use, in order to obtain alcoholic beverages when not of lawful age, a fraudulent or altered driver's license; or a fraudulent or altered identification document other than a driver's license; or a driver's license issued to another person; or an identification document other than a driver's license issued to another person
  
  Penalty - If convicted, this offense is a misdemeanor resulting in court costs and/or a fine and the DMV will revoke the defendant's driver's license for one year.

- Permit (aid or abet) the use of one's driver's license or any other identification-document of any kind by any person under 21 to purchase or attempt to purchase or possess alcohol
  
  Penalty - If convicted, this offense is a misdemeanor resulting in court costs and/or a fine and the DMV will revoke the defendant's driver's license for one year.

It is illegal for anyone regardless of age to:

- Aid and abet an underage person in the sale, purchase, and/or possession of alcohol (including giving alcohol)
  
  Penalty – If convicted, this offense is a misdemeanor punishable by a fine of up to $500 or imprisonment for not more than six months or both; and if the defendant is underage, upon conviction, the DMV will revoke the defendant's driver's license for one year.
Definitions

**Alcoholic Beverage** — Any beverage containing at least one-half of one percent (0.5%) alcohol by volume, including beer, wine, liquor, and mixed beverages.

**Malt Beverage** — Beverage containing at least one-half of one percent (0.5%) and not more than six percent (6%) alcohol by volume.

**Sale of Alcohol** — Any transfer, trade, exchange, or barter, in any manner or by any means for consideration of alcohol (e.g., cover charges, mug/t-shirt sales, etc.).

**Spirituos Liquor or Liquor** — Distilled spirits or other alcohol and mixtures of cordials and premixed cocktails in closed containers for beverage use regardless of their dilution.

**Unfortified Wine** — Wine with an alcohol content of not more than 17 percent.

**Use of Alcoholic Beverages** — Possession, consumption, distribution, purchase, sale, or transfer of alcoholic beverages.

**Drugs and Drug Paraphernalia**
North Carolina state law prohibits the manufacture, sale, delivery, possession, or use of a controlled substance without legal authorization. A controlled substance includes any drug, substance, or immediate precursor covered under the North Carolina Controlled Substances Act, including but not limited to opiates, barbiturates, amphetamines, marijuana, and hallucinogens. The possession of drug paraphernalia is also prohibited under North Carolina state law and university policy. Drug paraphernalia includes all equipment, products, and material of any kind that are used to facilitate, or intended or designed to facilitate, violations of the North Carolina Controlled Substances Act. Alleged violations of this policy may result in criminal charges and will also be adjudicated through the college’s disciplinary procedure.

**Resources**
- Counseling, Student Development and Activities - 919-536-7207, ext.1413 or email counseling@durhamtech.edu.
- Employee Assistance Program - 1-800-435-1986

**Laws on Weapons**
North Carolina Law (N.C.G.S. § 14-269.2) generally prohibits carrying a "weapon" either openly or concealed on community college property. A "weapon" includes firearms, explosives, BB guns, stun guns, air rifle or pistol, and certain types of knives or other sharp instruments. N.C.G.S. § 14-269.2. However, the General Assembly has enacted a limited exception to that general prohibition (S.L. 2013-369, sec. 2; HB 937; N.C.G.S. § 14-269.2(k)).
A firearm is permissible on a community college campus only under the following limited circumstances:

1. The firearm is a handgun; AND
2. The individual has a valid concealed handgun permit or is exempt from the law requiring a permit; AND
3. The handgun remains in either: a closed compartment or container within the individual with the permit's locked vehicle; or a locked container securely affixed to the individual with the permit's locked vehicle; AND
4. The vehicle is only unlocked when the individual with the permit is entering or exiting the vehicle; AND
5. The firearm remains in the closed compartment at all times.

This law does not permit the concealed carry permit holder to carry the handgun around campus. While on campus, the handgun must remain in the closed compartment or container within the locked vehicle or within a locked container securely affixed to the vehicle.

If you have any questions relating to weapons on campus, contact the Director of Campus Police and Public Safety at 919-536-7255, ext. 5504. It is our desire to provide a safe environment for our faculty, staff, student, and visitors.

**Sexual Assault Policy**

Sexual assaults, including date or acquaintance rape, are a serious concern to the college and will not be tolerated. Victims of sexual assaults should get to a safe place, and then seek medical treatment as soon as possible (preferably within 72 hours). Victims should notify the Campus Police and Public Safety at 536-7255, ext. 5555, or contact any of the "campus security authorities" for help. Campus security authorities will assist the victim in notifying Campus Police. If the assault occurred off campus, Campus Police will help the victim file a report with the appropriate law enforcement agency. The filing of a report does not obligate the victim to pursue charges, but does make filing of charges easier at a later date.

To aid the police investigation, victims of sexual assault should take these steps to help preserve evidence:

- Try to preserve all physical evidence
- Do not shower or bathe before the medical exam.
- Do not change your clothes; but if you do, save all your clothing and give them to the police.
• Do not disturb or alter the crime scene.

• Document any injury you suffered, either by photograph or by showing it to someone you trust.

Options available to sexual assault victims are resolution through the college and/or the judicial system (criminal and/or civil). Durham Technical Community College will assist in pursuing option(s) elected by the victim. The college and the courts are independent systems; charges may be filed in either or both systems.

Counseling services for sexual assault victims are available both on and off campus. Counseling, Student Development and Activities personnel at 919-536-7207, ext. 1413 (located in the Phail Wynn, Jr. Student Services Center) provide counseling to students and can provide referrals to off-campus resources. Additionally, every reasonable effort will be made to assist victims of sexual assault by providing options for changing academic conditions whenever possible.

The college responds to all violations of the Student Code of Conduct, including all sex offenses, forcible or non-forcible. Both the accuser and the accused are entitled to the same opportunities to have others present during the proceedings, and both parties of any sex offense hearing shall be informed of the outcome of any campus disciplinary proceedings brought alleging a sex offense.

Violations of the Student Code of Conduct may result in immediate sanctions, including probation or suspension from the college by the Vice President of Student Engagement, Development, and Support or expulsion from the college by the President. Additionally, the college may defer imposition of sanctions pending the outcome of an investigation. Students who wish to appeal any sanction should consult the procedures as outlined in the Student Code of Conduct.

If an assault victim does not wish to pursue action with the college or the judicial system, the victim may make an anonymous report. With the victim’s permission, the college can file a report on the details of the incident without revealing the victim’s identity. This type of anonymous report helps to ensure the future safety of the victim and others. With such information, the college can keep accurate records about the number of incidents involving students, determine where there is a pattern of assaults with regard to a particular location, method, or assailant, and alert the campus community to potential danger.

A variety of support resources are available on campus and in the community to assist students and employees in dealing with sexual assault, domestic violence, or dating violence, whether it happened recently or in the past. The following is a list of helpful resources.
Resources for Victims of Domestic Violence, Dating Violence, Sexual Assault, and Stalking:

On-campus:
Emergency 911
Durham Tech Police at 919-536-7255, ext. 5555
Durham Tech counseling support at 919-536-7207, ext. 1413. All services are confidential and do not require making a formal report to the police.
Employee Assistance Program (EAP) is a professional, confidential counseling service available to assist employees and their immediate family members in solving personal issues and problems before they affect health, family relationships, and/or job performance. To contact the Employee Assistance Program Counselor, call 1-800-435-1986. Additional information is available on the Durham Tech website.

Local Resources:
Durham City Police Department at 911 or 919-560-4322
Durham County Sheriff’s Office at 919-560-0897
Durham Crisis Response Center: offers a 24-hour, confidential crisis line for victims of domestic and sexual violence. Provides short-term emergency shelter, hospital and court accompaniment, legal clinics with local attorneys, support groups, counseling, and referrals for job training, housing, childcare, and other community services - all direct services offered to the community free of charge. Phone: 919-403-6562 Website: durhamcrisisresponse.org
NC Victim’s Compensation Services at 1-800-826-6200
Rape Victim Assistance Program at 1-800-826-6200
SAVAN (Statewide Automated Victim Assistance & Notification) at 1-877-627-2826
RAINN (Rape, Abuse, & Incest National Network) at 1-800-656-HOPE (4673), www.rainn.org

More information about prevention, intervention, and education programs specifically addressing sexual assault as well as legislation relating to sexual assault on college campuses may be found at Security on Campus/Campus Security and Crime Victim Resources, http://clerycenter.org/.

North Carolina Sex Offender and Public Protection Registry
The North Carolina Sex Offender and Public Protection Registry was established in January 1996 with the General Assembly's enactment of Article 27A of Chapter 14 of the North Carolina General Statutes (NCGS 14-208.5). This law requires persons living in North Carolina, non-resident students, and non-resident workers who are residents or who relocate to North Carolina and who have a reportable conviction to maintain registration with the sheriff of the county where they reside. The law also requires non-resident students and workers to maintain registration with the sheriff in the county where they attend school or work. The Registry is accessible at the following web address: http://sexoffender.ncsbi.gov/disclaimer.aspx.

Information about offenders residing in the college’s immediate service areas of Durham and Orange counties may be obtained through search options available on this web
site. A written request for a paper copy of the countywide Registry may also be made to the Durham County Sheriff’s office or Orange County Sheriff’s office.

Crime Victim Rights

On July 1, 1999, the Crime Victim’s Rights law took effect, establishing specific responsibilities for many different criminal justice agencies in regard to the notification of victims of certain crimes. The law was passed in an effort to educate victims and keep them informed of court proceedings; victim restitution; information of the crime itself and how the criminal justice system works; conviction or final disposition and sentencing; notification of escape, release, or proposed parole proceedings; and many other rights.

For certain crimes, the Durham Tech Campus Police and Public Safety office is required to provide the victim with information concerning the availability of medical services, crime victims’ compensation fund, the address and telephone number of the district attorney’s office, name and telephone number of the investigating law enforcement agency officer whom the victim may contact, information about an accused’s opportunity for pre-trial release, and the name and telephone number of the investigating law enforcement officer whom the victim may contact to find out whether the accused has been released from custody. There are also notification requirements placed upon the District Attorney’s office, correctional facilities, Attorney General’s office, as well as Probation and Parole.

Crimes covered under this law include many serious felonies such as murder, voluntary manslaughter, assault with a deadly weapon, rape, and armed robbery.

The following are web sites to the NC General Statutes that relate to the rights, treatment, and compensation of crime victims.

Crime Victim’s Rights Act:
[http://www.ncga.state.nc.us/EnactedLegislation/Statutes/HTML/BySection/Chapter_15A/GS_15A-830.html](http://www.ncga.state.nc.us/EnactedLegislation/Statutes/HTML/BySection/Chapter_15A/GS_15A-830.html)

Fair Treatment for Certain Victims and Witnesses:
[http://www.ncga.state.nc.us/EnactedLegislation/Statutes/HTML/BySection/Chapter_15A/GS_15A-824.html](http://www.ncga.state.nc.us/EnactedLegislation/Statutes/HTML/BySection/Chapter_15A/GS_15A-824.html)

Victim’s Compensation Act:
[http://www.ncga.state.nc.us/enactedlegislation/statutes/html/bychapter/chapter_15b.html](http://www.ncga.state.nc.us/enactedlegislation/statutes/html/bychapter/chapter_15b.html)

NC Bar Association-Crime Survivor’s Booklet:
[http://www.ncbar.org/media/74954/crimesurvivorshandbook.pdf](http://www.ncbar.org/media/74954/crimesurvivorshandbook.pdf)
Crime Prevention Education and Awareness

Preventing Crime Through Collaboration And Cooperation

Crime prevention is a top priority of the agency. Together with other campus offices, the agency provides programs to enhance personal safety, teach proactive crime-reduction strategies, and help community members develop self-esteem, which contributes to a healthy community. The campus’s crime-prevention strategy rests on a multilayered foundation of a proactive area patrol of campus buildings and parking lots, crime prevention education and identification of potential criminal activity. This approach relies on the dual concepts of eliminating or minimizing criminal opportunities, whenever possible, and encouraging community members to take responsibility of their own and other’s safety. The College Police Chief is available to assist any individual or group in planning, presenting, and coordinating programs of interest or concern.

The Durham Tech Police and Public Safety Department promotes prompt reporting of all crimes to all appropriate law enforcement agencies. Several policies and programs are used to encourage and promote safety.

Campus security procedures are discussed during new student and employee orientations (which are open to all members of the college community) and provided at the beginning of each semester. Student and employees are encouraged to be responsible for their own security and the security of others.

Campus Police and Security officers participate in open forums to address students and explain college security measures and procedures.

Durham Tech Police and Public Safety personnel conduct crime prevention presentations as appropriate and when requested by various community groups, including students and employees of the college. Programs and information offered include general crime prevention tips; statistics on crime at Durham Tech; programs and discussions on topics such as alcohol abuse, gangs, domestic violence, self-awareness/self-defense, fire safety, and theft prevention. Participants are encouraged to be responsible for their own security and the security for others on campus.

Crime prevention brochures that include requests to immediately report all crimes or suspicious activity to the Campus Police and Public Safety are regularly distributed during programs.

Durham Tech Police officers perform security audits and surveys for employees, students, or departments upon request. Recommendations for crime prevention steps or actions, access and surveillance systems, and alarm needs are provided.

Crime Prevention and Personal Safety Tips
Learn and follow all the Durham Technical Community College safety and security procedures. They have been created out of concern for your welfare and in consideration for everyone’s rights in the campus community.
When walking or jogging . . .
- Go with someone.
- Stay away from isolated areas.
- Try to stay near streetlights.
- Dress sensibly. Tight pants, clogs, or high heel shoes make movement difficult.
- Carry a whistle or noise maker. Do not be afraid to scream if you need help.
- Be aware of your surroundings.

If you think you are being followed . . .
- Cross the street or change directions.
- Keep looking back so the person will know you cannot be surprised.
- Go to a brightly lit area. Enter a store, house, or any populated building.
- Remember as much as possible about the person so you can describe him/her.

If you are held up . . .
- Do not resist. No amount of money is worth the risk of your life.
- Notify Campus Police or Durham City Police immediately.
- Try to give a specific description of the person: height, weight, approximate age, hair color and length, clothing jewelry, scars, etc.

Where you live . . .
- Keep all doors locked, day and night. This is the single best deterrent to a would-be thief.
- Do not let strangers in. If someone needs assistance, offer to make a call for them. Don't let them in to use your telephone.
- Do not leave a door unlocked to anticipate a friend's arrival.
- Keep all windows locked or install hardware that prevents them from being opened far enough to allow entry from the outside.

To protect your property . . .
- Lock your door every time you leave.
- Record the serial numbers of your valuables
- Engrave expensive equipment and valuables with your license number.
- Do not store your purse or wallet in an unlocked desk drawer.
- Do not leave your belongings unattended in the library, student lounge, classroom, lobby, or any public area. Many thefts occur while the owner is in the general area but has left for just a minute to visit a restroom or another room or to talk to a friend across the room.
- Do not leave laptop computers unattended.

In your car . . .
- Always lock your car and take the keys.
- Consider installing anti-theft or alarm devices on your vehicle.
- Lock valuables in the trunk or out of sight.
- Park in a brightly lit area.
- If you have a phone, call the police or raise the hood and stay in your car if it breaks down. If people stop to assist, ask them to call the police.
To protect your keys . . .
- Do not loan your keys to anyone. Someone else’s carelessness may lead to your key loss.
- If college keys or your access card is stolen or lost, notify Campus Police and Public Safety immediately.

When you park . . .
- Close and lock windows and doors.
- When returning to your car, have the keys ready in hand and check the interior before entering.

When working late in campus buildings . . .
- Avoid working or studying alone at night in a building. Notify Campus Police and Public Safety whenever you must work in a building during hours it is closed.
- Keep the work area door locked.
- Do not take shortcuts when walking alone at night. Use the “buddy system.” Call Campus Police and Public Safety for escorts during hours of darkness.
- Note locations of the nearest telephone and fire extinguisher in case of an emergency.
- Be aware of your personal surroundings and report suspicious people to Campus Police and Public Safety immediately.
- Do not leave personal items unattended.

Off-Campus Crime
Durham Technical Community College does not have any campus housing or off-campus student organization facilities. Durham Tech does have a variety of non-campus facilities located away from the Main Campus.

Campus Police and Public Safety personnel handle criminal matters at all college-owned facilities located within a reasonable distance from the Main Campus. Situations occurring at properties that are more distant from the Main Campus are handled either entirely by the local law enforcement agency with jurisdiction (i.e. Durham City Police or Durham County Sheriff’s Department) or handled by such agencies in conjunction with Durham Tech’s Campus Police and Public Safety office.

If one of the local law enforcement agencies responds or is contacted about criminal activity occurring off-campus involving Durham Tech students, they may notify the Durham Tech Campus Police and Public Safety office. However, there are no official agency policies requiring such notification. Students in these cases may be subject to arrest by the local agencies and subject to college judicial proceedings through the Student Learning, Development, and Support Division.

Durham Tech’s Campus Police and Public Safety office monitors off-campus criminal activity that may affect the college community so that the college may provide timely warnings and advisories. Campus Police and Public Safety office disseminates this information via campus media, email, and posted bulletins. Although the Campus
Police and Public Safety office does not routinely record statistics on crimes that occur outside its legal jurisdiction, it does collect and publish statistics for select crimes occurring on public streets immediately adjacent to college property.

In general, prospective students, employees, and visitors to Durham Technical Community College should know that as with any campus, there is crime both on-campus and off campus and that it is important to take reasonable precautions at all times. The Durham Tech Campus Police and Public Safety office can assist any member of the Durham Tech community in determining an appropriate point of contact for police matters falling outside of the college department's jurisdiction. Contact the Campus Police and Public Safety office at 919-536-7255, ext. 5500 for assistance. For additional local, off-campus information, you may contact the Durham City Police Department at [http://durhamnc.gov/149/Police-Department](http://durhamnc.gov/149/Police-Department) and the Durham County Sheriff’s Office at [http://www.dconc.gov/government/departments-f-z/sheriff-s-office](http://www.dconc.gov/government/departments-f-z/sheriff-s-office).

Crime Statistics Definition of Terms:

**Criminal Homicide:**

- **Murder / Non-Negligent Manslaughter**: The willful (non-negligent) killing of a human being by another. Please note that deaths caused by negligence, attempted murder, suicides, accidental deaths, and justifiable homicides are excluded.
- **Manslaughter**: the killing of another person through gross negligence. Gross negligence is the intentional failure to perform a manifest duty in reckless disregard of the consequences as affecting the life or property of another

**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.

- **Rape**: The penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.
  - The ability to give consent is determined in accordance with state statute. In North Carolina a sexual offense is defined as occurring if a person engages in a sexual act with another person by force or against the will of the other person, or with a victim who is mentally defective, mentally incapacitated, or physically helpless, and the person performing the act knows or should reasonably know that the other person is mentally defective, mentally incapacitated, or physically helpless. (NC § 14-27.5)
- **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.
• **Incest**: Non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law. In North Carolina this is defined as between grandparent or grandchild, parent, stepchild or legally adopted child, brother or sister (half or whole), or uncle, aunt, nephew, or niece (§ 14-178).

• **Statutory Rape**: Non-forcible sexual intercourse with a person who is under the statutory age of consent. In North Carolina, the age of consent is 16. Sexual intercourse with someone who is under the age of consent is only illegal if the defendant is: (1) at least 4 years older than the victim and (2) at least 12 years of age (§ 14-27.7A).

**Robbery**: The taking or attempting to take anything of value from the care, custody, or control of a person 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 or probably would result in a serious potential injury if the crime was successfully completed.

**Burglary**: The unlawful entry of a structure to commit a felony or a theft. For reporting purposes this definition includes: unlawful entry with intent to commit a larceny or a 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 the vehicles are later abandoned - including joy riding)

**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.

**Dating Violence**: Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim. The existence of such a relationship shall be determined based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship. For the purpose of this definition:

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

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

• Fear for the person's safety or the safety of others; or
• Suffer substantial emotional distress.
  o Course of conduct means two or more acts, including, but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method, device, or means follows, monitors, observes, surveils, threatens, or communicates to or about a person, or interferes with a person's property.
  o Substantial emotional distress means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling.
  o Reasonable person means a reasonable person under similar circumstances and with similar identities to the victim.

**Hate Crimes**

A crime involving one or more of the listed crimes that manifests evidence that the victim was intentionally selected because of the perpetrator's bias against the victim. The categories of bias include the victim's actual or perceived race, religion, gender, gender identity, sexual orientation, ethnicity, national origin, and disability.

**Larceny/Theft:** The unlawful taking, carrying, leading, or riding away of property from the possession or constructive possession of another. Attempted larcenies are included. Embezzlement, confidence games, forgery, worthless checks, etc., are excluded. Motor vehicle is also excluded.

**Simple Assault:** An unlawful physical attack by one person upon another where neither the offender displays a weapon, nor the victim suffers obvious severe or aggravated bodily injury involving apparent broken bones, loss of teeth, possible internal injury, severe laceration, or loss of consciousness.

**Intimidation:** To unlawfully place another person in reasonable fear of bodily harm through the use of threatening words and/or other conduct, but without displaying a weapon or subjecting the victim to actual physical attack.
**Destruction/Damage/Vandalism of Property**: To willfully or maliciously destroy, damage, deface, or otherwise injure real or personal property without the consent of the owner or the person having custody or control of it.

**Arrests & Disciplinary Referrals**

For weapons, drug, and liquor law violations, Clery reportable crimes are those incidents only where arrests or disciplinary referrals occur. Arrests include not only physical arrests, but issued North Carolina State citations that require a court appearance.

**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; 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 drugs.

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

**Location Definitions from the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act**

**On-Campus**: (1) Any building or property owned or controlled by an institution within the same reasonably contiguous geographic area and used by the institution in direct support of or in a manner related to the institution's educational purposes, including residence halls; and (2) Any building or property that is within or reasonably contiguous to the area identified in paragraph (1), that is owned by the institution but controlled by another person, is frequently used by students and supports institutional purposes (such as a food or retail vendor).

Durham Technical Community College has no residence halls or housing facilities.

**Non-Campus Building or Property**: (1) Any building or property owned or controlled by a student organization that is officially recognized by the institution; or (2) Any building or property owned or controlled by an institution that is used in direct support of or in relation to the institution’s educational purposes, is frequently used by students, and is not within the same reasonably contiguous geographic area of the institution.
Durham Technical Community College has no off-campus housing or student organization facilities.

**Public Property:** All public property, including thoroughfares, streets, sidewalks, and parking facilities, that is within the campus or immediately adjacent to and accessible from the campus.

*The Durham Tech crime statistics do not include crimes that occur in privately owned homes or businesses on or adjacent to Durham Tech’s campus, buildings, or property.*

**Crime Statistics Tables**

The included tables reflect crime statistics mandated by the “Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act” that have been compiled by the Durham Technical Community College Campus Police and Public Safety office. These tables include all reports made to Durham Tech Campus Police and Public Safety as well as officials of the college who have significant responsibility for student and campus activities. The Public Property portion of the tables reflect those statistics that the Durham Police Department and Hillsborough Police Department provided.

Main Campus: The Main Campus located at 1637 Lawson Street, Durham, NC

Northern Durham Center: The Northern Durham Center located at 2401 Snow Hill Road, Durham, NC

Orange County Campus: The Orange County Campus located at 525 College Park Drive, Hillsborough, NC

Non-Campus Buildings Or Property: Includes the Corporate Education and Small Business Center at SouthBank Building, 400 W. Main Street, 3rd floor, Durham, NC; Durham Tech Community College at Northgate Mall, Lower Level, Office Area #6, 1058 West Club Blvd., Durham, NC; and Orange County Skills Development Center, 503 West Franklin Street, Chapel Hill, NC.

Public Property: Includes public streets passing through the campus; public property and streets immediately adjacent to and accessible from the campus as reported to Durham Tech Campus Police and Public Safety, Durham Police Department and Hillsborough Police Department.
## Statistics Mandated by the Jeanne Clery Act

**NOTE:** All numbers listed include attempted as well as completed crimes.

<table>
<thead>
<tr>
<th>OFFENSE</th>
<th>Main Campus</th>
<th>Northern Durham Center</th>
<th>Orange County Campus</th>
<th>Non-Campus</th>
<th>Public Property</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Murder/ Non-Negligent Manslaughter</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Negligent Manslaughter</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Sex Offenses, Forcible</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Sex Offenses, Non-Forcible</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Robbery</td>
<td>1</td>
<td>0</td>
<td>3</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Aggravated Assault</td>
<td>0</td>
<td>0</td>
<td>1</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Burglary</td>
<td>2</td>
<td>2</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Motor Vehicle Theft</td>
<td>1</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Arson</td>
<td>0</td>
<td>1</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Domestic Violence</td>
<td>1</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Dating Violence</td>
<td>0</td>
<td>0</td>
<td>2</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Stalking</td>
<td>0</td>
<td>0</td>
<td>1</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Hate Crime by Intimiditation</td>
<td>0</td>
<td>1</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
</tr>
</tbody>
</table>
# HATE CRIMES (by Prejudice)

<table>
<thead>
<tr>
<th>Offense Type (includes attempts)</th>
<th>Main Campus</th>
<th>Northern Durham Center</th>
<th>Orange County Campus</th>
<th>Non-Campus</th>
<th>Public Property</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Race</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
</tr>
<tr>
<td>Gender</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
</tr>
<tr>
<td>Religion</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
</tr>
<tr>
<td>Sexual Orientation</td>
<td>0 1 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 1 0</td>
</tr>
<tr>
<td>Ethnicity</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
</tr>
<tr>
<td>Disability</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
</tr>
</tbody>
</table>

# LIQUOR, DRUG, and WEAPONS VIOLATIONS – NUMBER OF ARRESTS/REFERRALS

<table>
<thead>
<tr>
<th>Offense Type (includes attempts)</th>
<th>Main Campus</th>
<th>Northern Durham Center</th>
<th>Orange County Campus</th>
<th>Non-Campus</th>
<th>Public Property</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Liquor Law Arrests</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
</tr>
<tr>
<td>Liquor Law Referrals</td>
<td>1 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>1 0 0</td>
</tr>
<tr>
<td>Drug Arrests</td>
<td>0 2 1</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 2 1</td>
</tr>
<tr>
<td>Drug Referrals</td>
<td>0 0 2</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 2</td>
</tr>
<tr>
<td>Weapons Arrests</td>
<td>1 2 1</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 3 0</td>
<td>1 5 1</td>
</tr>
<tr>
<td>Weapons Referrals</td>
<td>1 0 2</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>0 0 0</td>
<td>1 0 2</td>
</tr>
</tbody>
</table>