

# FISHER COLLEGE



## Annual Security and Fire Safety Report 2019

(Reporting Statistics for 2016, 2017, and 2018)

Boston, Brockton, New Bedford, & North Attleboro Campuses

Annual Clery Crime Statistics

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## **A Message from the Chief of Police**

Fall 2019

Dear Fisher Community:

As a 31 year law enforcement veteran, serving in a variety of command positions with the Winthrop Police Department and retiring as Lieutenant Colonel of the Massachusetts Environmental Police, it is a privilege to represent and lead the members of Fisher College Police Department. Fisher College is fully committed to the safety and wellbeing of our students, faculty, staff, and visitors.

Our agency is committed to making Fisher College a safe place to live, work, and study. However, we recognize that we can accomplish our mission only with the support, engagement and trust of the entire college community and by partnering with them to provide a safe and secure learning environment.

While our Police Department, faculty and staff work very hard to ensure the campus community's safety, the primary responsibility for overall safety and security on campus rests with you and everyone else in our community. No police department or agency alone can keep us all safe unless everyone exercises reasonable care, caution and awareness of their surroundings. We strive to engage our community through education, information sharing and training programs, as our strongest ally in deterring and preventing crime. The information in this document is provided to help enhance campus safety at Fisher College. I encourage everyone to read this report and to know and use all safety precaution information and services that are available.

With your help and prompt reporting of any suspicious activity, we can make a big difference in reducing crime and increasing safety on our campus. Our department is staffed 24 hours per day, seven days a week and has daily interaction and contact with our students, faculty and staff. When you see an officer on patrol, please don't hesitate to let them know if you have any public safety concerns. We are one of your many partners here at Fisher College to keep you and our campus safe.

For business purposes our department can be reached at 617-263-8880 by landline or cellular phone. In the event of an emergency please dial extension 8888 or 617-236-8888.

Best wishes for a safe and quality educational experience during your time here at Fisher College.

Brian J. Perrin  
Chief of Police

## **The Campus Security Act**

The Campus Security Act requires colleges and universities to:

- Publish an annual report every year by October 1 that contains three calendar years of campus crime statistics and certain campus security policy statements;
- Disclose crime statistics for the campus, public areas immediately adjacent to or running through the campus, and certain non-campus facilities and remote classrooms.
- The statistics must be gathered from campus police or security, local law enforcement, and other College officials who have "significant responsibility for student and campus activities;" otherwise known as a Campus Security Authority (CSA).
- 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 or the campus security department and is reported to the campus police or security department;" and
- Disclose any agreements with state and/or local law enforcement.
- The information contained in this brochure pertains to the Boston, New Bedford, Brockton, and North Attleboro campuses unless where otherwise noted.

### **Preparation of the Annual Disclosure of Crime Statistics**

The Fisher College Department of Public Safety prepares this report annually to comply with the Jeanne Clery Disclosure of Campus Security Policy and Crime Statistics Act. This report is prepared in cooperation with the Division of Student Life, Athletics, the Title IX coordinator and other Campus Security Authorities. Each entity provides updated information on their educational efforts and programs to comply with the Act.

Campus crime, arrests, and referral statistics include those reported to the Fisher College Department of Public Safety, designated campus officials (including but not limited to housing staff, judicial affairs, advisors to students/student organizations, athletic coaches), and local law enforcement agencies for buildings owned and or controlled by Fisher College, as well as public property within and immediately adjacent to campus. The Counseling Center staff informs their clients of the procedures to report crime to the Department of Public Safety on a voluntary or confidential basis, should they feel it is in the best interest of the client.

Each year, an email notification is made to all enrolled students, faculty, and staff that provides the website to access this report. Copies of the report may also be obtained at the Department of Public Safety located at 116 Beacon Street, Boston, MA 02116 or by calling 617-236-8880.

### **Separate Campuses**

All policy statements contained in this report apply to all campuses unless otherwise indicated.

## **Fisher College Department of Public Safety**

The Fisher College Department of Public Safety provides law enforcement and security services to the Fisher College community.

The Department of Public Safety is comprised of state certified and sheriff certified police officers, a public safety officer, a communications coordinator, and supplements staffing with contract security.

Fisher College special state police officers are empowered under the State of Massachusetts General Laws, MGL Chapter 22 Section 63. Police officers have full police authority on Fisher College property granted to any law enforcement officer, including the authority to make arrests. Police jurisdiction includes property owned by, or under the control of, Fisher College.

Fisher College Police officers have the authority to enforce State and Local laws and Fisher College policies. Fisher College Public Safety Officers cannot enforce State and Local laws, however they have the authority to enforce Fisher College policies. Fisher College contract security officers do not have the authority to enforce State and Local laws nor Fisher College policy, they are to observe and contact Fisher College Department of Public Safety to respond to any issues.

The Department of Public Safety also works closely with the local police in all of our campus communities when there is a crime on campus. This includes Boston, Brockton, New Bedford, North Attleboro and Massachusetts State Police.

In addition, the Department of Public Safety has radio communications with Boston Police to provide real time communication. Boston Police respond to campus incidents when needed.

Fisher College police officers have training relative to their protocol, tactics and procedures for critical incidents.

The Fisher College Department of Public Safety does not currently have a Memorandum of Understanding with Boston, New Bedford, Brockton, or North Attleboro Police pertaining to the investigation of criminal incidents.

Fisher College does not have any recognized student organizations that have off-campus student housing facilities.

## **Reporting Procedures**

### **Incident Reporting**

Students, staff, faculty, and visitors of the main Boston campus are encouraged to accurately and immediately report any suspicious or criminal activity to the Department of Public Safety at 617-236-8880 or extension 8880 from a campus phone. If an emergency occurs, contact 911 immediately, and then contact the Department of Public Safety.

Residents at 19 Stuart St. call Boston PD (617) 343- 4911 or if it is an emergency, dial 911.

Students, staff, faculty and visitors at the Brockton, New Bedford, and North Attleboro sites should call:

Brockton PD (508) 941-0200

New Bedford PD (508) 991-6300

North Attleboro PD (508) 695-1212

If an emergency occurs at any site, dial 911.

### **Response to Calls**

The Fisher Department of Public Safety's procedure for responding to calls includes a response to all calls for assistance, including emergency calls. When necessary, the Department of Public Safety works closely with a full range of city and local emergency responders to assure a complete and timely response to all emergency calls. Priority response is given to crimes against persons and personal injuries.

In response to a non-emergency call to the Department of Public Safety at 617-236-8880, the dispatcher on duty will take the required action: either dispatch an officer, or asking the victim to report to the Department of Public Safety desk to file an incident report.

For each event or incident, officers if necessary will respond and, if necessary, will use the resources of local, state, and federal law enforcement agencies to provide support and assistance.

Crimes should be accurately and promptly reported to the Fisher College Department of Public Safety, or the appropriate police agency, when the victim of a crime elects to, or is unable to, make such a report.

Members of the community are helpful when they immediately report crimes or emergencies to the Fisher College Department of Public Safety or a Primary Campus Security Authority (listed below) for purposes of including them in the annual statistical disclosure and assessing them for issuing a Timely Warning Notice, when deemed necessary.

### **Campus Security Authorities**

Federal Law requires the College to disclose statistics concerning the occurrence of certain crimes reported to campus security authorities (CSAs). CSAs include any member of the Department of Public Safety, including contract security officers, College officials who have significant responsibility for student and campus activities, and others identified below as individuals or organizations to whom or which students and employees should report criminal offenses.

Fisher College's CSAs include the following, but is not limited to:

- Director of Housing and Residential Life
- Student Conduct Coordinator
- Title IX Coordinator
- Dean of Students
- Director of Athletics and all coaches, trainers, both head coaches and assistant coaches
- International Admissions Director
- Academic Center for Enrichment Manager
- Department of Public Safety Staff
- Contract Security Officers
- Resident Directors and Resident Assistants
- Vice President of Academic Affairs
- Advisors of Student Clubs and Organizations
- Director of Student Activities and Alumni Affairs
- Student Activities Coordinator
- Residence Hall Desk Assistants
- GPS (f/k/a DAPS) Director of the Boston Campus
- GPS (f/k/a DAPS) Director of Brockton Campus
- GPS (f/k/a DAPS) Director of North Attleboro Campus
- GPS (f/k/a DAPS) Director of New Bedford Campus

All CSAs should encourage any person who reports a crime or other incident involving campus security to notify the Department of Public Safety immediately. Any CSA who receives a report of an incident involving a crime or campus security matter must contact the Department of Public Safety immediately and inform the Department of Public Safety of the incident consistent with the confidentiality considerations discussed in this report.

### **Daily Crime Log**

The Department of Public Safety maintains a Daily Crime Log which provides the community with information about crime on the Boston campus. The Daily Crime Log is available for review 24 hours a day, 7 days a week, at the Department of Public Safety Desk located in the Mall of 116 Beacon Street, Boston.

### **Voluntary Confidential Reporting**

Anyone who is the victim of, or the witness to, a crime is encouraged to promptly report the incident to the Department of Public Safety. However, the Department of Public Safety cannot promise confidentiality to crimes that are reported. Reports to professional and pastoral counselors can be kept confidential. Professional and pastoral counselors are encouraged to inform their clients, if and when they deem it appropriate, of the procedures to confidentially report crimes to primary CSAs.

Anonymous reports of crimes may also be made to the anonymous tip line:

Text: tip411 (847411)

Keyword: Fisher

Please state the type of incident, along with where and when it occurred. It is important to put as much detail as possible, so that the college can accurately count the incident, when appropriate, in the college's Annual Security Report (ASR).

### **Confidentiality Considerations**

A Campus Security Authority (CSA) is not required to disclose confidential information concerning an incident, such as information that would identify a victim of a crime who wishes to remain confidential. However, CSAs are required to inform the Department of Public Safety of the existence of all known incidents, including confidential incidents, so that they can be recorded as statistics and, where appropriate, included in the College's annual security report.

If a reporting party does not consent to disclosure to the Department of Public Safety, CSAs are expected to inform the Department of Public Safety of the complainant's wish for confidentiality and to report the incident for **statistical purposes only**. CSAs must report an incident without disclosing identifying information concerning the reporting party unless the reporting party consents to disclosure of his or her identity.

The College urges all community members to report any criminal incident to the Department of Public Safety. In the event an individual chooses not to report a crime, the College urges the person to at least disclose the occurrence of the incident to a CSA so it may be counted, as appropriate, in the College's Annual Security Report (ASR).

### **Pastoral and Professional Counselors**

As allowed by the Clery Act, pastoral and professional counselors who receive confidential reports are not required to report these crimes to the Department of Public Safety for inclusion into the annual disclosure of crime statistics or for the purpose of a timely warning.

It should be noted that if a pastoral or professional counselor serves another function at Fisher College, such as an advisor to a student organization, then they are required to report crimes to the Department of Public Safety for inclusion in the annual disclosure of crime statistics.

**Pastoral Counselor:** a person who is associated with a religious order or denomination, is recognized by that religious order or denomination as someone who provides confidential counseling, and is functioning within the scope of that recognition as a pastoral counselor.

**Professional Counselor:** a person whose official responsibilities include providing mental health counseling to members of the Fisher community and who is functioning within the scope of his or her license or certification. The Fisher College Counsellor can be reached at 617-236-8894 or in the basement of 108 Beacon Street.

### **Incident Information**

Incidents may occur on campus that do not appear to involve an immediate threat to the health and safety of students or employees, but due to their significance, may justify community notification. Incidents may include, but are not limited to: follow up to an emergency notification; a significant incident on or off campus; severe weather warning; or a major infrastructure failure.

## **Timely Warning Notification**

In the event that a situation arises within Fisher College's Clery Geography that, in the judgment of the Dean of Students or Chief of Police, constitutes a serious or continuing threat to members of the Fisher College community, a timely warning will be sent. A campus wide "timely warning" will be issued in compliance with the federal Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act of 1998.

Fisher College issues timely warning notices whenever a Clery crime is considered to pose a serious or continuing threat to students, faculty and staff. Significant criminal incidents that might elicit a timely warning include, but are not limited to, crimes of violence or patterns of property crimes. Timely warnings may be issued for the following crime classifications: aggravated assault, major incidents of arson, burglary, murder/non-negligent manslaughter, motor vehicle theft, robbery, and sex offense, when the crime is deemed to pose a serious or on-going threat to the Fisher community. The Chief of Police and the Dean of Students reviews all reports to determine if there is a serious or on-going threat to the community and if the distribution of a timely warning is warranted.

As noted earlier, Fisher College is not required to provide a timely warning with respect to crimes reported to a pastoral or professional counselor.

### **Notification Process**

The Chief of Police and/or the Dean of Students will determine if a timely warning is necessary and the alerts are generally written and distributed to the Fisher College community by the Chief of Police or Dean of Students, depending on method of distribution. In the case of an emergency or other urgent event, students, faculty, and staff may be contacted through a variety of methods. These may include; Blackboard Connect, telephone, text message, email, and flat screen panels to communicate timely warnings (see chart below).

The Dean of Students consults with the Chief of Police regarding crimes affecting the Fisher College community to determine the need for a timely warning. The Dean of Students is the approving authority for posting timely warnings. Timely warnings of serious crimes are conveyed to the community through the Blackboard Connect Emergency Notification System. This system will send notifications via email, phone, and/or text message. Fisher students are automatically signed up for this system upon joining the college, however new staff and faculty members must sign up on their own at [www.fisher.edu/about/staff-directory/notifications](http://www.fisher.edu/about/staff-directory/notifications). Once enrolled, it is up to the individual to keep his or her information up to date.

Crime Alerts contain a brief description of the incident; the date, time, and location of the incident; and precautions to take. The amount and type of information presented in the warning will vary depending on the circumstances of the crime. Where possible, a warning will not include information that could jeopardize a criminal investigation.

Timely Warning Notices will be distributed as soon as pertinent information is available, in a manner that withholds the names of victims as confidential, and with the goal of aiding in the prevention of similar occurrences.

## Fisher College Timely Warning Methods

System	Primary Message Creator	Backup Message Creator	Authority for Approving and Sending Messages	Primary Message Sender	Backup Message Sender
<b>PRIMARY</b>					
Blackboard Connect	Dean of Students	Chief of Police	Dean of Students and Chief of Police	Dean of Students	Chief of Police
Blast Email	Dean of Students	Chief of Police	Dean of Students and Chief of Police	Dean of Students	Chief of Police
Telephone	Dean of Students	Chief of Police	Dean of Students and Chief of Police	Dean of Students	Chief of Police
Text Messages	Dean of Students	Chief of Police	Dean of Students and Chief of Police	Dean of Students	Chief of Police
Campus Website	Dean of Students	Director of Marketing	Dean of Students and Chief of Police	Dean of Students	Chief of Police

The alerts typically contain the following information:

- Date and Time of Incident
- Location of the Incident
- Type of Incident
- Description of the Alleged Perpetrator
- Summary of Incident
- Crime Prevention Tips
- Contact Telephone Number

### Emergency Response and Evacuation Procedures

Fisher College police officers have received training in Incident Command and Responding to Critical Incidents on Campus. If a serious incident occurs that causes an immediate threat to the campus, the first responders to the scene are usually Fisher police officers and emergency responders and they typically respond and work together to manage the incident. Depending on the nature of the incident, other Fisher College departments and other local or federal agencies could also be involved in responding to the incident. General information about the emergency response and evacuation procedures for Fisher College are publicized each year as part of the institution's Clery Act compliance efforts and that information is available at the Department of Public Safety.

### Fisher College Emergency Notification System

The College has implemented an Emergency Notification System in conjunction with Blackboard Connect to enhance the College's ability to reach all students, faculty, and staff with time-sensitive

information during unforeseen events or emergencies. The system uses voice, e-mail, and text messaging to allow the College to provide pertinent information and details on appropriate responses during critical situations. We encourage members of the campus community to take advantage of the opportunity to provide multiple contact options. Voice notification messages will appear to be from "617-236-8800". SMS text will appear to be from SMS@blackboard.com. Email messages will be sent from [FISHER COLLEGE\\_email@blackboard-connect.com](mailto:FISHER_COLLEGE_email@blackboard-connect.com).

This is where we need your help and cooperation! Students are automatically added to the system upon joining the college, however, Staff, please make sure that you are registered at: [www.fisher.edu/about/staff-directory/notifications](http://www.fisher.edu/about/staff-directory/notifications). Should you need to update your contact information, please contact the Office of the Registrar at 617-236-8825 or [registrar@fisher.edu](mailto:registrar@fisher.edu) to make sure your current information is on file.

The Dean of Students and Chief of Police consult with other Fisher College administrators, local first responders and/or the National Weather Service to confirm whether there is a significant emergency or dangerous situation that poses an immediate threat to the health or safety of some or all members of the Fisher College community. The Dean of Students and Chief of Police will collaborate to determine the content of the message (if one of them is unavailable, the other is responsible) and appropriate segments of the campus community that should receive the notification. The Dean of Students and the Chief of Police will use some or all of the systems, as described on the following page, to communicate the threat to the Fisher College community or to the appropriate segment of the community, if the threat is limited to a particular building or segment of the population.

Fisher College will, without delay and taking into account the safety of the community, and the impact on the efforts to respond to the emergency, determine the content of the notification and initiate the notification system, unless issuing a notification will, in the professional judgment of the first responders, compromise the efforts to assist a victim or to contain, respond to, or otherwise respond to the emergency.

## Fisher College Notification Methods

System	Primary Message Creator	Backup Message Creator	Authority for Approving and Sending Messages	Primary Message Sender	Backup Message Sender
<b>PRIMARY</b>					
Blackboard Connect	Dean of Students	Chief of Police	Dean of Students and Chief of Police	Dean of Students	Chief of Police
Blast Email	Dean of Students	Chief of Police	Dean of Students and Chief of Police	Dean of Students	Chief of Police
Telephone	Dean of Students	Chief of Police	Dean of Students and Chief of Police	Dean of Students	Chief of Police
Text Messages	Dean of Students	Chief of Police	Dean of Students and Chief of Police	Dean of Students	Chief of Police
Campus Website	Dean of Students	Director of Marketing	Dean of Students and Chief of Police	Dean of Students	Chief of Police
<b>Secondary</b>					
Bullhorns	Supervisor on Duty, Department of Public Safety	Housing	Department of Public Safety and Housing	Department of Public Safety	Housing
Local Media	Director of Communications		Director of Communications	Director of Communications	

### Community Actions

Community members, upon receiving a notice of an alert, should seek additional information and take actions to protect themselves and to alert others. Members of the larger Fisher community can receive information about emergencies on campus through the local media and the Fisher College website, [www.fisher.edu](http://www.fisher.edu).

Fisher College will immediately notify the campus community upon confirmation of a significant emergency or dangerous situation involving an immediate threat to the health or safety of students or staff occurring on the campus. If there is an immediate threat to the health or safety of members of the Fisher College community, follow up information will be provided to the community using some or all of the methods of communication listed on the previous page.

Generally, it is difficult to provide a set of instructions applicable to all community members. Individual necessary actions will depend on factors such as the type and one's proximity to the emergency. Whenever possible the college will use a standard approach for emergency messaging. In the event of an emergency you may receive one of the following messages.

**LOCKOUT:** A lockout is called when there is a threat or hazard outside of Fisher College and the perimeter of the building will be secured to keep out the threat. Lockout uses the security of the building as protection.

The following are some examples of when safety personnel or emergency dispatch might call for a Lockout.

- Criminal activity in area

- Dangerous animal on campus
- Civil disobedience

Lockout procedures are as follows:

- Community members who are outside should move inside; move quickly as, depending on the situation, ID card access may be shut off at some point during the crisis.
- If you are near an exterior door, pull it shut if it is open
- Keep alert to updates from the college or reputable news outlets
- Business inside the college should be conducted as usual

**LOCKDOWN:** Lockdown is called when there is a threat or hazard inside the building. From domestic violence incidents, to intruders, to an active shooter, Lockdown uses room security to protect students and staff from an immediate threat.

The following are simply some examples of when a student, staff member or emergency dispatcher might call for a Lockout.

- Intruder
- Angry or violent student
- Domestic issue
- Active shooter

Lockdown procedures are as follows:

- Prepare ahead of time, know if the door locks to your classroom or other area
- Does the door open in or out
- Is there an easy way to secure the door if there is not lock
  - Tie a belt around the door closer
  - Use a door stop to jam the door
  - Are there other resources to barricade the door
- Locks, lights, out of sight
  - lock the door
  - turn out the lights
  - move away from windows or glass where you can be seen
- Close shades if possible
- Maintain silence, silence phone ringers
- Barricade the door with heavy objects
- Prepare to evade or defend
- Do not open the door until you get an all clear message from the school or law enforcement

**EVACUATE:** Evacuate is called when there is a need to move students and staff from one location to another.

Designated evacuation areas are as follows:

- Buildings 102-118 proceed to corner of Beacon/Berkley
- Buildings 111/131/133 proceed to corner of Arlington and Beacon Street
- Building One Arlington proceed to 111 Beacon

Evacuation procedures are as follows:

#### Prepare ahead of time

- Familiarize yourself with at least two exits from anywhere you are on campus
- Designate a meeting place for your classroom or residence hall ahead of time where everyone can check in and report they are safe
- Read the College Emergency Reference Guide on the Department of Public Safety Website for more information <http://www.fisher.edu/police/emergency-preparedness>

#### Sound the alarm

- If you discover or suspect a fire, sound the building fire alarm by pulling a red pull station.
- Warn other occupants by knocking on doors and shouting "fire, get out" as you leave the building.

#### Exiting a room

- Before opening any door, feel the doorknob with the back of your hand. Do not open the door if it is hot.
- Brace yourself behind the door, crouch low, and open the door slightly if it is warm.
- Stay low if the area is smoky. If heat or heavy smoke is present, close the door and stay in your room.

#### Leaving the building

- Look for all available exits, including fire escapes, and use the quickest, safest route.
- Try to rescue others ONLY if you can do so safely on your way out of the building.
- Move away from the building and out of the way of the fire department.
- Don't go back into the building until the fire department says it is safe to do so.

#### Call emergency responders

- Dial 911.
- Give as much information as possible to the 911 operator.
- Call the Department of Public Safety at 617-236-8888 to report the location of the fire after you call 911

In case of a hazardous material spill or leak, evacuate immediately. Hazardous equipment or processes should be shut down before leaving, unless doing so presents a greater hazard or a safety concern for you. Remember to close all doors behind you as you leave, if it is safe to do so.

Assist anyone who may be in danger on your way out of the building, if you can do so without endangering yourself. Exit the building in a calm manner using the stairs - never use elevators. After you have left the building, go to your predesignated assembly point and remain there. Remain outside the building, even if the alarm is silenced, until the fire department has given the "all clear". Maintain a safe distance from the building, to allow ample room for emergency personnel and equipment to access the building.

If all routes are blocked, or you are unable to get down the stairs due to a disability:

- Go back to your room, close the door and call 911 to report your location.
- Seal the cracks around the door to prevent smoke from entering.
- Open the window a few inches for fresh air and hang a brightly colored cloth or bed sheet out the window to alert the Fire Department to your location. If you have a flashlight, use it to signal at night.
- If smoke gets in your room, keep low and dampen a cloth with water, place it over your nose and breathe lightly through it.

- Stay calm. Do not jump from windows above the second floor. Rescue personnel have the proper equipment to get to you quickly.

**SHELTER:** Sheltering provides protection from external hazards, minimizes the chance of injury and/or provides the time necessary to allow for a safe evacuation. It is generally called when the need for personal protection is necessary.

A shelter order may be issued for several reasons including:

- Severe weather
- Hazardous materials

When a shelter is ordered:

- Remain CALM.
- Faculty should recommend to students and others not to leave or go outside.
- If you are in a residence hall, remain there.
- Select a small interior room, above the ground floor, with no or few windows and air vents if possible.
- Stay away from all windows and doors.
- If you are told there is danger of explosion, close the window shades, blinds, or curtains.
- Room(s) should have adequate space for everyone to be able to sit down comfortably.
- Avoid overcrowding by selecting several rooms when necessary and possible.
- In extreme weather situations, relocate to a lower level interior section of the building.

For external chemical, biological or radiological incidents:

- Stay inside and move to an inner corridor or office.
- Facilities may shut down all building ventilation fans and air conditioners, when necessary and appropriate.
- Since many chemical agents are heavier than air, and tend to hold close to the ground move to higher levels of the building if possible to reduce the transfer of contaminated air from outside to inside.
- Remain alert for instructions and updates as they become available from the emergency personnel and college administrators.

## **Fire Drills**

Fisher College conducts fire drills requiring evacuation in its facilities. These drills are conducted a minimum of once annually and unannounced. These drills are used to:

- Familiarize community members to the audible and visible evacuation signals and the exit routes available to use in the event of a fire or other situation that requires immediate evacuation.
- Evaluate the performance of the employees in a fire incident and the effectiveness of the behaviors used in accordance with the fire drills and the Emergency Plans.

The results of the drills are documented with the description of the exercise, date, and time. Evacuation plans are posted in each dormitory building that show the floor plan, exits and suggested evacuation routes and will be publicized at the time of the drill.

## **Emergency Response Drills**

In conjunction with other emergency agencies, the College conducts emergency response drills and exercises each year, such as table top exercises, field exercises, and tests of the emergency notification systems on campus. These tests, which may be announced or unannounced, are designed to assess and evaluate the emergency plans and capabilities of the institution.

Each test is documented and includes a description of the exercise, the date and time of the exercise, and whether it was announced or unannounced.

The campus publicizes a summary of the emergency response and evacuation procedures via email at least once each year in conjunction with a test (exercise and drill) that meets all of the requirements of the Higher Education Opportunity Act.

If there is an immediate threat to the health or safety of students or employees occurring on campus, an institution must follow its emergency notification procedures. An institution that follows its emergency notification procedures is not required to issue a timely warning based on the same circumstances; however, the institution must provide adequate follow-up information to the community as needed.

## **Local Police Departments**

Fisher College's student organizations currently do not operate off-campus locations, including off-campus housing facilities. The Fisher College Department of Public Safety therefore does not currently monitor or record criminal activity by students of organizations officially recognized by the institution at non-campus locations through local police agencies. However, Fisher College students may live privately off campus in neighborhoods surrounding the college as well as in the greater Metro Boston region. The respective local police departments have jurisdiction in all areas off campus.

The Department of Public Safety maintains a close working relationship with the Boston Police Department. The Department of Public Safety also regularly work with other local and state law enforcement agencies, including the Massachusetts State Police. Meetings are held between staff of these agencies on both a formal and informal basis. When a Fisher student is involved in an off-campus offense, Fisher College may assist with the investigation in cooperation with local, state, or federal law enforcement. The Boston Police Department shares information regarding off campus crimes involving students with Fisher College's Department of Public Safety, and may request a Fisher representative be present when dealing with students in areas immediately adjacent to campus. Local law enforcement agencies regularly provide reports of offenses committed by students to the Department of Public Safety and the college's Dean of Students.

## **Security of and Access to Boston Campus Facilities**

### **Campus Alarms**

Campus facilities are alarmed to detect smoke, heat, and intrusion. All fire, smoke, and carbon monoxide alarms register at the Fisher College Department of Public Safety desk, and/or with a central operator. Boston Fire Department receives notice of all fire, smoke and carbon monoxide alarms. Fisher College Department of Public Safety officers respond to all alarms on campus in addition to any response provided by the various City of Boston emergency responders.

### **Access to Academic and Administrative Buildings**

Policies and procedures for admission into academic or administrative facilities are established by the Fisher College President's Cabinet and enforced by the Fisher College Department of Public Safety. All

exterior academic and administrative facilities are equipped with electronic card readers attached to an online server, which provides information concerning individual access privileges to Department of Public Safety Officers stationed at the Department of Public Safety desk located in the Mall at 116 Beacon St. A current Fisher College photo ID is required for entry into campus facilities 24/7, with the exception of administrative buildings at 118 Beacon St and One Arlington St from 7:30 am - 5:00 pm, Mon-Fri, as well as the facilities door in the basement of 108 Beacon from 7:30 am – 5:00 pm Mon-Fri.

Fisher Police/Public Safety Officers conduct routine patrols of all campus buildings to evaluate and monitor security related matters.

### **Access to Residential Areas**

The College takes the safety of all of its community members seriously, particularly those in residence on campus. Residential areas may be entered only in accordance with policies and procedures promulgated by the Office of Housing and Residence Life and published in the Student Code of Conduct. Those policies and procedures are enforced by the Department of Public Safety.

Exterior and interior doors to student resident halls at 102, 104, 106, 112, 114, 116, 131, and 133 Beacon St are locked 24 hours a day, with the exception of students moving in and out. At that time the doors are unlocked with Public Safety monitoring access. Access to exterior resident hall doors is limited to 116 Beacon St and 131/133 Beacon St. A valid Fisher College photo ID indicating current residence hall access privileges is required for admission into all residence hall access points. Students are encouraged to report all missing or lost ID cards as soon as possible to the Department of Public Safety. All reported missing and lost ID cards are disabled and replacement ID cards are issued.

Access to the residence halls listed above is monitored 24/7 by the Department of Public Safety at 116 Beacon St. Department of Public Safety desk. Contract security and/or student proctors are stationed at the safety desk located at the 133 Beacon St front entrance, while the building is occupied. Student proctors are selected and supervised by the Department of Public Safety and are responsible for monitoring access to the residence hall by checking resident IDs and verifying with the Department of Public Safety that visitors have been signed in and entered into the computer system at 116 Beacon St.

All the above listed residence halls are equipped with electronic card access readers attached to an online server, which provides information to the Department of Public Safety concerning access privileges. All secondary entrances and exits to residence hall facilities are locked and alarmed. An alarm will sound if ingress or egress occurs with any of these doors.

The faculty and staff of the College are required to comply with all established policies and procedures concerning entry into the residence areas. Any employee found to have violated these policies or procedures may be subject to disciplinary action, up to and including termination.

### **19 Stuart St.**

Fisher College leases the 6<sup>th</sup> floor for residents at 19 Stuart St. The main doors are not locked 24/7. It is locked between 9pm and 7am. Between those hours, the room key cards need to be used to gain entry to the building. However, the doors that lead to the elevator lobby, to obtain access to the living quarters, is locked 24/7. Key cards are needed to gain access. Once a resident gains access to the elevator, they must swipe their key card again, and then press the 6<sup>th</sup> floor button to get to their floor. No one else has access to the 6<sup>th</sup> floor except Fisher and Benjamin Franklin Institute of Technology residents.

All residence halls are located on the Boston campus. They are patrolled by the Department of Public Safety as well as Housing staff, who report any security concerns to the Department of Public Safety for 102, 104, 106, 112, 114, 116, 131, 133 Beacon St residence halls, and Boston Police for 19 Stuart St.

## **Access to Buildings for Maintenance and Repair**

Regular maintenance, alterations, and repairs of Fisher College facilities are performed by the College's Facilities Department and outside contractors retained by the College. The College's Facilities Department is responsible for the structural, mechanical, and electrical maintenance of all College buildings. Typical services provided by the Facilities Department, which interacts with the Department of Public Safety to provide safety and security to the College community, include:

- Electricity and lighting
- Elevators
- Custodial services
- Doors and locks
- Heat
- Window and door glass

The campus is maintained in a manner to minimize hazardous conditions. However, whenever unpredictable failures occur or additional maintenance work is required beyond normally scheduled maintenance, community members may report problems to the Department of Public Safety Desk (extension 8880 from any campus phone and 617-236-8880 from any non-campus or cell phone). This is a 24 hours a day, year round system that ensures requests are logged and scheduled in a timely manner. If the request is urgent, it will be dispatched immediately. Reported maintenance problems that pose a threat to safety and security are given the highest scheduling priority.

## **Smoking/Tobacco Policy**

Fisher College has established a no smoking policy throughout and in front of the College. No smoking is allowed in the common areas, which include: corridors, classrooms, auditoriums, or residence halls. Smoking is not allowed on the stairways to any buildings or on Beacon Street. Students are only permitted to smoke in the designated smoking area located behind building 116 Beacon Street and One Arlington Street. This policy results from the College's compliance with the Massachusetts Clear Air Act. Chewing tobacco and electronic cigarettes are also not to be consumed or smoked inside any College building. The Department of Public Safety is responsible for the enforcement of this policy and failure to abide by the Smoking & Tobacco Policy may result in disciplinary action. The College also offers educational programs regarding the hazards of smoking and tobacco use. Students seeking to learn more about these hazards or interested in quitting smoking or tobacco use may contact the Health Services Office and/or Counseling Services.

## **Alcohol and Drug Policies**

Fisher College campuses and activities are not sanctuaries from federal, state, and local laws. Fisher College prohibits the unlawful use, possession, sale, distribution, or manufacture of illicit drugs and/or alcohol by any student and visitor of the College while on College property, while performing any work for the College on or off the premises, or while otherwise participating in any College activities on or off the campus. Fisher College is a dry campus and regardless of age, alcohol cannot be possessed or consumed on college property or at any college activity.

However, the College's standards of personal conduct substantially exceed the minimum expectations of civil law and custom. Students found in violation of the College alcohol policy or engaging in misconduct related to the abuse of alcohol, whether on or off campus, will be subject to disciplinary action under the Student Code of Conduct as well as to prosecution. Fisher College enforces the Massachusetts underage drinking law and state and federal drug laws.

Fisher College neither permits nor condones the possession, use, or sale of illegal drugs and narcotics. Violators are subject to College disciplinary procedures, as well as to criminal prosecution under state and federal laws. Dealing in narcotics or illegal drugs anywhere on campus will result in expulsion from the residence system and further disciplinary action by the College. Conviction for drug-related offenses in any jurisdiction may affect a student's eligibility for federal, state, or College financial aid.

The College falls within federal and state Drug-Free School Zone laws.

Violations of drug and liquor laws are reported under the federal Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act, and under Massachusetts law.

### **Standards of Conduct**

The unlawful possession, use, or distribution of illegal drugs or alcohol by any student or employee on College property or in conjunction with any College activity is prohibited.

### **Disciplinary Sanctions**

The College will impose disciplinary sanctions on students and employees who violate College standards of conduct. In addition, students or employees who violate public law are subject to criminal prosecution. Conviction may result in fines, imprisonment, and revocation or loss of eligibility to receive federal funding (such as grants and financial assistance) and other privileges.

College-imposed discipline may include sanctions up to and including expulsion of a student or termination of employment, in addition to referral for criminal prosecution. Disciplinary sanctions may include required participation in a treatment, counseling, or other approved rehabilitation program.

### **Alcohol in College Residences/Buildings**

1. Students may not possess or consume alcoholic beverages in the residences.
2. No alcoholic beverages may be served or sold at Fisher College functions that are attended primarily by undergraduate students. Exceptions will be considered by the Dean of Students for certain events (for example, Homecoming).
3. Alcoholic beverages may not be consumed in any public areas of the College.
4. Guests of residents, regardless of age, may not bring alcoholic beverages into College residences.
5. The possession and consumption of alcoholic beverages should not be part of an activity that is in violation of a College policy, as stated in the Student Code of Conduct and the Residence License Agreement.
6. The College reserves the right to conduct inspections in appropriate circumstances in order to enforce its policies and confiscate any beverages on College property in violation of this policy.

Proper identification must be presented to College personnel upon request.

### **College Sanction**

As further clarification of our approach to dealing with illegal use or possession of alcohol, it is useful to understand the typical sanctions in cases where students do not seek medical assistance. The disciplinary sanctions typically imposed for underage alcohol possession and use violations, together with the education and counseling programs that are usually required, are as follows:

### **Violations in College Residence Halls**

Following are the sanctions and education and counseling programs typically imposed for underage alcohol possession and use violations that take place in College residence halls. More serious sanctions may be imposed in appropriate circumstances, including when the quantity of alcohol is excessive and when an individual provides alcohol to persons who are under 21 years of age. If other unacceptable behavior—such as fighting, sexual assault, or property damage—occurs in conjunction with the alcohol violation, additional sanctions may be imposed for that behavior.

#### **First Incident May Include:**

- Disciplinary Sanction: Probation and \$100 fine
- Education/Counseling: an online self-assessment and education on alcohol use

#### **Second Incident May Include:**

- Disciplinary Sanction: Deferred separation from College housing
- Education/Counseling: Alcohol education class

Under Massachusetts law, a minor in possession of alcohol may be arrested and fined and his or her driver's license may be suspended. An individual who buys alcohol for a minor may be fined up to \$2,000 and sentenced to up to six months in jail.

### **Violations Not in College Residence Halls**

Following are the sanctions and education and counseling programs typically imposed for underage alcohol possession and use violations that do not take place in College residence halls. If other unacceptable behavior—such as fighting, sexual assault, or property damage—occurs in conjunction with the alcohol violation, additional sanctions may be imposed for that behavior. Second violations are uncommon and third violations are rare. Sanctions for a third violation will include, among other things, suspension from the College.

#### **First Incident May Include:**

- Disciplinary Sanction: Probation and \$100 fine
- Education/Counseling: an online self-assessment and education on alcohol use

#### **Second Incident May Include:**

- Disciplinary Sanction: Deferred suspension
- Education/Counseling: Alcohol education class

### **Violations Not on College Property**

The College prohibits the use or distribution of illicit drugs off College premises. Any violation of this law brought to the attention of College authorities by external law enforcement agencies will be heard by the Student Conduct Coordinator and/or designee.

### **Financial Assistance**

By federal law, students convicted of drug offenses committed while receiving Title IV federal financial aid may be ineligible for federal financial aid for one or more years from the date of conviction.

### **Fisher College Statement On Drug & Alcohol Related Medical Emergencies & College Sanctions**

The illegal use or abuse of alcohol or drugs can be hazardous to students' health and safety as well as an impediment to academic and personal success. The College is, above all else, concerned for the safety and well-being of all members of our community; therefore, the College addresses all reported violations of the College's alcohol and drug policies, including notifying the parents of undergraduate students of alcohol and/or drug-related incidents, if necessary.

At Fisher College, student health and safety are paramount. The College recognizes that alcohol or drug consumption may create medical or safety emergencies in which the potential for College disciplinary action may deter students from seeking assistance for themselves or others. In these situations, we strongly encourage students to act with their own and others' health and safety as the primary concern.

When the College learns of a student's illegal possession or use of alcohol or drugs as a result of that student's seeking medical assistance for him or herself, or another person, that student ordinarily will not be subject to College disciplinary sanctions for possession or use of that substance so long as the student completes all education and counseling programs recommended by the College. We are committed to the use of education and treatment approaches because, in our experience, education and/or treatment for individuals who receive emergency medical attention may reduce the likelihood of future occurrences.

### **State And Federal Laws And Sanctions Concerning Drugs And Alcohol**

In addition to disciplinary sanctions imposed by the College, all students, faculty, and staff should be aware that federal, state, and some local laws treat illegal use, possession, sale, distribution, or manufacture of drugs or alcohol as serious crimes. Conviction can lead to imprisonment, fines, and assigned community service. Courts do not lift prison sentences in order to allow convicted persons to attend college or continue their jobs. Felony and certain other convictions can prevent you from entering many fields of employment or professions and may have to be listed on applications for employment or admission to graduate or professional schools.

Many cities and towns in Massachusetts, including Boston, have local ordinances and regulations which prohibit public consumption of alcoholic beverages or consumption of alcoholic beverages on private property without the owner's consent. The Department of Conservation and Recreation also prohibits public consumption of alcohol in its parks. Similar laws and regulations apply in most other states and in many localities.

Massachusetts laws punish sale or delivery of alcoholic beverages to persons under 21 with a fine of up to \$2,000 and six months imprisonment, or both. Misrepresenting one's age or falsifying an identification to obtain alcoholic beverages is punishable by a fine of \$300. First conviction of driving under the influence of alcohol has a penalty of a \$500-\$5,000 fine, one-year revocation of driver's license, up to two-and-a-half years in prison, and mandatory alcohol rehabilitation.

**Alcohol Overdose—Immunity from Prosecution in Massachusetts.** In Massachusetts, individuals who are under 21 years of age shall not be charged or prosecuted for certain alcohol-related offenses such as purchasing or possessing alcohol if they seek, in good faith, medical assistance for themselves or someone else experiencing an alcohol-related incapacitation; or if they are themselves subject of such a good-faith request for medical assistance.

Massachusetts has criminal penalties for use of controlled substances, or drugs, with penalties varying with the type of drug. In general, use of narcotic and addictive drugs, and drugs with high potential for abuse, have heavier penalties.

Possession of drugs is illegal without valid authorization. While penalties for possession are generally not as great as for manufacture and distribution of drugs, possession of a relatively large quantity may be considered distribution. Under both state and federal laws, penalties for

possession, manufacture, and distribution are much greater for second and subsequent convictions. Many laws dictate mandatory prison terms and the full minimum term must be served.

Sale and possession of drug paraphernalia is illegal in Massachusetts. Under federal laws and some state laws, participation in drug-related criminal activity can result in seizure or forfeiture of personal property and other assets utilized in conjunction with or stemming from the proceeds of the illegal activity. In addition, conviction of a drug-related offense may entail civil fines and denial or revocation of certain licenses and benefits.

**Drug Overdose—Immunity from Prosecution in Massachusetts.** In Massachusetts, individuals shall not be charged or prosecuted for possession of a controlled substance if they seek, in good faith, medical assistance for themselves or someone else experiencing a drug-related overdose; or if they are themselves subject of such a good-faith request for medical assistance for a drug related overdose if the evidence for the charge of possession of a controlled substance was gained as a result of the overdose and the need for medical assistance.

Persons convicted of drug possession under state or federal law are ineligible for federal student grants and loans or for participation in federally sponsored research grants or contracts for up to one year after the first conviction, and up to five years after the second; the penalty for distributing drugs is loss of benefits for five years after the first conviction, 10 years after the second, and permanently after the third.

Under federal law, distribution of drugs to a person under age 21 is punishable by twice the normal penalty, i.e., a mandatory one-year prison term; a third conviction is punishable by mandatory life imprisonment. These penalties apply to distribution of drugs in or within 1,000 feet of a college or school. Federal law sets greatly heightened prison sentences for manufacture and distribution of drugs if death or serious injury results from use of the substance.

## **Federal Drug Laws**

The possession, use, or distribution of illegal drugs is prohibited by federal law. There are strict penalties for drug convictions, including mandatory prison terms for many offenses. The following information, although not complete, is an overview of federal penalties for first convictions. All penalties are doubled for any subsequent drug conviction.

### **Denial of Federal Benefits 21 U.S.C. 862**

A federal drug conviction may result in the loss of federal benefits, including school loans, grants, scholarships, contracts, and licenses. Federal drug trafficking convictions may result in denial of federal benefits for up to five years for a first conviction. Federal drug convictions for possession may result in denial of federal benefits for up to one year for a first conviction and up to five years for subsequent convictions.

In accordance with the requirements of the Drug-Free Workplace Act of 1988, as a condition of employment, any employee who is engaged in the performance of work under a federal grant or contract must notify the College if he or she is convicted of violating any criminal drug statute for activities done in the workplace not later than 10 days after conviction; students who receive Pell and certain other federal grants are subject to similar conditions and must report any conviction of a drug-related offense to the U.S. Department of Education within 10 days of the conviction if the offense occurred during the period covered by the grant.

### **Federal Drug Possession Penalties Forfeiture of Personal Property & Real Estate 21 U.S.C. 853**

Any person convicted of a federal drug offense punishable by more than one year in prison shall forfeit to the United States any personal or real property related to the violation, including houses, cars, and other personal belongings. A warrant of seizure is issued and property is seized at the time an individual is arrested on charges that may result in forfeiture.

### **Federal Drug Trafficking Penalties 21 U.S.C. 841**

Penalties for federal drug trafficking convictions vary according to the quantity of the controlled substance involved in the transaction. The list below is a sample of the range and severity of federal penalties imposed for first convictions. Penalties for subsequent convictions are twice as severe.

If death or serious bodily injury results from the use of a controlled substance which has been illegally distributed, the person convicted on federal charges of distributing the substance faces a mandatory life sentence and fines ranging up to \$8 million.

Persons convicted on federal charges of drug trafficking within 1,000 feet of a university (21 U.S.C. 845a) face penalties of prison terms and fines which are twice as high as the regular penalties for the offense, with a mandatory prison sentence of at least one year.

### **Federal Drug Possession Penalties**

Persons convicted on federal charges of possessing any controlled substance face penalties of up to one year in prison and a mandatory fine of no less than \$1,000 up to a maximum of \$100,000. Second convictions are punishable by not less than 15 days but not more than two years in prison and a minimum fine of \$2,500. Subsequent convictions are punishable by not less than 90 days but not more than three years in prison and a minimum fine of \$5,000.

### **Marijuana Laws in Massachusetts**

Massachusetts passed "The Regulation and Taxation of Marijuana Act." Contrary to popular belief, marijuana has not been legalized for all purposes in Massachusetts.

**It is against college policy for any person to possess any amount of marijuana on Fisher College property and violates federal law. In addition, it remains illegal for anyone to possess, use, or consume marijuana on the grounds of a public or private K-12 school. There is no exception for medical marijuana.**

**Off-campus possession - 21 years or older.** Massachusetts legalized possession of certain amounts of marijuana for a person 21 years of age or older. Any person 21 years of age or older in possession of more than one ounce of marijuana faces civil fines and/or criminal penalties, which may include arrest. Exception: In your "primary residence," you may legally possess up to 10 ounces of marijuana. Landlords have the right to restrict the smoking of marijuana in properties they own.

No person under the age of 21 may possess marijuana in public or private in Massachusetts. The penalties range from civil fines and/or criminal penalties, which may include arrest. Persons 18 years and younger face civil fines and mandatory drug education classes. There is an exception for valid medical marijuana registration cardholders.

**Selling Marijuana.** It remains illegal for any person to sell marijuana without a valid license from the Massachusetts Department of Public Health or the Cannabis Control Commission. Selling any amount of marijuana or possessing marijuana with the intent to distribute it are criminal offenses that may result in fines and jail time.

**Giving Away Marijuana - "Gifting."** A person 21 years or older may "gift" another person 21 years or older up to one ounce or less of marijuana. Gifting more than one ounce is a criminal offense. Gifting persons under 21 years is also a criminal offense.

**Cultivation of Marijuana Plants.** Massachusetts law allows for a person 21 years or older to cultivate up to 6 marijuana plants in their "primary residence," with a maximum of 12 plants in a home where more than one person 21 years or older resides. Landlords have the right to forbid cultivation of marijuana in properties they own.

**Manufacture of Marijuana Concentrate is Illegal.** The manufacture of marijuana concentrate is illegal and can result in the forfeiture of property or in criminal penalties if manufactured for sale or intended sale.

**Local city or town laws may prohibit possession or consumption of marijuana.** Cities and towns may regulate or prohibit the possession or consumption in a public building and may prohibit the smoking of marijuana in public places or where smoking tobacco is prohibited.

### **Description of Health Risks**

Serious health and personal risks are associated with the use of illegal drugs and abuse of alcohol. They may include temporary or permanent physical or mental impairment, injury, or death. Use and abuse of such substances may also give rise to conduct which causes injury, death, or damage to the user/abuser or to the person or property of others, resulting in criminal or civil prosecution and liability. Use and abuse of such substances may also lead to unsafe and/or nonconsensual sex, unwanted pregnancy, and may cause defects, injury, or death in unborn children. Consequences also include temporary or permanent loss of educational or employment opportunities.

For additional information on the health risks associated with alcohol and drug abuse, please contact our Health Services department at 617-236-8860. Additional resources are available for all members of the Fisher College community.

### **Drugs and the Body**

#### **Narcotics (Heroin):**

- Initial euphoria followed by drowsiness and nausea
- Constricted pupils, watery eyes, dazed look
- Overdose may produce slow, shallow breathing, clammy skin, loss of appetite and weight, and possible death

#### **Depressants (Barbiturates, Tranquilizers):**

- Relaxed muscles, calmness, drowsiness
- Confusion, disorientation, slurred speech
- Overdose may produce shallow breathing, clammy skin, weak and rapid pulse, coma, and possible death

#### **Stimulants (Cocaine, Methamphetamine):**

- Increased heart and respiratory rate, elevated blood pressure, decreased appetite
- Blurred vision, dizziness, insomnia, anxiety
- High doses can cause physical collapse, irregular heartbeat, stroke, and possible death

#### **Hallucinogens (LSD, PCP, Mushrooms):**

- Illusions and hallucinations

- Confusion, panic, anxiety, depression, and poor perception of time and distance
- Respiratory failure, death due to careless behavior

### **Cannabis (Marijuana, Hashish):**

- Increased heart rate, bloodshot eyes, dry mouth and throat, and increased appetite
- Interferes with memory, speech, coordination, and perception of time
- Increases risk of lung cancer, weakened immune system, and affects reproductive system

### **Alcohol and the Body**

- Impairment of brain function, judgment, alertness, coordination, and reflexes
- Attitude and/or behavioral changes, such as uncharacteristic hostility, or increased risk taking, such as driving recklessly
- Alcohol taken with other drugs can intensify the effects of the drug, alter the desired effect of the drug, cause nausea, sweating, severe headaches, and convulsions
- Addiction or chemical dependency
- Memory blackouts
- Uncharacteristic family, school, work, or legal problems
- Health problems such as cirrhosis of the liver
- If used during pregnancy, birth defects and mental retardation in users' unborn children may occur

### **Drug and Alcohol Counseling, Treatment or Rehabilitation Programs**

Ongoing health education programs are offered at the College that may include programs within the residence halls, speakers, and informative programs on the health risks involved with alcohol and substance abuse. Such programs held throughout the academic year includes, but are not limited to, the following:

- True to Life, a series of skits and discussions on bystander intervention, drugs, alcohol, sexual assault, stalking, harassment, mental health and bullying.
- Annual presentation by Fisher College Student Conduct Coordinator, discussion on Fisher College policies regarding drugs, alcohol and sanctions. Also discuss treatment options.
- Annual presentation by the Fisher College Department of Public Safety, discussion on safety in the city, underage drinking and consequences.
- Orientation sessions, includes Fisher College Counseling Services discussion on options for on and off site treatment for substance abuse.
- Judicial Educator: Alcohol 101: Choosing a Direction
- Sameem Associates, monthly drug and alcohol abuse sessions.
- Programming sponsored by Student Involvement, includes Safe Spring Break, Mothers against Drunk Driving- driving simulator, Distracted Driving, beer goggle obstacle course, BAC Indicators, etc.
- Hosted a panel on the Legalization of Recreational Marijuana in Massachusetts
- Mandatory Over Night Guest workshop for all residential students – discussion regarding guest policies, safety in the city, alcohol and drugs.

Additionally, students are encouraged to voluntarily avail themselves of treatment for a substance use disorder. Both Health Services and Counseling Services maintain written materials on drug and alcohol addiction and abuse.

Counseling services are available to help students with substance and alcohol abuse and to provide assistance for referrals to outside agencies and programs. Appointments can be made by calling the

Counseling Services located in building 131 Beacon St (617-236-8894). Counseling services maintain strict confidentiality of records and the counseling relationship is not shared with anyone inside or outside the College, unless a written release to do so is provided by the student or the life of the student or another person is in imminent danger. In the event that entrance into a counseling, treatment or rehabilitation program is required as a disciplinary measure, a written release to the Dean of Students will be required to indicate entrance into the program and to confirm satisfactory completion of the program.

### **Drug and Alcohol Treatment Centers**

The following is a list of a few of the treatment centers nearest to our campuses.

#### **Fisher College Health Services, Boston campus**

104 Beacon St – off the Mall  
Boston, MA 02116  
(T) 617-236-8860

#### **Fisher College, Counseling Services, Boston campus**

131 Beacon Street (Lower level)  
Boston, MA 02116  
(T) 617-236-8894

#### **Boston Alcohol and Substance Abuse Programs Inc. (ASAP)**

29 Winter Street  
Boston, MA 02108  
(T) 617-482-5292  
Website: <http://www.bostonasap.org>

#### **The West End Clinic (WEC)**

16 Blossom Street  
Boston, MA 02114  
(T) 617-726-2712  
Website: <https://www.massgeneral.org/psychiatry/services/treatmentprograms.aspx?id=1966>

#### **Association for Sober Living (for MEN)**

174-180 N. Washington Street  
North Attleboro, MA 02760  
(T) 508-699-2800  
Website: <https://associationforsoberliving.godaddysites.com/>

#### **Clean Slate**

92 Grape Street  
New Bedford, MA 02740  
(T) 774-202-2264  
Website: <http://cleanslatecenters.com/location/new-bedford-ma/>

#### **High Point Treatment Center**

10 Meadowbrook Road  
Brockton, MA 02301  
(T) 508-742-4400  
Website: <http://www.hptc.org/index.php>

### **Fisher College Employee Drug and Alcohol Policies**

Fisher College desires to provide a drug-free, safe, and pleasant working environment. To promote this goal, employees are required to report to work in appropriate mental and physical condition to perform their jobs in a satisfactory manner.

Being under the influence of an illegal drug or alcohol on the job will not be tolerated. While on Fisher College premises and while conducting business-related activities off College premises, no employee may use, possess, distribute, sell, attempt to do any of the foregoing, or be under the influence of alcohol or illegal drugs. The legal use of prescribed drugs as directed is permitted at the College only if it does not impair an employee's ability to perform the essential functions of the job effectively, safely and in a manner that does not endanger other individuals in the workplace or on College grounds. We have established the following guidelines with regard to use, possession or sale of alcohol or illegal drugs:

- The possession, use, distribution, sale or attempted sale, purchase or attempted purchase, or transfer of, or being under the influence of, alcohol or illegal drugs, and abuse or misuse of prescription or illicit drugs is strictly prohibited while on College premises (including the parking areas) or while performing College business.
- Employees will not be permitted to work while under the influence of illegal drugs or alcohol.
- Off-the-job illegal drug use which could adversely affect an employee's job performance or which could jeopardize the safety of other employees, the public or the College's facilities, or where such usage could jeopardize the security of the College's finances or business records, or where such usage adversely affects members' or the public's trust in the ability of the College to carry out its responsibilities, will not be tolerated. Employees who are involved in or suspected of involvement in such off-the-job drug activity will be considered in violation of this policy and subject to termination.
- Employees undergoing prescribed medical treatment with a controlled substance that may affect the safe performance of their duties are required to report this treatment to their supervisor through their personal physician. A determination will then be made as to whether the employee should be able to perform the essential functions of the job safely and properly.
- You are required to report arrests or convictions for drug violations to Fisher College.

Supervisors should immediately report any action by an employee who demonstrates an unusual pattern of behavior to Human Resources. Employees believed to be under the influence of drugs, narcotics, or alcohol will be required to leave the premises. Human Resources will arrange for safe transit.

Any employee reporting for duty on Fisher College grounds and facilities in an intoxicated, impaired, or drugged state, or who in the reasonable judgment of a management member appears to be in an intoxicated, impaired, or drugged state shall be subject to immediate suspension without pay and/or discharge after investigation of the incident by Fisher College management.

Any employee found possessing any alcohol or illegally possessing, using, or distributing any drugs or substances controlled under the Controlled Substances Act of 1970 on Fisher College grounds and facilities shall be subject to immediate suspension without pay and/or discharge after investigation by Fisher College management.

Any employee arrested on charges relating to the possession, sale, or use of drugs or controlled substances shall be immediately placed on a leave of absence without pay until such time as innocence or guilt is established.

Any employee who pleads guilty or is convicted of illegal possession, use, sale, or distribution of drugs or controlled substances shall be discharged. Although in the Commonwealth of Massachusetts the legal drinking age is 21, at Fisher College, no student or employee, regardless of age, may possess, consume, or transport alcohol onto the Fisher College campus. At certain times the College may hold an event and alcohol may be served to those who are of legal drinking age. If you would like to request to

serve alcoholic beverages at a meeting or event you must submit a request (Request to Serve Alcohol Form is available in the Human Resource Department) to serve alcoholic beverages form to the Dean of Students office at least four weeks prior to the event for approval.

Any violation of this policy may lead to disciplinary action up to and including termination of employment.

## **Firearms and Other Weapons**

The possession of weapons of any kind, including replicas, is strictly prohibited on campus. This includes, but is not limited to: firearms, all chemical sprays, knives, and martial arts weapons (for example, nunchaku). The College will impose disciplinary sanctions on students and employees who violate College regulations and standards of conduct regarding weapons. Violations of weapons laws are reported under federal and state law.

Carrying an illegal weapon is a felony punishable by up to five years in state prison. Students or employees who violate public law are subject to criminal prosecution and College sanctions. A conviction for unlawfully carrying a firearm without a license in Massachusetts mandates a one-year jail sentence.

Even if one has a valid firearm license, carrying a firearm on a college or university campus in Massachusetts is a crime (with the exception of full-time police officers).

## **Missing Students Notification Policy and Procedure**

Fisher College takes the safety and well-being of its students very seriously. On campus students may confidentially identify an individual to be notified within 24 hours following an official determination that the student is missing for 24 hours. This information will be accessible only to authorized campus officials, and it may not be disclosed, except to law enforcement personnel in furtherance of a missing person investigation. The Office of Housing and Residential Life collects this information during the on-campus move-in process and students may update or change missing person contact information at any time by contacting the Office of Housing and Residential Life. In addition, all students may provide the College with confidential contact information that may be used to reach the student in the event of an emergency.

All members of the Fisher College community are required to notify the Department of Public Safety (8880 from a campus phone or 617-236-8880 from off campus and cell phones) immediately when they believe a student is missing for 24 hours. The college, acting through its various departments, offices, and employees, shall notify the Department of Public Safety immediately in all cases of missing persons reported to any employee of the College. In all cases, the Department of Public Safety will notify the Dean of Students directly of any missing student report.

The Department of Public Safety will investigate the circumstances of the student's absence. Regardless of whether the student has identified a contact person, is above the age of 18, or is an emancipated minor, the Department of Public Safety will notify Boston Police (or the local law enforcement within that jurisdiction) that the student is missing within 24 hours. The missing student's designated missing person contact will also be notified. If the missing student is under the age of 18 and is not an emancipated minor, the College will notify the student's custodial parent or legal guardian, in addition to any additional contact person designated by the student, within 24 hours of the determination that the student is missing.

## **Crime Statistics**

## Reportable Crimes

The following crimes are reported as part of this report. The following definitions are from the federal Uniform Crime Reporting ("UCR") Handbook and are used to report these statistics.

- **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 were successfully completed.
- **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, etc.
- **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; safe-cracking; 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).
- **Murder and Non-negligent Manslaughter:** The willful (non-negligent) killing of one human being by another.
- **Manslaughter by Negligence:** The killing of another person through gross negligence.
- **Robbery:** The taking or attempting to take anything of value from the care, custody, or control of a person or persons by force or threat of force, violence, and/or causing the victim fear.
- **Weapons 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 narcotic drugs. The relevant substances include: opium or cocaine and their derivatives (morphine, heroin, codeine); marijuana; synthetic narcotics (Demerol, methadone); and dangerous non-narcotic drugs (barbiturates, Benzedrine).
- **Liquor Law Violations:** The violation of laws or ordinances prohibiting: the manufacture, sale, transporting, furnishing, possessing of intoxicating liquor; maintaining unlawful drinking places; bootlegging; operating a still; furnishing liquor to minor or intemperate person; using a vehicle for illegal transportation of liquor; drinking on a train or public conveyance; and all attempts to commit any of the aforementioned acts. (Driving under the influence is NOT included in the statistics.)
- **Hate Crimes:** is a criminal offense that manifests evidence that the victim was intentionally selected because of the perpetrator's bias against the victim. Although there are many possible categories of bias, under the Clery Act, only the following eight categories are reported: Race, Religion, Sexual Orientation, Gender, Gender Identity, Ethnicity, National Origin and Disability. For *Clery Act* purposes, Hate Crimes include any of the following offenses that are motivated by bias.
  - Murder and Non-negligent Manslaughter
  - Sexual Assault
  - Robbery
  - Aggravated Assault
  - Burglary

- Motor Vehicle Theft
  - Arson
  - Larceny-Theft: is the unlawful taking, carrying, leading or riding away of property from the possession or constructive possession of another.
  - Simple Assault: is 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: is 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: is 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.
- **Violence Against Women Act Offenses:** The Clery Act has four defined VAWA offenses for which crime statistics must be collected: dating violence, domestic violence, sexual assault and stalking. *Extensive information regarding these crimes can be found beginning on page 35 of this report.*
  - **Sex Offenses:** The Clery Act has four defined sex offenses for which crime statistics must be collected: rape, fondling, incest and statutory rape. *Extensive information regarding these crimes can be found beginning on the following page.*
    - **Rape:** is 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. This offense includes the rape of both males and females.
    - **Fondling:** is 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. This offense includes the rape of both males and females.
    - **Incest:** is 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. This offense includes the rape of both males and females.
    - **Statutory Rape:** is sexual intercourse with a person who is under the statutory age of consent.

### Statistics for Referred Violations

The Clery Act includes statistics for weapons, drug, and liquor law violations as described above that are referred for disciplinary action. Clery defines "referred for disciplinary action" as the referral of any person to any official who initiates a disciplinary action of which a record is kept and which may result in the imposition of a sanction. All referrals are managed by the Office of Student Conduct. Most often, these are reports from Student Affairs staff (e.g. Resident Advisors).

Location definitions from the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act:

- **On-Campus:** (1) Any building or property which is owned or controlled by an institution within the same reasonably contiguous geographic area and is 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 (examples include food or retail vendor).
- **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.

- **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.

Reported crime statistics do not include crimes that occur in privately owned homes or businesses on or adjacent to Fisher College.

## **Violence Against Women Act**

Fisher College prohibits the offenses of domestic violence, dating violence, sexual assault and stalking (as defined by the Clery Act) and reaffirms its commitment to maintaining a campus environment that emphasizes the dignity and worth of all members of the college community. Toward that end, Fisher College issues this statement of policy to inform the campus community of our programs to address domestic violence, dating violence, sexual assault and stalking as well as the procedures for institutional disciplinary action in cases of alleged dating violence, domestic violence, sexual assault, or stalking, which will be followed regardless of whether the incident occurs on or off campus when it is reported to a Fisher College official.

## **Federal Clery Act Definitions of Domestic Violence, Dating Violence, Sexual Assault and Stalking**

The Clery Act defines the crimes of domestic violence, dating violence, sexual assault and stalking as follows:

- **Domestic Violence:**
  - i. A Felony or misdemeanor crime of violence committed—
    - A) By a current or former spouse or intimate partner of the victim;
    - B) By a person with whom the victim shares a child in common;
    - C) By a person who is cohabitating with, or has cohabitated with, the victim as a spouse or intimate partner;
    - D) By a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred; or
    - E) By any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.
  - ii. For the purposes of complying with the requirements of this section and §668.41, any incident meeting this definition is considered a crime for the purposes of Clery Act reporting.
- **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.
  - i. The existence of such a relationship shall be 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.
  - ii. For the purposes of this definition—
    - A) Dating Violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse.
    - B) Dating violence does not include acts covered under the definition of domestic violence.

- iii. For the purposes of complying with the requirements of this section and §668.41, any incident meeting this definition is considered a crime for the purposes of Clery Act reporting.
- **Sexual Assault** An offense that meets the definition of rape, fondling, incest, or statutory rape as used in the FBI’s Uniform Crime Reporting (UCR) program. Per the National Incident-Based Reporting System User Manual from the FBI UCR Program, a sex offense is “any sexual 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 sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
  - **Statutory Rape** is defined as sexual intercourse with a person who is under the statutory age of consent.
- **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.
  - 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.
    - *Reasonable person* means a reasonable person under similar circumstances and with similar identities to the victim.
    - *Substantial emotional distress* means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling.
  - For the purposes of complying with the requirements of this section and section 668.41, any incident meeting this definition is considered a crime for the purposes of Clery Act reporting.

### **Jurisdictional Definitions of Domestic Violence, Dating Violence, Sexual Assault and Stalking**

The Commonwealth of Massachusetts does not have crimes defined as “dating violence” or “domestic violence” but Massachusetts General Laws, Chapter 209A § 1 prohibits the crime of “abuse.”

- **Abuse** is defined as “the occurrence of one or more of the following acts between family or household members: (a) attempting to cause or causing physical harm; (b) placing another in

fear of imminent serious physical harm; (c) causing another to engage involuntarily in sexual relations by force, threat or duress.”

- Family or household members are defined as “persons who: (a) are or were married to one another; (b) are or were residing together in the same household; (c) are or were related by blood or marriage; (d) having a child in common regardless of whether they have ever married or lived together; or (e) are or have been in a substantive dating or engagement relationship, which shall be adjudged by district, probate or Boston municipal courts consideration of the following factors: (1) the length of time of the relationship; (2) the type of relationship; (3) the frequency of interaction between the parties; and (4) if the relationship has been terminated by either person, the length of time elapsed since the termination of the relationship.
- The broader MGL 209A, S1 is inclusive of all types of domestic violence including family, household members, and intimate partners. However, if charging “Domestic Assault and Battery”, C265 s 13M, it only applies to those persons who meet the “intimate partner” definition. All other domestic violence situations would be charged with a simple A&B, A&B DW, or whatever is appropriate given the circumstance.  
(reference: <https://www.mass.gov/files/2017-08/2017-domestic-violence-law-enforcement-guidelines.pdf>)
- **Sexual Assault** - There is no crime called “sexual assault” in Massachusetts; however, there are related crimes of “indecent assault and battery,” “rape,” and “assault with intent to commit rape.”
- **Indecent Assault and Battery** is a crime under G.L. c. 265:
  - § 13B (Indecent assault and battery on a child under the age of fourteen);
  - § 13B1/2 (Commission of indecent assault and battery on a child under the age of fourteen during commission of certain other offenses or by mandated reporters);
  - § 13B3/4 Commission of indecent assault and battery on a child under the age of fourteen by certain previously convicted offenders);
  - § 13F (Indecent assault and battery on a person with an intellectual disability); and 13 H (Indecent assault and battery on a person fourteen or older).
  - The term “indecent assault and battery” is not defined by statute.
- **Rape** is a crime under G.L. c. 265:
  - § 22 (Rape, generally: “Whoever has sexual intercourse or unnatural sexual intercourse with a person and compels such person to submit by force and against his will, or compels such person to submit by threat of bodily injury...”);
  - § 22A (Rape of a child: “Whoever has sexual intercourse or unnatural sexual intercourse with a child under 16, and compels such child to submit by force and against his will or compels such child to submit by threat of bodily injury...”);
  - § 22B (Rape of a child during commission of certain offenses or by use of force: “Whoever has sexual intercourse or unnatural sexual intercourse with a child under 16, and compels such child to submit by force and against his will or compels such child to submit by threat of bodily injury and...”);
  - § 22C (Rape of a child through use of force by certain previously convicted offenders: “Whoever has sexual intercourse or unnatural sexual intercourse with a child under 16, and compels such child to submit by force and against his will or compels such child to submit by threat of bodily injury, and has been previously convicted of or adjudicated delinquent or as a youthful offender for...”);
  - § 23 (Rape and abuse of child: “Whoever unlawfully has sexual intercourse or unnatural sexual intercourse, and abuses a child under 16 years of age...”);
  - § 23A (Rape and abuse of child aggravated by age difference between defendant and victim or when committed by mandated reporters: “Whoever unlawfully has sexual intercourse or unnatural sexual intercourse, and abuses a child under 16 years of age and...”); and

- § 23B (Rape and abuse of a child by certain previously convicted offenders: “Whoever unlawfully has sexual intercourse or unnatural sexual intercourse, and abuses a child under 16 years of age and has been previously convicted of or adjudicated delinquent or as a youthful offender for...”).

**Assault with intent to commit** rape is a crime under G.L. c. 265, § 24. “Assault with intent to commit rape” is not defined by statute.

- **Stalking** is a crime under Massachusetts General Laws, Chapter 265 § 43(A). Stalking is defined as: “Whoever (1) willfully and maliciously engages in a knowing pattern of conduct or series of acts over a period of time directed at a specific person which seriously alarms or annoys that person and would cause a reasonable person to suffer substantial emotional distress, and (2) makes a threat with the intent to place the person in imminent fear of death or bodily injury, shall be guilty of the crime of stalking and shall be punished by imprisonment in the state prison for not more than 5 years or by a fine of not more than \$1,000, or imprisonment in the house of correction for not more than 2 1/2 years or by both such fine and imprisonment. The conduct, acts or threats described in this subsection shall include, but not be limited to, conduct, acts or threats conducted by mail or by use of a telephonic or telecommunication device or electronic communication device including, but not limited to, any device that transfers signs, signals, writing, images, sounds, data, or intelligence of any nature transmitted in whole or in part by a wire, radio, electromagnetic, photo-electronic or photo-optical system, including, but not limited to, electronic mail, internet communications, instant messages or facsimile communications.
  - For the purposes of obtaining a harassment prevention order under Massachusetts General Laws, Chapter 258E, harassment is defined as (i) 3 or more acts of willful and malicious conduct aimed at a specific person committed with the intent to cause fear, intimidation, abuse or damage to property and that does in fact cause fear, intimidation, abuse or damage to property; or (ii) an act that: (A) by force, threat or duress causes another to involuntarily engage in sexual relations; or (B) constitutes a violation of section 13B, 13F, 13H, 22, 22A, 23, 24, 24B, 26C, 43 or 43A of chapter 265 or section 3 of chapter 272.
- **Consent** is a voluntary affirmative agreement to engage in sexual activity proposed by another and requires mutually understandable and communicated words and/or actions demonstrating agreement by both parties to participate in all sexual activities. Appropriate sexual behavior requires consent from all involved parties. Consent must be freely informed without physical force, threats, intimidation behavior, duress, or coercion. Silence, a lack of resistance, previous sexual relationships or experiences, and/or a current relationship may not, in themselves, be taken to imply consent. The initiator, or the person who wants to engage in the specific sexual activity, must obtain consent from the partner(s) for each sexual act; both parties may be initiators at different points of sexual activity; a person’s initiation of a sexual act constitutes consent to that act; but not necessarily to subsequent acts. Consent to sexual activity may be withdrawn at any time, as long as the withdrawal is communicated in mutually understandable words and/ or actions; sexual activity must cease immediately. Note: Intoxicated persons do not have the ability to give consent.

**Fisher College Definition of Consent** is the mutual agreement between individuals, clearly through the use of words or actions, to participate in a sexual activity no matter how slight the interaction may be. Consent cannot be giving by minors, mentally disabled individual, an individual under the influence of any substance (alcohol/drugs/or any other disabling substance), intoxicated, incapacitated, or by an individual who is unconscious. In addition, Fisher College will not accept the consent of an individual if that individual gave consent as the result of coercion, verbal/physical threats, or by the threat of force

or future harm. This definition is used pursuant to the specific policies noted in related policy, procedure and handbook references related specifically thereto.

## **Campus Sex Crimes Prevention Act**

The Federal Campus Sex Crimes Prevention Act requires colleges and universities to issue a statement advising the campus community where state law enforcement agency information concerning registered sex offenders may be obtained. The Act also requires registered sex offenders to provide to appropriate state officials notice of each institution of higher education at which the offender is employed, carries on a vocation, or is a student. The Fisher College community may access information regarding sexual offenders by contacting the Boston Police Department or by contacting the Massachusetts Executive Office of Public Safety. The sexual offender webpage can be accessed at [www.mass.gov/eopss/agencies/sorb](http://www.mass.gov/eopss/agencies/sorb).

The actual registry can be found at:

[https://sorb.chs.state.ma.us/sorbpublic/recaptcharEntry.action?\\_p=VZ0b3v2dszxtkbQ\\_Vr3zMqJfOiq-GnKiPtgS7bCH0I5DZIZj9TgcBm5UYKGfjhhBJ5EsW6UAYWZe2szxxWcnoZaRyVdBJnl392rW2o-uDZY](https://sorb.chs.state.ma.us/sorbpublic/recaptcharEntry.action?_p=VZ0b3v2dszxtkbQ_Vr3zMqJfOiq-GnKiPtgS7bCH0I5DZIZj9TgcBm5UYKGfjhhBJ5EsW6UAYWZe2szxxWcnoZaRyVdBJnl392rW2o-uDZY)

## **Sexual Assault**

Sexual assault is a crime punishable by both civil and criminal legal action. The student conduct process is administered through the Dean of Students Office at the request of the victim, all incidents involving sex offenses in which the alleged perpetrator is a Fisher College student. Fisher College also encourages victims to prosecute alleged perpetrators to the fullest extent of the law. There are several avenues for assistance if a person becomes the victim of a sex offense which are described below.

Victims of sexual assault tend to feel a variety of conflicting emotions: rage, fear, depression, relief to have survived, numbness and exhaustion, to name just a few. Two vital points to remember are that the assault was not your fault and there is help available.

Fisher College's Department of Public Safety trains every police officer on protecting the rights of victims and witnesses of crimes. Referral information is accessible at all times regarding area services available for general counseling, medical attention, emergency housing or financial assistance. Responsiveness to the needs of crime victims is a priority for the Department of Public Safety.

## **Sexual Assault Education and Prevention**

Fisher College students receive information about the prevention of sexual assaults, date rape and acquaintance rape through various programs including information about prevention at Student Orientation. Information is also available through the Department of Public Safety and Fisher College Health Services. The College also brings in outside organizations such as Sex Signals and the Boston Area Rape Crisis Center which provide interactive educational programs.

IF A SEXUAL ASSAULT HAPPENS TO YOU:

- Go to a safe location.
  - Contact the local police for immediate assistance and information.
    - On the Boston Campus the Fisher Police Department can be contacted for assistance at 617-236-8880, or Boston Police can be called directly at 911.
    - On the New Bedford Campus, call 911
    - On the North Attleboro campus, call 911
    - On the Brockton Campus, call 911

- Go the closest hospital Emergency Room. A qualified physician or nurse will examine you for injuries and collect physical evidence that could be used in criminal proceedings if you decide to prosecute. Hospital nurses have been trained and are certified to aid victims of sexual assaults.
- The preservation of evidence is important for the proof of a criminal offense. If possible, do not change your clothes, shower, or eat or drink between the rape and the trip to the emergency room. Bring a change of clothes with you because the police will need the clothes you were wearing for evidence.
- The physical exam is provided at no cost to you.
- Having a physical exam does not mean that law enforcement must be notified, or the offender prosecuted.
- Even if you do not wish to prosecute, it is important that you have a physical exam after the attack. Besides bruises or other physical injuries, the perpetrator might have passed on a sexually transmitted disease that requires treatment.
- You may seek counseling from Fisher College Counseling office, they can be reached at 617-236-8894.

## **Title IX**

Individuals may also report a sex offense to Fisher College's Title IX coordinator. State and Federal Law, including Title IX of the Education Amendments of 1972, prohibit discrimination on the bases of sex or gender. The College takes all allegations of Sexual Misconduct seriously and is committed to providing an environment that is free of sexual misconduct. In accordance with the requirements of Title IX, Fisher College has appointed Ellen Lyons, Human Resources, as the Title IX Coordinator. The Title IX Coordinator oversees compliance with Title IX regulations and:

- Is a resource for students regarding their rights under Title IX, filing a complaint within the College, and their rights to file a criminal complaint;
- Conducts investigations on all reports of sexual misconduct. The Title IX Coordinator does not play a role in the Student Conduct Process. The Student Conduct Coordinator will oversee the Student Conduct
- Process of Title IX complaints. (See "Structure of the Student Conduct Process" for information on the Conduct Process);
- Makes recommendations for the implementation of any interim measures or accommodations that are necessary to ensure a victim's wellbeing/safety; and
- Develops and/or provides training, programs, and education to students regarding sexual misconduct and harassment.

Ellen Lyons, can be reached by phone at 617-236-8812 or in person at 116-11. The institution's sexual harassment policy can be found in the employee handbook as well as the Student Code of Conduct.

## **Reporting Sexual Misconduct, Domestic/Dating Violence, and Stalking**

Fisher College understands that incidents of sexual misconduct, domestic/dating violence, and stalking are sensitive in nature and can be emotional for all parties involved and will be handled with the utmost care and sensitivity. While we encourage students who are victims of sexual misconduct, domestic/dating violence, and stalking to file a complaint and seek immediate medical treatment, it is at the sole decision of the victim if and when they choose to do so. The preservation of evidence is important for the proof of a criminal offense and/or may be helpful in obtaining a protection order. Fisher staff members are available 24/7 for victims who wish to have immediate support.

## **Procedures Victims Should Follow if a Crime of Domestic Violence, Dating Violence, Sexual Assault and Stalking Occurs**

After an incident of sexual assault, dating violence or domestic violence, the victim should consider seeking medical attention as soon as possible at a local area hospital offering physical evidence recovery kit collection/access to forensic nurse examiners/sexual assault nurse practitioners. In Massachusetts, evidence may be collected even if you chose not to make a report to law enforcement<sup>1</sup>

Anonymous Reporting: The decision by a victim not to report a sexual assault, or to file an anonymous report with law enforcement, may occur for a variety of reasons. Pursuant to MGL c112, § 12A½, regardless of the victim's decision to report the assault to law enforcement, when a victim seeks medical treatment, the hospital is required to report the assault to the law enforcement entity of the jurisdiction using a Provider Sexual Crime Report (PSCR) without reference to the patient's name or address.

It is important that a victim 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 96 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 cases of sexual assault, dating violence or domestic violence, victims should elect to have a forensic examination done at a local hospital from a specially trained Sexual Assault Nurse Examiner (SANE) nurse. There are SANE nurses on call at the Beth Israel Hospital (617.667.7000) 330 Brookline Ave, Boston 02215, Boston Medical Center (617.638.8000 One Medical Center Place Boston 02118, and Brigham and Women's Hospital (617.732.5500) 75 Francis St Boston 02115. Choosing to obtain a forensic examination does not require the victim to file a police report. Having a forensic examination conducted does help to preserve evidence should the victim choose to file a police report at a later time. 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 sexually transmitted diseases, and/or pregnancy if the victim is a female.

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 document, if they have any, that would be useful Fisher College adjudicators/investigators or police.

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 Fisher College Department of Public Safety or other law enforcement to preserve evidence in the event the victim decides to report the incident to law enforcement or the College at a later date to assist in proving that the alleged criminal offense occurred or that may be helpful in obtaining a protection order.

Please be advised that all employees of Fisher College who are made aware of an incident of sexual misconduct are required by Federal Law to file a report regarding the incident and individuals involved with the Title IX Coordinator unless they are exempt from the reporting obligation as defined under Title IX and Clery because they are professional or pastoral counselors. These reports will include the names of the victim and the accused, along with all relevant facts regarding the incident.

The Title IX Coordinator is required by federal law to provide an **unidentifiable** statistical report regarding sexual misconduct to the Department of Public Safety. This is in accordance with the Clery Act. The only information that is shared is that an incident of sexual misconduct has taken place, the type of sexual misconduct, and the general location of the incident (i.e. on or off campus). To file a

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<sup>1</sup> Under the Violence Against Women and Department of Justice Reauthorization Act of 2005, starting in 2009, states must certify that they do not "require a victim of sexual assault to participate in the criminal justice system or cooperate with law enforcement in order to be provided with a forensic medical exam, reimbursement for charges incurred on account of such an exam, or both."

report of sexual misconduct, domestic/dating violence, and stalking students may contact any of the following departments:

- Title IX Coordinator: Ellen Lyons she is located at 116-11. Her telephone number is 617-236-8812, and her email is elyons@fisher.edu.
- Department of Public Safety: Located in the Mall of Fisher College and can be contacted 24/7 at 617-236-8880.
- Office of the Dean of Students: Office located in the Mall of Fisher College, open from 8am-4pm Monday through Friday, and can be reached via phone at 617-236-4421.
- Office of Housing and Residential Life: Located in the Mall of Fisher College, open from 8am-4pm Monday through Friday, and can be reached via phone at 617-236-8828.

Students and staff may also report to the local police departments of their campus: Boston District 4 ([617](tel:6173434250)) 343-4250, New Bedford ([508](tel:5089916300)) 991-6300 , Brockton ([508](tel:5089410200)) 941-0200, or North Attleboro Police ([508](tel:5086951212)) 695-1212. If there is an emergency on any campus dial 911. If a student wishes to be assisted in this process he or she may contact any of the Fisher College department numbers listed above for assistance.

**Procedures the College Will Follow When a Crime of Domestic Violence, Dating Violence, Sexual Assault and Stalking is Reported**

The College has procedures in place that serve to be sensitive to victims who report sexual assault, domestic violence, dating violence, and stalking, including informing individuals about their right to file criminal charges as well as the availability of counseling, health, mental health, victim advocacy, legal assistance, visa and immigration assistance, student financial aid and other services on and/or off campus as well as additional remedies to prevent contact between a complainant and an accused party, such as changes to housing, academic, protective orders, transportation and working situations, if reasonably available. The College will make such accommodations or protective measures, if the victim requests them and if they are reasonably available, regardless of whether the victim chooses to report the crime to the Fisher College Campus Police or local law enforcement. Students should contact the Dean of Students office at 617-670-4421 and employees should contact Human Resources at 617-236-8812.

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:

Incident Being Reported	Procedure Institution Will Follow
<b>Sexual Assault</b>	<ol style="list-style-type: none"> <li>1. Depending on when reported (immediate vs delayed report), institution will provide complainant with access to medical care</li> <li>2. Institution will assess immediate safety needs of complainant</li> <li>3. Institution will assist complainant with contacting local police if complainant requests AND provide the complainant with contact information for local police department</li> <li>4. Institution will provide complainant with referrals to on and off campus mental health providers</li> <li>5. Institution will assess need to implement interim or long-term protective measures, if appropriate.</li> <li>6. Institution will provide the victim with a written explanation of the victim’s rights and options</li> <li>7. Institution will provide a “No trespass” directive to accused party if deemed appropriate</li> <li>8. Institution will provide written instructions on how to apply for Protective Order</li> </ol>

	<ol style="list-style-type: none"> <li>9. Institution will provide a copy of the policy applicable to Sexual Assault to the complainant and inform the complainant regarding timeframes for inquiry, investigation and resolution</li> <li>10. Institution will inform the complainant of the outcome of the investigation, whether or not the accused will be administratively charged and what the outcome of the hearing is</li> <li>11. Institution will 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</li> </ol>
<b>Stalking</b>	<ol style="list-style-type: none"> <li>1. Institution will assess immediate safety needs of complainant</li> <li>2. Institution will assist complainant with contacting local police if complainant requests AND provide the complainant with contact information for local police department</li> <li>3. Institution will provide written instructions on how to apply for Protective Order</li> <li>4. Institution will provide written information to complainant on how to preserve evidence</li> <li>5. Institution will assess need to implement interim or long-term protective measures to protect the complainant, if appropriate</li> <li>6. Institution will provide the victim with a written explanation of the victim's rights and options</li> <li>7. Institution will provide a "No trespass" directive to accused party if deemed appropriate</li> </ol>
<b>Dating Violence</b>	<ol style="list-style-type: none"> <li>1. Institution will assess immediate safety needs of complainant</li> <li>2. Institution will assist complainant with contacting local police if complainant requests AND provide the complainant with contact information for local police department</li> <li>3. Institution will provide written instructions on how to apply for Protective Order</li> <li>4. Institution will provide written information to complainant on how to preserve evidence</li> <li>5. Institution will assess need to implement interim or long-term protective measures to protect the complainant, if appropriate</li> <li>6. Institution will provide the victim with a written explanation of the victim's rights and options</li> <li>7. Institution will provide a "No trespass" directive to accused party if deemed appropriate</li> </ol>
<b>Domestic Violence</b>	<ol style="list-style-type: none"> <li>1. Institution will assess immediate safety needs of complainant</li> <li>2. Institution will assist complainant with contacting local police if complainant requests AND complainant provided with contact information for local police department</li> <li>3. Institution will provide written instructions on how to apply for Protective Order</li> <li>4. Institution will provide written information to complainant on how to preserve evidence</li> <li>5. Institution will assess need to implement interim or long-term protective measures to protect the complainant, if appropriate</li> <li>6. Institution will provide the victim with a written explanation of the victim's rights and options</li> <li>7. Institution will provide a "No trespass" directive to accused party if deemed appropriate</li> </ol>

## **Assistance for Victims: Rights & Options**

Regardless of whether a victim elects to pursue a criminal complaint or whether the offense is alleged to have occurred on or off campus, the College will assist victims of sexual assault, domestic violence, dating violence, and stalking and will provide each victim with a written explanation of their rights and options. Such written information will include:

- the procedures victims should follow if a crime of dating violence, domestic violence, sexual assault or stalking has occurred;
- information about how the institution will protect the confidentiality of victims and other necessary parties;
- a statement that the institution will provide written notification to students and employees about victim services within the institution and in the community;
- a statement regarding the institution's provisions about options for, available assistance in, and how to request accommodations and protective measures; and
- an explanation of the procedures for institutional disciplinary action

## **Confidentiality**

Fisher College recognizes that confidentiality is important to all individuals involved in all matters of a sexual misconduct investigation. The College will make every effort to protect the privacy of the individuals involved in a report and investigation of sexual misconduct, to the extent reasonably possible, while conducting a thorough investigation and thereafter. The College will only share information related to a report and investigation with those College Employees who "need to know". Students should be made aware that if an individual involved in an alleged violation of sexual misconduct is enrolled at another institution, the College may be required to notify the other institution of a pending investigation.

By only sharing personally identifiable information with individuals on a need-to-know basis, the College will maintain as confidential, any accommodations or protective measures provided to the victim to the extent that maintaining such confidentiality would not impair the ability of the College to provide the accommodations or protective measures.

All individuals involved in an investigation of sexual misconduct are expected to keep any information gained during any process of the investigation, decision, or appeal process confidential. This does not prohibit individuals from discussing information with individuals who need to know in order to provide support and assistance to the individual, or disclosing information to an individual who needs to know in order to participate in an investigation. These restrictions are put into place in order to protect all individuals involved in an investigation and the integrity of the investigation. Individuals found in violation of this may be subject to sanctioning.

As the students of the College are viewed as adults, guardians and/or parents will not be notified when a student is involved in a claim of sexual misconduct. Students are encouraged to speak with their guardian and/or parent when they are involved in a matter of sexual misconduct. Should a guardian or parent wish to speak with the Title IX Coordinator or any other employee regarding a matter of sexual misconduct, a FERPA waiver will need to be fully executed prior to any conversation. Students have the right to execute or withdraw a FERPA waiver at any time. FERPA waivers are found in the Registrar's Office. Should a student be found responsible for violation of this policy and is separated from the college, college housing, suspended, or expelled guardians and/or parents are generally notified at that time.

In addition, the Fisher College Department of Public Safety will make every effort to protect the confidentiality of the victims. While police reports are not publicly available, daily crime logs are available 24/7. However, they will be redacted to ensure the victim remains confidential. The College does not publish the name of crime victims or other identifiable information regarding victims in the Daily Crime Log or in the annual crime statistics that are disclosed in compliance with the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act. Furthermore, if a Timely

Warning Notice is issued on the basis of a report of a domestic violence, dating violence, sexual assault, or stalking, the name of the victim and other personally identifiable information about the victim will be withheld.

### **Accommodations and Protective Measures Available for Victims**

Upon receipt of a report of domestic violence, dating violence, sexual assault or stalking, Fisher College will provide written notification to students and employees about accommodations available to them, including academic, living, transportation, protective orders and working situations. The written notification will include information regarding the accommodation options, available assistance in requesting accommodations, and how to request accommodations and protective measures (i.e., the notification will include the name and contact information for the individual or office that should be contacted to request the accommodations).

At the victim's request, and to the extent of the victim's cooperation and consent, College offices will work cooperatively to assist the victim in obtaining accommodations. If reasonably available, a victim may be offered changes to academic, living, working, protective measures or transportation situations regardless of whether the victim chooses to report the crime to campus police or local law enforcement. Examples of options for a potential change to the academic situation may be to transfer to a different section of a class, withdraw and take a class at another time if there is no option for moving to a different section, etc. Potential changes to living situations may include moving to a different room or residence hall. Possible changes to work situations may include changing working hours. Possible changes in transportation may include having the student or employee park in a different location, assisting the student or employee with a safety escort, etc.

To request changes to academic, living, transportation and/or working situations or protective measures, a victim should contact the Dean of Students, located in the Mall, 617-670-4421 (students) or Human Resources, located in 116 Beacon St on the 2<sup>nd</sup> floor, 617-236-8812 (employees).

In instances where the alleged assailant is considered to be a threat the College may decide to: remove the alleged assailant from campus housing, restrict campus access, or administer an interim suspension.

### **Orders of Protection**

Students and staff on the Boston Campus may work with the Fisher College Police to obtain a restraining order, or an order can be obtained through the local court where the crime is, or was, being committed. If assistance is needed in obtaining an order, any of the above campus resources can be contacted for help.

### **Stay Away Orders**

Stay Away Orders are issued by the Code of Conduct Officer/Dean of Students. Stay away orders are mandatory and issued immediately once the crime has been reported to the Title IX Coordinator.

### **Restraining Orders**

The Abuse Prevention Law, Massachusetts General Laws 209A, was enacted to help keep domestic partners and people involved in dating relationships from being abused. The law permits a court to issue a protection order requiring that an abuser cease abusive conduct on the threat of incarceration. The police are responsible for enforcing the violation of the restraining order. Protection offered under the Abuse Prevention Law only applies to "family or household members" which are defined by M.G.L. c209A s.1 as people who are or were:

- Married;

- Living together;
- Related by blood or marriage;
- Parents of a common child regardless of whether they have ever been married or lived together; or
- Involved in a substantial dating or engagement relationship

If an individual decides to file a complaint for a restraining order or has questions regarding a restraining order, contact the Fisher College Police Department at 617.236.8880 and we will assist you during the following process.

To obtain a restraining order, a victim is required to file an Application for a Complaint for Protection from Abuse at the local court (this is a civil complaint, not a criminal one). Afterwards, the victim will speak to a judge or clerk to explain what happened and why a protective order is necessary. The judge will then decide whether to grant a Temporary Order, which is valid for ten (10) business days. If the Temporary Order is granted, the party will be given a copy of the order and a summons to return to court within ten (10) business days for a hearing on whether to extend the order. The accused will also be sent a summons to appear and the police will attempt to serve the order upon that person. The hearing will allow both the victim and the abuser an opportunity to tell what happened.

A person applying for a restraining order is allowed to bring any witnesses or evidence that might tend to support the request. If the accused does not appear, the hearing will proceed and may result in the order being extended. The victim must appear at this hearing or the order will automatically be vacated.

If you need immediate protection from your abuser contact the Fisher College Police Department at 617.236.8880, or if off-campus, or on the Brockton, New Bedford, or North Attleboro campus, call 911. If you believe you are in danger in your relationship, or in a situation involving a domestic/dating partner, consider ways to leave your present situation safely. The police will assist you in obtaining an emergency restraining order valid until the next court business day. Once the order has been issued you will be given a copy and the police will attempt to serve a copy to the accused.

Violation of an Abuse Prevention Order is a crime. If a person subject to an order violates it, call the police immediately. If you are on campus, reside in Fisher College housing, or are in the immediate area call 617.236.8880. If you are off campus, or on our Brockton, New Bedford, or North Attleboro campus, call 911. Explain to the police that the subject of the order has violated it and that you need help right away. If the subject has left the scene, try to provide the direction of flight and a physical clothing description. If the police are unable to locate the subject, the Fisher College Police Department will assist you in going to court where you may file an application for a criminal complaint.

Remember to keep the order on you at all times. Inform family, friends, neighbors and roommates that you have a restraining order. Do not hesitate to call the police immediately if the accused violates the order.

If you are leaving an abusive relationship, remember that doing so can be very difficult and dangerous. Make sure you have a safety plan in place, including identifying ahead of time a safe place to go during an emergency. Bring along with you important documents (driver's license, checkbooks, custody documents, etc.), and tell a friend. Let someone you trust help you take the first step.

### **Harassment Orders**

All members of the Fisher College community have the right to be free from being harassed and or placed in fear. The law provides victims of harassment the ability to obtain relief from the courts even in the absence of a personal relationship to the harassing party. Massachusetts General Laws Chapter 258E, fills a critical gap in the law to protect victims of criminal harassment, stalking, or sexual assault from being harassed repeatedly regardless of their relationship with the perpetrator by allowing the

court issue orders of protection from harassment. If you are a victim of harassment, contact the Fisher College Police immediately for assistance if the harassment is occurring when you're on-campus. Alternatively, you should call the police agency having jurisdiction over your location if the harassment occurs while you are off-campus. The procedure for filing for a Harassment Prevention Order is the same as filing for a restraining order described above.

## **Adjudication of Violations**

The College's disciplinary process includes a prompt, fair, and impartial investigation and resolution process. In all instances, the process will be conducted in a manner that is consistent with the institution's policy and that is transparent to the accuser and the accused. Usually, the resolution of domestic violence, dating violence, sexual assault and stalking complaints are completed within 60 days of the report. However, each proceeding allows for extensions of timeframes for good cause with written notice to the accuser and the accused of the delay and the reason for the delay.

1. The accuser and the accused will have timely notice for meetings at which the accuser or accused, or both, may be present;
2. The accuser, the accused and appropriate officials will have timely and equal access to any information that will be used during formal and informal disciplinary meeting and hearings;
3. The institutional disciplinary procedures will not be conducted by officials who have a conflict of interest or bias for or against the accuser or the accused;
4. The accuser and the accused will have the same opportunities to have others present during any institutional disciplinary proceeding. The accuser and the accused each have the opportunity to be advised by an advisor of their choice at any stage of the process and to be accompanied by that advisor to any related meeting or proceeding. The College will not limit the choice of advisor or presence for either the accuser or the accused in any meeting or institutional disciplinary proceeding. However, the role of the advisor is limited to: support to a victim or alleged assailant during the process, an advisor is not permitted to speak on behalf of a victim or alleged assailant and may not actively participate in any meeting. An advisor may confer and offer support to the victim or alleged assailant as necessary. The accuser and the accused will be notified simultaneously, in writing, of the any initial, interim and final decision of any disciplinary proceeding; and
5. Where an appeal is permitted under the applicable policy, the accuser and the accused will be notified simultaneously in writing, of the procedures for the accused and the victim to appeal the result of the institutional disciplinary proceeding. When an appeal is filed, the accuser and the accused will be notified simultaneously in writing of any change to the result prior to the time that it becomes final as well as of the final result once the appeal is resolved.

**Sexual Misconduct Policy** – applicable to sexual misconduct, domestic violence, and stalking complaints for both students and employees.

### **1. How to File a Disciplinary Complaint Under this Policy**

To file a report of sexual misconduct, domestic violence, dating violence or stalking, students may contact any of the following departments:

- Title IX coordinator – Ellen Lyons, office located on the 2<sup>nd</sup> floor of 116 Beacon St, and can be contacted at 617-236-8812 or via email: [elyons@fisher.edu](mailto:elyons@fisher.edu)
- Department of Public Safety – located at the corner of the Mall and the 1<sup>st</sup> floor of 116 Beacon St, and can be contacted 24/7 at 617-236-8880 or via email: [campuspolice@fisher.edu](mailto:campuspolice@fisher.edu)
- Office of the Dean of Students – located in the Mall and can be contacted Monday-Friday 8am-4pm at 617-640-4421 or via email: [slally@fisher.edu](mailto:slally@fisher.edu)

- Office of Housing and Residential Life – located in the Mall and can be contacted Monday-Friday 8am-4pm at 617-670-8828

The policy in its entirety can be found in the Student Code of Conduct:

<https://www.yumpu.com/en/document/read/62120972/student-code-of-conduct-final-2018-2019-01>

## **2. How the College Determines Whether This Policy will be Used**

- Review of facts by Student Conduct Coordinator, Title IX Coordinator and Campus Police (if police report filed).
- Did the conduct violate policy – determined by a model of proof setting for the elements of the policy violation, using a preponderance of the evidence standard for each type of misconduct. If it does not fall under sexual misconduct policy, then query under same analysis whether another policy has been violated. Other policies are:
  - Civility and Mutual Respect
  - Alcohol and Drug
  - Unlawful Discrimination

The conduct policies are all designed to protect students. More than one policy may be violated when a student acts in a way that triggers a complaint. The College will proceed under the policy that is either required by law (Title IX investigation) or designed to best protect the student(s) involved.

- If the conduct did violate the sexual misconduct policy then it will be asked:
  - Does it need to be investigated under Title IX
    - Discrimination analysis
    - If discrimination is found, then Title IX investigation is conducted, with findings sent to the Student Conduct Coordinator for determination of policy violation and sanction.
  - If it does not fall under Title IX, but still a policy violation with possible VAWA obligations, it is referred to Student Conduct Coordinator to handle.
    - Discrimination analysis

## **3. Steps in the Title IX Process and Timeline**

The Title IX coordinator receives and reviews all reports. The investigation and decision process will generally be completed within 60 days from the date the report was filed.

The Title IX coordinator will inform both the victim and the alleged assailant in writing of the investigation, of the option to have an advisor of their choice present during the investigation, need for confidentiality, and the non-retaliation policy. Both parties will be given a date for an initial meeting with the Title IX coordinator.

The Title IX coordinator will meet with both the victim and the alleged assailant, separately, in an initial meeting in order to ascertain all facts in relation to the alleged incident. During this meeting both parties will be able to provide any evidence, information and witnesses they wish to present. The Title IX coordinator will inform the alleged assailant, during this meeting, of all the charges being made against them and inquire as to the reason for the behavior. Should at any time during the investigation process, the alleged assailant take responsibility for the alleged incident, the Title IX coordinator may end the formal investigation process and file a findings report with the Student Conduct Coordinator for sanctioning.

Upon completion of a formal investigation, the Title IX coordinator will evaluate all information gathered and, as appropriate, prepare a summarized report. The finalized report will be submitted to the Student Conduct Coordinator. Within 10 business days of receiving the report, the Conduct Coordinator will

determine, based on the preponderance of evidence, if this policy was violated and will determine the appropriate sanction(s) should the alleged assailant be found responsible.

#### **4. Decision-Making Process**

The Title IX coordinator will consider various sources of information to render their decision, including, but not limited to: hearing testimony, reports, statements, photos etc. The findings will be reached by the Title IX coordinator alone.

#### **5. Standard of Evidence**

The standard of evidence used by the decision-maker will be the "preponderance of the evidence" standard, which is defined as "the proof need only show that the facts are more likely to be than not so."

#### **6. Possible Sanctions**

The list of possible sanctions for students that may be imposed are:

- Verbal warning
- Written warning
- Education requirement (paper, training, etc)
- Restriction of privileges (clubs, sports, access to extracurricular events)
- Restricted Access to Campus
- Change of Academic Schedule
- Administrative Stay Away Orders
- Restitution
- Housing Probation
- Removal from Housing
- College Probation
- Suspension
- Expulsion

The list of possible sanctions for employees that may be imposed are:

- Verbal Warning
- Written Warning
- Training Requirement
- Suspension with or without pay
- Termination

#### **7. Range of Protective Measures Available to a Victim Alleging Misconduct**

The range of protective measures available to a victim alleging misconduct have been listed in the previous pages of this report.

Should a report of sexual misconduct be made against a non-student member of the College Community, the report by the Title IX Coordinator will be filed with the Human Resource Manager and a decision will be made from the same. Both the victim and the alleged assailant will be notified in writing of the Human Resource Managers decision.

Conduct hearings will be conducted by officials who receive annual training on the issues related to domestic violence, dating violence, sexual assault, and stalking and how to conduct and investigations and hearing process that protects the safety of victims and promotes accountability.

Fisher College will make every effort to protect the confidentiality of the victims. Police reports are not publicly available, but the required daily crime logs will be redacted to ensure the victim remains confidential.

The following agencies, both on and off campus, are available to help students and staff who are victims of domestic or dating violence, sexual assault, or stalking.

### College-Initiated Protective Measures

In addition to those protective measures previously described, the Title IX Coordinator or their designee will determine whether interim interventions and protective measure should be implemented, and, if so, take steps to implement those protective measures as soon as possible. Examples of interim protective measures include, but are not limited to: a College order of no contact, residence hall relocation, adjustment of course schedules, a leave of absence, or reassignment to a different supervisor or position. These remedies may be applied to one, both, or multiple parties involved.<sup>2</sup> Violations of the Title IX Coordinator’s directives and/or protective measures will constitute related violations that may lead to additional disciplinary action. Protective measures imposed may be temporary pending the results of an investigation or may become permanent as determined by Fisher College.

### On Campus

Upon receipt of a report of domestic violence, dating violence, sexual assault or stalking, Fisher College will provide written notification to students and employees about existing assistance with and/or information about obtaining resources and services including counseling, health, mental health, victim advocacy, legal assistance, visa and immigration assistance, student financial aid and assistance in notifying appropriate local law enforcement. These resources include the following:

<b>ON CAMPUS</b>	<b>Service Provider</b>	<b>Contact Information</b>
Counseling	Dr. Robert Maron	617-236-8894
Health	Nurse Kristin Bello	617-236-8860
Mental Health	Dr. Robert Maron	617-236-8894
Victim Advocacy	Dean of Students	617-670-4421
Legal Assistance		
Visa and Immigration Assistance	Nancy Pithis	617-236-8814
Student Financial Aid	Jennifer Wilhelm	617-670-5470
Other	Human Resources/Title IX	617-236-8812

### Off Campus

Other resources available to persons who report being the victim of sexual assault, domestic violence, dating violence, or stalking, include:

Massachusetts General Hospital      617-726-2000  
 Boston Area Rape Crisis Center      800-841-8371  
 National Sexual Assault Hotline      800-656-4673  
 Suicide Prevention – Samaritans – 617-536-2460

<sup>2</sup> Applicable law requires that, when taking such steps to separate the complainant and the accused, the College must minimize the burden on the complainant and thus should not, as a matter of course, remove the complainant from his or her job, classes or housing while allowing the accused to remain.

<b>OFF CAMPUS</b>	<b>Service Provider</b>	<b>Contact Information</b>
Counseling	Dana and Group Assoc	781-449-1143
Health	Urgent Care Mass Gen	617-726-2707
Mental Health	ER Mass Gen Hospital	617-724-4100
Victim Advocacy	Mass Office Vitim Assoc.	617-586-1340
Legal Assistance	Greater Boston Legal Service	617-371-1234
Visa and Immigration Assistance	US Citizenship and Immigration Services	USCIS.gov
Student Financial Aid	Office of Student Financial Aid Assist DoE	617-391-6070
Other	Boston Area Rape Crisis Center	800-841-8371

<http://www.rainn.org> – Rape, Abuse and Incest National Network

<http://www.ovv.usdoj.gov/sexassault.htm> - Department of Justice

<http://www2.ed.gov/about/offices/list/ocr/index.html> Department of Education, Office of Civil Rights

### **How to Be an Active Bystander**

Bystanders play a critical role in the prevention of sexual and relationship violence. They are individuals who witness violence or the conditions that perpetuate violence. They are not directly involved but have the ability to say something, or do something about it. We want to promote a culture of community accountability where bystanders are actively engaged in the prevention of violence without causing further harm. We may not always know what to do even if we want to help. Below is a list of some ways to be an active bystander. Fisher College encourages bystander intervention only when it is safe to do so. If you or someone else is in immediate danger, call The Department of Public Safety at 617-236-8880 or dial 911. This could be when a person is yelling at or being physically abusive towards another and it is not safe for you to interrupt, whether it is domestic or dating violence, sexual assault or stalking.

1. Watch out for your friends and fellow students/employees. If you see someone who looks like they could be in trouble or need help, ask if they are ok.
2. Confront people who seclude, hit on, try to make out with, or have sex with people who are incapacitated.
3. Speak up when someone discusses plans to take sexual advantage of another person.
4. Believe someone who discloses sexual assault, abusive behavior, or experience with stalking.
5. Refer people to on or off campus resources listed in this document for support in health, counseling, or with legal assistance.

Fisher College is concerned about your safety with regards to all of the crimes covered by the Violence Against Women Act. In the next few pages, we have provided some information on risk reduction, and how to recognize warning signs of abusive behavior or potential attacks. If you are the victim of one of these crimes please get help through one of the many resources listed in this publication.

### **Risk Reduction**

With no intent to victim blame and recognizing that only abusers are responsible for their abuse, the following are some strategies to reduce one's risk of sexual assault or harassment (taken from Rape, Abuse, & Incest National Network, [www.rainn.org](http://www.rainn.org))

1. Be aware of your surroundings. Knowing where you are and who is around you may help you to find a way to get out of a bad situation.
2. Try to avoid isolated areas. It is more difficult to get help if no one is around.
3. Walk with purpose. Even if you don't know where you are going, act like you do.
4. Trust your instincts. If a situation or location feels unsafe or uncomfortable, it probably isn't the best place to be.
5. Try not to load yourself down with packages or bags as this can make you appear more vulnerable.
6. Make sure your cell phone is with you and charged and that you have cab money.
7. Don't allow yourself to be isolated with someone you don't trust or someone you don't know.
8. Avoid putting music headphones in both ears so that you can be more aware of your surroundings, especially if you are walking alone.
9. When you go to a social gathering, go with a group of friends. Arrive together, check in with each other throughout the evening, and leave together. Knowing where you are and who is around you may help you to find a way out of a bad situation.
10. Trust your instincts. If you feel unsafe in any situation, go with your gut. If you see something suspicious, contact law enforcement immediately (local authorities can be reached by calling 911 in most areas of the U.S.).
11. Don't leave your drink unattended while talking, dancing, using the restroom, or making a phone call. If you've left your drink alone, just get a new one.
12. Don't accept drinks from people you don't know or trust. If you choose to accept a drink, go with the person to the bar to order it, watch it being poured, and carry it yourself. At parties, don't drink from the punch bowls or other large, common open containers.
13. Watch out for your friends, and vice versa. If a friend seems out of it, is way too intoxicated for the amount of alcohol they've had, or is acting out of character, get him or her to a safe place and medical help immediately.
14. If you suspect you or a friend has been drugged, contact law enforcement immediately (local authorities can be reached by calling 911 in most areas of the U.S.). Be explicit with doctors so they can give you the correct tests (you will need a urine test and possibly others).
15. If you need to get out of an uncomfortable or scary situation here are some things that you can try:
  - a) Remember that being in this situation is not your fault. You did not do anything wrong, it is the person who is making you uncomfortable that is to blame.
  - b) Be true to yourself. Don't feel obligated to do anything you don't want to do. "I don't want to" is always a good enough reason. Do what feels right to you and what you are comfortable with.
  - c) Have a code word with your friends or family so that if you don't feel comfortable you can call them and communicate your discomfort without the person you are with knowing. Your friends or family can then come to get you or make up an excuse for you to leave.
  - d) Lie. If you don't want to hurt the person's feelings it is better to lie and make up a reason to leave than to stay and be uncomfortable, scared, or worse. Some excuses you could use are: needing to take care of a friend or family member, not feeling well, having somewhere else that you need to be, etc.

16. Try to think of an escape route. How would you try to get out of the room? Where are the doors? Windows? Are there people around who might be able to help you? Is there an emergency phone nearby?
17. If you and/or the other person have been drinking, you can say that you would rather wait until you both have your full judgment before doing anything you may regret later.

### **Signs of an Abusive Relationship**

If you are experiencing any of the following signs of abuse, you may be in an abusive relationship. Whether or not you're ready to leave your abuser, there are things you can do to protect yourself. The safety tips below can make the difference between being severely injured or killed and escaping with your life. If you would like help in safety planning, call the Department of Public Safety at 617-236-8880 or the National Domestic Violence Hotline at 800-799-7233.

Are you with someone who:

- is jealous and possessive toward you, won't let you have friends or family contact, checks up on you constantly via phone, email, or in person, won't accept breaking up?
- tries to control you by being very bossy, giving orders, making all the decisions, without taking your opinion seriously?
- puts you down, critical of whatever you do, and undermines everything you say?
- is scary to the extent that you worry about how they will react to things you say or do?
- threatens you, uses or owns weapons?
- is violent and has a history of fighting, loses temper quickly, and brags about mistreating others?
- pressures you for sex, is forceful or scary with regard to sex?
- thinks of you as a sex object?
- attempts to manipulate or guilt-trip you by saying "If you really loved me you would..."
- gets too serious about the relationship too fast?
- abuses drugs or alcohol and pressures you to take them?
- blames you when they mistreat you by saying you provoked them, pressed their buttons, made them do it, or led them on?
- has a history of bad relationships and blames the other person for all the problems?
- believes that men should be in control and powerful and that women should be passive and submissive?
- has hit, pushed, choked, restrained, kicked, or physically abused you?
- your family and friends have warned you about and told you they were worried for you safety?
- if you are gay, lesbian, bisexual or transgender, has threatened to 'out' you to family, friends, or your work if you don't comply with certain demands?
- if you are an immigrant, has threatened or tried to turn you in to authorities and get you deported? Or has told you that you are endangering the community?
- if you have health problems, has prevented you from getting treatment, interfered with medication or made it difficult for you to get to medical appointments?
- if you are older, has threatened to put you in a nursing home or interfered with your ability to get out of the house when you want?

**Whether you live on or off campus, these tips may save your life:**

## **Prepare for Emergencies**

- Know your abuser's red flags. Be on alert for signs and clues that your abuser is getting upset and may explode in anger or violence. Come up with several believable reasons you can use to leave the house or your room (both during the day and at night) if you sense trouble brewing.
- If you live off campus identify safe areas of the house. Know where to go if your abuser attacks or an argument starts. Avoid small, enclosed spaces without exits (such as closets or bathrooms) or rooms with weapons (such as the kitchen). If possible, head for a room with a phone and an outside door or window. If you are on campus, you can always come to the campus police desk in the Mall area of 116 Beacon Street.
- Come up with a code word. Establish a word, phrase, or signal you can use to let your children, friends, neighbors, or co-workers know that you're in danger and the police should be called.

## **Make an Escape Plan**

- Be ready to leave at a moment's notice. If you are off campus, keep the car fueled up and facing the driveway exit, with the driver's door unlocked. Hide a spare car key where you can get it quickly. Have emergency cash, clothing, and important phone numbers and documents stashed in a safe place (at a friend's house, for example).
- Practice escaping quickly and safely. Rehearse your escape plan so you know exactly what to do if under attack from your abuser. If you have children, have them practice the escape plan also.
- Make and memorize a list of emergency contacts. Ask several trusted individuals if you can contact them if you need a ride, a place to stay, or help contacting the police. Memorize the numbers of your emergency contacts, local shelter, and domestic violence hotline.

## **Stalking Behavior**

Stalking behavior and conduct can range from very subtle behavior to extreme and outrageous acts that might sound unbelievable to those less familiar with stalking. A stalker might engage in only one form of stalking behavior while another might engage in a wide variety of different and unpredictable stalking activities.

Celebrity stalking, while very serious, accounts for a small percentage of all stalking cases. Most stalking cases are in the context of domestic violence – the victim is living in fear of someone they once loved and trusted in an intimate partner relationship.

A stalker's behavior might include:

- Following
- Waiting outside of a home or workplace
- Making harassing or persistent phone calls
- Sending letters or emails
- Sending unwanted gifts or flowers
- Contacting, threatening, or harassing friends and family
- Hurting or killing pets
- Vandalizing property
- Manipulative behavior, for example, threatening suicide in order to force contact
- Spreading lies about a victim, for example, filing false reports, posting or distributing personal or false information

- Collecting information about the victim's personal life and habits
- Subscribing to services in the victim's name
- Interfering with utilities or services, for example, having phone service disconnected
- Impersonating the victim or family member
- Accessing personal information through computer files or email accounts

## **Stalking with Technology**

Access to the Internet and familiarity with electronic technologies is increasingly common for most households, campuses, and workplaces. This technology provides stalkers another means for finding, contacting, and harassing their victims. While using technology to stalk does not involve physical contact, it is no less threatening than physical stalking. Some stalking tactics may include:

- Accessing or interfering with computer files and/or emails
- Sending threatening correspondence via email
- Tracking activities and movement through GPS (global positioning satellite) technology
- Taking photo/video images without consent and/or transmitting those images through the Internet

More information is available at the National Center for Victims of Crime Stalking Resource Center at: [www.victimsofcrime.org/our-programs/stalking-resource-center](http://www.victimsofcrime.org/our-programs/stalking-resource-center).

## **Additional Community Resources**

Various organizations can provide crisis intervention services, counseling, medical attention, and assistance in interfacing with the criminal justice system. All individuals are encouraged to utilize the resources that are the best suited to their needs, whether on or off campus. Some resources in the local Boston area community include:

### **Community Resources**

Boston Area Rape Crisis Center (BARCC):  
800.841.8371 (hotline); 617.492.8306;  
<http://www.barcc.org/>

Rape Crisis Center of Central Massachusetts -Worcester:  
508.852.7600; hotline: 800-870-5905;  
<https://www.pathwaysforchange.help/pfc/>

Center for Violence Prevention and Recovery at Beth Israel Deaconess Medical Center:  
617.667.8141;  
[www.bidmc.org/violenceprevention](http://www.bidmc.org/violenceprevention)

Domestic Abuse Intervention and Prevention at Brigham and Women's Hospital:  
617.264.8747;  
<https://www.brighamandwomens.org/about-bwh/community-health-equity/passageway-domestic-abuse-intervention-and-prevention>

Emergency Care Center Boston Medical Center:  
617.414.4075;  
[www.bmc.org/emergencymedicine.htm](http://www.bmc.org/emergencymedicine.htm)

Fenway Community Health Violence Recovery Program:  
617.927.6250 or 800.834.3242;  
[www.fenwayhealth.org](http://www.fenwayhealth.org)

Jane Doe Inc. – Massachusetts Coalition Against Sexual Assault and Domestic Violence:  
617.248.0993;  
[www.janedoe.org/](http://www.janedoe.org/)

Victim Rights Law Center:  
617.399.6720;  
[www.victimrights.org](http://www.victimrights.org)

Victims of Violence Program – Cambridge Health Alliance:  
617.591.6360;  
[www.challiance.org/cha-services/victims-of-violence.aspx](http://www.challiance.org/cha-services/victims-of-violence.aspx)

Equal Employment Opportunity Commission (EEOC)  
JFK Federal building  
475 Government Center  
Boston, MA 02203  
800.669.4000

The EEOC prohibits sexual harassment in the workplace. The statute of limitations for filing a complaint is 300 days for the last date of discrimination.

U.S. Department of Education, Office for Civil Rights (OCR)  
5 Post Office Square, 8th floor  
Boston, MA 02109-3921  
617.289.0111

While OCR complaints should generally be filed within 180 days of the last date of the alleged discrimination, OCR may extend this filing deadline in a variety of circumstances.

Massachusetts Commission Against Discrimination (MCAD)  
John McCormack Building  
One Ashburton Place  
Sixth floor, Room 601  
Boston, MA 02108  
617.994.6000

The MCAD prohibits sexual harassment in the workplace. The statute of limitations for filing a complaint is 300 days for the last date of discrimination.

## **Programs to Prevent Domestic Violence, Dating Violence, Sexual Assault and Stalking**

The College engages in comprehensive, intentional, and integrated programming, initiatives, strategies, and campaigns intended to end dating violence, domestic violence, sexual assault and stalking that:

- A. Are culturally relevant, inclusive of diverse communities and identities, sustainable, responsive to community needs, and informed by research, or assessed for value, effectiveness, or outcome; and
- B. Consider environmental risk and protective factors as they occur on the individual, relationship, institutional, community and societal levels.

Educational programming consists of primary prevention and awareness programs for all incoming students and new employees as well as ongoing awareness and prevention campaigns for students and employees that includes:

- A. A statement that the institution prohibits the crimes of domestic violence, dating violence, sexual assault and stalking (as defined by the Clery Act);
- B. The definitions of domestic violence, dating violence, sexual assault and stalking according to any applicable jurisdictional definitions of these terms;
- C. What behavior and actions constitute consent, in reference to sexual activity, in the State of Massachusetts;
- D. The institution's definition of consent AND the purposes for which that definition is used.
- E. A description of safe and positive options for bystander intervention. Bystander intervention means safe and positive options that may be carried out by an individual or individuals to prevent harm or intervene when there is a risk of dating violence, domestic violence, sexual assault or stalking. Bystander intervention includes recognizing situations of potential harm, understanding institutional structures and cultural conditions that facilitate violence, overcoming barriers to intervening, identifying safe and effective intervention options, and taking action to intervene;
- F. Information on risk reduction. Risk reduction means options designed to decrease perpetration and bystander inaction, and to increase empowerment for victims in order to promote safety and to help individuals and communities address conditions that facilitate violence.
- G. Information regarding:
  - a. procedures victims should follow if a crime of domestic violence, dating violence, sexual assault and stalking occurs (as described in "Procedures Victims Should Follow if a Crime of Domestic Violence, Dating Violence, Sexual Assault and Stalking Occurs" elsewhere in this document)
  - b. how the institution will protect the confidentiality of victims and other necessary parties (as described in "Assistance for Victims: Rights and Options" elsewhere in this document);
  - c. existing counseling, health, mental health, victim advocacy, legal assistance, visa and immigration assistance, student financial aid, and other services available for victims, both within the institution and in the community (as described in "Assistance for Victims: Rights and Options" elsewhere in this document); and
  - d. options for, available assistance in, and how to request changes to academic, living, transportation, and working situations or protective measures (as described in "Assistance for Victims: Rights and Options" elsewhere in this document);
  - e. procedures for institutional disciplinary action in cases of alleged dating violence, domestic violence, sexual assault, or stalking (as described in "Adjudication of Violations" elsewhere in this document);

## **Primary Prevention and Awareness Programs**

### **Policy Statement Addressing Security Awareness Programs for Students and Employees**

During summer registration days, and at the beginning of the Fall and Spring semesters students and their parents are informed of services offered by the Fisher College Department of Public Safety. Students are told about safety and theft prevention, similar information is shared with staff during their onboarding process. Crime Prevention Programs, Sexual Assault Prevention Programs, Domestic and Dating Violence, and Stalking programs are offered by the College staff, including the Nurse, Student Activities, Counselors, etc.

### **Sexual Assault Awareness and Prevention**

The potential for occurrences of sexual assault is a reality for all colleges and universities, regardless of their location. As discussed more fully below in the College's statement of policy on sexual assault,

Fisher will not tolerate sexually hostile conduct of any type, whether in the nature of sexual assault or sexual harassment.

The College actively endeavors to educate students and staff concerning sexual assault awareness through, among other things, distribution of educational literature, and informal dissemination of information to on-campus residents through the Office of Housing and Residence Life. The College brings in outside organizations such as True To Life and the Boston Area Rape Crisis Center which also provides interactive educational programming for students.

The College recognizes the value of relationships between Resident Assistants and on-campus residents in the effort to communicate messages about personal safety. Therefore, Resident Assistants are an important component of the College’s efforts to raise awareness about sexual assault. In coordination with Counseling Services, the Office of Housing and Residence Life provides annual sexual assault response and education training to all new and returning Resident Assistants prior to the arrival of students on campus each fall and spring. These trainings are designed to facilitate communication between Resident Assistants and residents, and to foster students’ trust in bringing allegations of sexual assault to the College’s attention.

### Primary Prevention and Awareness Programs

Crime prevention programs on personal safety and theft prevention are sponsored by various campus departments throughout the year. The Department of Public Safety personnel facilitate programs for student, parents and staff during orientations and summer registration days. Some of the crime prevention programs offered are safety awareness, safety in the city, alcohol and drug awareness, and sexual assault prevention. Similar information is shared with staff during their onboarding process.

Specifically, the College offered the following **primary prevention and awareness programs** for all **incoming students** in 2018:

Name of Program	Date Held	Location Held	Which Prohibited Behavior* Covered?
Safety in the City	Jan 2018	Alumni Hall	SA
Overnight Guest Wkshp	Jan 25, 2018	Alumni Hall	SA, DaV
Student-Athlete Orient	Jan 2018	TRR	DaV, SA
Safety in the City	Sept 2018	Alumni Hall	Sa
Overnight Guest Wkshp	Sept 10, 2018	Alumni Hall	SA, DaV
Student-Athlete Orient	Sept 2018	TRR	DaV, SA

\*DoV means Domestic Violence, DaV means Dating Violence, SA means Sexual Assault and S means Stalking

The College offered the following **primary prevention and awareness programs** for all **new employees** in YEARS 2018-2019:

Name of Program	Date Held	Location Held	Which Prohibited Behavior* Covered?
Harassment & Discrimination Prevention	Diverse	Campus Wide	
Title IX		Campus Wide	SA
Campus Security Authority		Campus Wide	DoV, DaV, SA, S

\*DoV means Domestic Violence, DaV means Dating Violence, SA means Sexual Assault and S means Stalking

### Ongoing Prevention and Awareness Campaigns

During the 2018-19 academic year Fisher College offered crime prevention and security awareness programs, several are outlined below. All crime prevention and security awareness programs encourage students and employees to be responsible for their own security and the security of others.

### Policy Statement Addressing Crime Prevention Programs for Students and Employees

Crime prevention programs on personal safety and theft prevention are sponsored by various campus departments throughout the year. The Department of Public Safety personnel facilitate programs for student, parents and staff during orientations and summer registration days. Some of the crime prevention programs offered are safety awareness, safety in the city, alcohol and drug awareness, and sexual assault prevention.

### Personal Safety Workshops

In an effort to educate the Fisher community about the safety and security realities accompanying life in a large city, the Department of Public Safety provides opportunities for all members of the community to learn about precautions for avoiding victimization. Officers conduct crime awareness workshops for Fisher community members during student and employee orientations, which are designed to enhance awareness and improve personal safety.

### Crime Bulletins and Alerts

The Department of Public Safety periodically distributes crime bulletins or alerts to inform members of the Fisher Community about incidents of crime in the areas surrounding the College. These bulletins and alerts are also circulated at times, not in response to a specific incident, but as general reminders to community members about measures to be taken to enhance personal and property security.

### Programs and Campaigns at the Boston Campus

The college offered the following **ongoing awareness and prevention programs** for **students** in 2018: \*DoV=Domestic Violence, DaV=Dating Violence, SA=Sexual Assault, and S=Stalking

Name of Program	Date Held	Location Held	Which Prohibited Behavior* Covered?
Stalking Awareness	January 2018	Throughout Campus	S
Teen Dating Violence Awareness	February 2018	Throughout Campus	DaV
Alcohol Awareness	March 1, 2018	The Mall	
Sexual Assault Awareness	April 2018	Throughout Campus	SA
Suicide Awareness	Sept 2018	Throughout Campus	
National Recovery Month	Sept 2018	Throughout Campus	

Fire Safety	Oct 2018	Throughout Campus	
Mental Health Awareness	Oct 4, 2018	The Mall	
Domestic Violence Awareness	Oct 2018	Throughout Campus	DoV
Sexual Awareness	Nov 2018	Throughout Campus	SA
Drug Overdose Awareness	Dec 6, 2018	The Mall	

The College offered the following **ongoing awareness and prevention programs** for **employees** in 2018:

<b>Name of Program</b>	<b>Date Held</b>	<b>Location Held</b>	<b>Which Prohibited Behavior* Covered?</b>
Title IX		Campus Wide	SA
Campus Security Authority		Campus Wide	DoV, DaV, SA, S

## Hazing Policy

Fisher College expressly prohibits any form of hazing. Hazing is against the law, incorporates other serious crimes, and violates University policy. Reports of hazing will be investigated immediately by the Fisher College Police Department, other College administrative offices, outside law enforcement agencies, or any combination of the three. In addition to criminal penalties under Massachusetts law, students or employees are subject to College disciplinary action for organizing or participating in hazing or failing to report persons in danger in conjunction with hazing.

### General Laws of Massachusetts

#### Chapter 269: Section 17. Hazing; organizing or participating; hazing defined

Whoever is a principal organizer or participant in the crime of hazing, as defined herein, shall be punished by a fine of not more than three thousand dollars or by imprisonment in a house of correction for not more than one year, or both such fine and imprisonment.

The term "hazing" as used in this section and in sections eighteen and nineteen, shall mean any conduct or method of initiation into any student organization, whether on public or private property, which willfully or recklessly endangers the physical or mental health of any student or other person. Such conduct shall include whipping, beating, branding, forced calisthenics, exposure to the weather, forced consumption of any food, liquor, beverage, drug, or other substance, or any other brutal treatment or forced physical activity which is likely to adversely affect the physical health or safety of any such student or other person, or which subjects such student or other person to extreme mental stress, including extended deprivation of sleep or rest or extended isolation.

Notwithstanding any other provisions of this section to the contrary, consent shall not be available as a defense to any prosecution under this action. (Amended by 1987, 665.)

#### Chapter 269: Section 18. Failure to report hazing

Whoever knows that another person is the victim of hazing as defined in section seventeen and is at the scene of such crime shall, to the extent that such person can do so without danger or peril to himself or others, report such crime to an appropriate law enforcement official as soon as reasonably practicable. Whoever fails to report such crime shall be punished by a fine of not more than one thousand dollars. (Amended by 1987, 665.)

### **Chapter 269: Section 19. Issuance to students & student groups, teams, & organizations**

Each institution of secondary education and each public and private institution of postsecondary education shall issue to every student group, student team, or student organization which is part of such institution or is recognized by the institution or permitted by the institution to use its name or facilities or is known by the institution to exist as an unaffiliated student group, student team, or student organization, a copy of this section and sections seventeen and eighteen; provided, however, that an institution's compliance with this section's requirements that an institution issue copies of this section and sections seventeen and eighteen to unaffiliated student groups, teams, or organizations shall not constitute evidence of the institution's recognition or endorsement of said unaffiliated student groups, teams, or organizations.

Each such group, team, or organization shall distribute a copy of this section and sections seventeen and eighteen to each of its members, plebes, pledges, or applicants for membership. It shall be the duty of each such group, team, or organization, acting through its designated officer, to deliver annually to the institution, an attested acknowledgement stating that such group, team, or organization has received a copy of this section and said sections seventeen and eighteen, that each of its members, plebes, pledges, or applicants has received a copy of sections seventeen and eighteen, and that such group, team, or organization understands and agrees to comply with the provisions of this section and sections seventeen and eighteen.

Each institution of secondary education and each public or private institution of postsecondary education shall, at least annually, before or at the start of enrollment, deliver to each person who enrolls as a full-time student in such institution a copy of this section and sections seventeen and eighteen.

Each institution of secondary education and each public or private institution of postsecondary education shall file, at least annually, a report with the regents of higher education and in the case of secondary institutions, the board of education, certifying that such institution has complied with its responsibility to inform student groups, teams, or organizations and to notify each full-time student enrolled by it of the provisions of this section and sections seventeen and eighteen and also certifying that said institution has adopted a disciplinary policy with regard to the organizers and participants of hazing, and that such policy has been set forth with appropriate emphasis in the student handbook or similar means of communicating the institution's policies to its students. The board of regents and, in the case of secondary institutions, the board of education, shall promulgate regulations governing the content and frequency of such reports, and shall forthwith report to the attorney general any such institution which fails to make such report. (Amended by 1987, 665.)

### **Anti-bullying Policy**

Fisher College accepts and endorses state Senate bill #699, "An Act Addressing Workplace Bullying, Mobbing, and Harassment, Without Regard to Protected Class Status" as proposed, and further, accepts and endorses any and all amendments made to this bill, as well as the bill in its final form that is signed into law by the Commonwealth of Massachusetts. Fisher College prohibits conduct which may be interpreted as bullying or harassment as described in this policy. All Fisher College students have the freedom to pursue their studies and professional goals without the threat of bullying or harassment. Members of the Fisher College community are expected to respect all other members of the community and behave in a manner that is welcoming of others, regardless of their backgrounds. All members of the College community are expected to behave in a manner which demonstrates proper regard for the

rights and welfare of others. Complaints of bullying should be reported immediately to the Department of Public Safety or the Dean of Students located in the College mall.

Complaints will be investigated and forwarded to the Student Conduct Coordinator for review in a timely manner. Alleged student conduct violations stemming from complaints will be processed in accordance with the student conduct procedures outlined in the Code of Conduct.

## **Notification to Victims of Crimes of Violence**

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

## **References**

- Student Right-to-Know Act (Public Law 101-542)
- Higher Education Technical Amendments of 1991 (Public Law 102-26)
- Higher Education Technical Amendments of 1993 (Public Law 103-208)
- Higher Education Opportunity Act (HEOA) of 2008 (Public Law 110-315)
- 20 U.S.C. 1092(f)
- 20 U.S.C. 1094
- 34 CFR 668
- Fisher College Student Code of Conduct 2018-19

## Boston Campus Crime Statistics Reported for 2016, 2017, and 2018

Criminal Offenses	Year	Total On Campus (includes On Campus Residential)	On Campus Residential	On Campus Non-Residential	Non Campus	Public Property	Unfounded
Murder/ NonNegligent Manslaughter	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Manslaughter by Negligence	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Sex Offenses, Rape	2016	0	0	0	0	0	0
	2017	1	1	0	0	0	0
	2018	0	0	0	0	0	0
Sex Offenses, Fondling	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	1	1	0	0	0	0
Sex Offenses, Incest	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Sex Offenses, Statutory Rape	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Robbery	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Aggravated Assault	2016	1	1	0	0	1	0
	2017	1	0	1	0	0	0
	2018	0	0	0	<b>1</b>	<b>1</b>	0
Burglary	2016	1	0	1	0	0	0
	2017	0	0	0	0	0	0
	2018	1	1	0	0	0	0
Motor Vehicle Theft	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	<b>1</b>	0
Arson	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0

<b>Arrests</b>	<b>Year</b>	<b>Total On Campus (includes On Campus Residential)</b>	<b>On Campus Residential</b>	<b>On Campus Non-Residential</b>	<b>Non Campus</b>	<b>Public Property</b>	<b>Unfounded</b>
Liquor Law Violations	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Drug Law Violations	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Illegal Weapons Possessions	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0

<b>REFERRALS - Campus Disciplinary Action</b>	<b>Year</b>	<b>Total On Campus (includes On Campus Residential)</b>	<b>On Campus Residential</b>	<b>On Campus Non-Residential</b>	<b>Non Campus</b>	<b>Public Property</b>	<b>Unfounded</b>
Liquor Law Violations	2016	31	27	4	0	0	0
	2017	4	2	2	0	0	0
	2018	23	16	7	0	0	0
Drug Law Violations	2016	13	12	1	0	1	0
	2017	23	23	0	0	0	0
	2018	69	66	3	0	0	0
Illegal Weapons Possessions	2016	1	1	0	0	0	0
	2017	1	1	0	0	0	0
	2018	1	0	1	0	0	0

<b>VAWA Offenses</b>	<b>Year</b>	<b>Total On Campus (includes On Campus Residential)</b>	<b>On Campus Residential</b>	<b>On Campus Non-Residential</b>	<b>Non Campus</b>	<b>Public Property</b>	<b>Unfounded</b>
Domestic Violence	2016	1	1	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	1	0	0
Dating Violence	2016	0	0	0	0	0	0
	2017	1	0	1	0	0	0
	2018	2	2	0	0	0	0
Stalking	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	3	3	0	0	0	0

### **Hate Crime Reporting**

2016 - There were no incidents of hate crimes reported during the 2016 calendar year.

2017 - There were no incidents of hate crimes reported during the 2017 calendar year.

2018 - There were no incidents of hate crimes reported during the 2018 calendar year.

## Brockton Campus Crime Statistics Reported for 2016, 2017, and 2018

<b>Criminal Offenses</b>	<b>Year</b>	<b>Total On Campus (includes On Campus Residential)</b>	<b>On Campus Residential</b>	<b>On Campus Non-Residential</b>	<b>Non Campus</b>	<b>Public Property</b>	<b>Unfounded</b>
Murder/ NonNegligent manslaughter	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Manslaughter by Negligence	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Sex Offenses, Rape	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Sex Offenses, Fondling	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Sex Offenses, Incest	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Sex Offenses, Statutory Rape	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Robbery	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Aggravated Assault	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Burglary	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Motor Vehicle Theft	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Arson	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0

<b>Arrests</b>	<b>Year</b>	<b>Total On Campus (includes On Campus Residential)</b>	<b>On Campus Residential</b>	<b>On Campus Non-Residential</b>	<b>Non Campus</b>	<b>Public Property</b>	<b>Unfounded</b>
Liquor Law Violations	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Drug Law Violations	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Illegal Weapons Possessions	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0

<b>REFERRALS - Campus Disciplinary Action</b>	<b>Year</b>	<b>Total On Campus (includes On Campus Residential)</b>	<b>On Campus Residential</b>	<b>On Campus Non-Residential</b>	<b>Non Campus</b>	<b>Public Property</b>	<b>Unfounded</b>
Liquor Law Violations	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Dug Law Violations	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Illegal Weapons Possessions	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0

<b>VAWA Offenses</b>	<b>Year</b>	<b>Total On Campus (includes On Campus Residential)</b>	<b>On Campus Residential</b>	<b>On Campus Non-Residential</b>	<b>Non Campus</b>	<b>Public Property</b>	<b>Unfounded</b>
Domestic Violence	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Dating Violence	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Stalking	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0

### **Hate Crime Reporting**

2016 - There were no incidents of hate crimes reported during the 2016 calendar year.

2017 - There were no incidents of hate crimes reported during the 2017 calendar year.

2018 - There were no incidents of hate crimes reported during the 2018 calendar year.

## New Bedford Campus Crime Statistics Reported for 2016, 2017, and 2018

<b>Criminal Offenses</b>	<b>Year</b>	<b>Total On Campus (includes On Campus Residential)</b>	<b>On Campus Residential</b>	<b>On Campus Non-Residential</b>	<b>Non Campus</b>	<b>Public Property</b>	<b>Unfounded</b>
Murder/ NonNegligent manslaughter	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Manslaughter by Negligence	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Sex Offenses, Rape	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Sex Offenses, Fondling	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Sex Offenses, Incest	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Sex Offenses, Statutory Rape	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Robbery	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Aggravated Assault	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Burglary	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Motor Vehicle Theft	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Arson	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0

\*2017 New Bedford did not submit their numbers

<b>Arrests</b>	<b>Year</b>	<b>Total On Campus (includes On Campus Residential)</b>	<b>On Campus Residential</b>	<b>On Campus Non-Residential</b>	<b>Non Campus</b>	<b>Public Property</b>	<b>Unfounded</b>
Liquor Law Violations	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Drug Law Violations	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Illegal Weapons Possessions	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0

<b>REFERRALS - Campus Disciplinary Action</b>	<b>Year</b>	<b>Total On Campus (includes On Campus Residential)</b>	<b>On Campus Residential</b>	<b>On Campus Non-Residential</b>	<b>Non Campus</b>	<b>Public Property</b>	<b>Unfounded</b>
Liquor Law Violations	216	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Drug Law Violations	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Illegal Weapons Possessions	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0

<b>VAWA Offenses</b>	<b>Year</b>	<b>Total On Campus (includes On Campus Residential)</b>	<b>On Campus Residential</b>	<b>On Campus Non-Residential</b>	<b>Non Campus</b>	<b>Public Property</b>	<b>Unfounded</b>
Domestic Violence	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Dating Violence	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Stalking	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0

### **Hate Crime Reporting**

2016 - There were no incidents of hate crimes reported during the 2016 calendar year.

2017 - There were no incidents of hate crimes reported during the 2017 calendar year.

2018 - There were no incidents of hate crimes reported during the 2018 calendar year.

## North Attleboro Campus Crime Statistics Reported for 2016, 2017, and 2018

<b>Criminal Offenses</b>	<b>Year</b>	<b>Total On Campus (includes On Campus Residential)</b>	<b>On Campus Residential</b>	<b>On Campus Non-Residential</b>	<b>Non Campus</b>	<b>Public Property</b>	<b>Unfounded</b>
Murder/ NonNegligent manslaughter	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Manslaughter by Negligence	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Sex Offenses, Rape	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Sex Offenses, Fondling	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Sex Offenses, Incest	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Sex Offenses, Statutory Rape	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Robbery	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Aggravated Assault	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Burglary	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Motor Vehicle Theft	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Arson	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0

<b>Arrests</b>	<b>Year</b>	<b>Total On Campus (includes On Campus Residential)</b>	<b>On Campus Residential</b>	<b>On Campus Non-Residential</b>	<b>Non Campus</b>	<b>Public Property</b>	<b>Unfounded</b>
Liquor Law Violations	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Drug Law Violations	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Illegal Weapons Possessions	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0

<b>REFERRALS - Campus Disciplinary Action</b>	<b>Year</b>	<b>Total On Campus (includes On Campus Residential)</b>	<b>On Campus Residential</b>	<b>On Campus Non-Residential</b>	<b>Non Campus</b>	<b>Public Property</b>	<b>Unfounded</b>
Liquor Law Violations	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Drug Law Violations	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Illegal Weapons Possessions	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0

<b>VAWA Offenses</b>	<b>Year</b>	<b>Total On Campus (includes On Campus Residential)</b>	<b>On Campus Residential</b>	<b>On Campus Non-Residential</b>	<b>Non Campus</b>	<b>Public Property</b>	<b>Unfounded</b>
Domestic Violence	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Dating Violence	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	0	0	0	0	0	0
Stalking	2016	0	0	0	0	0	0
	2017	0	0	0	0	0	0
	2018	1	0	1	0	0	0

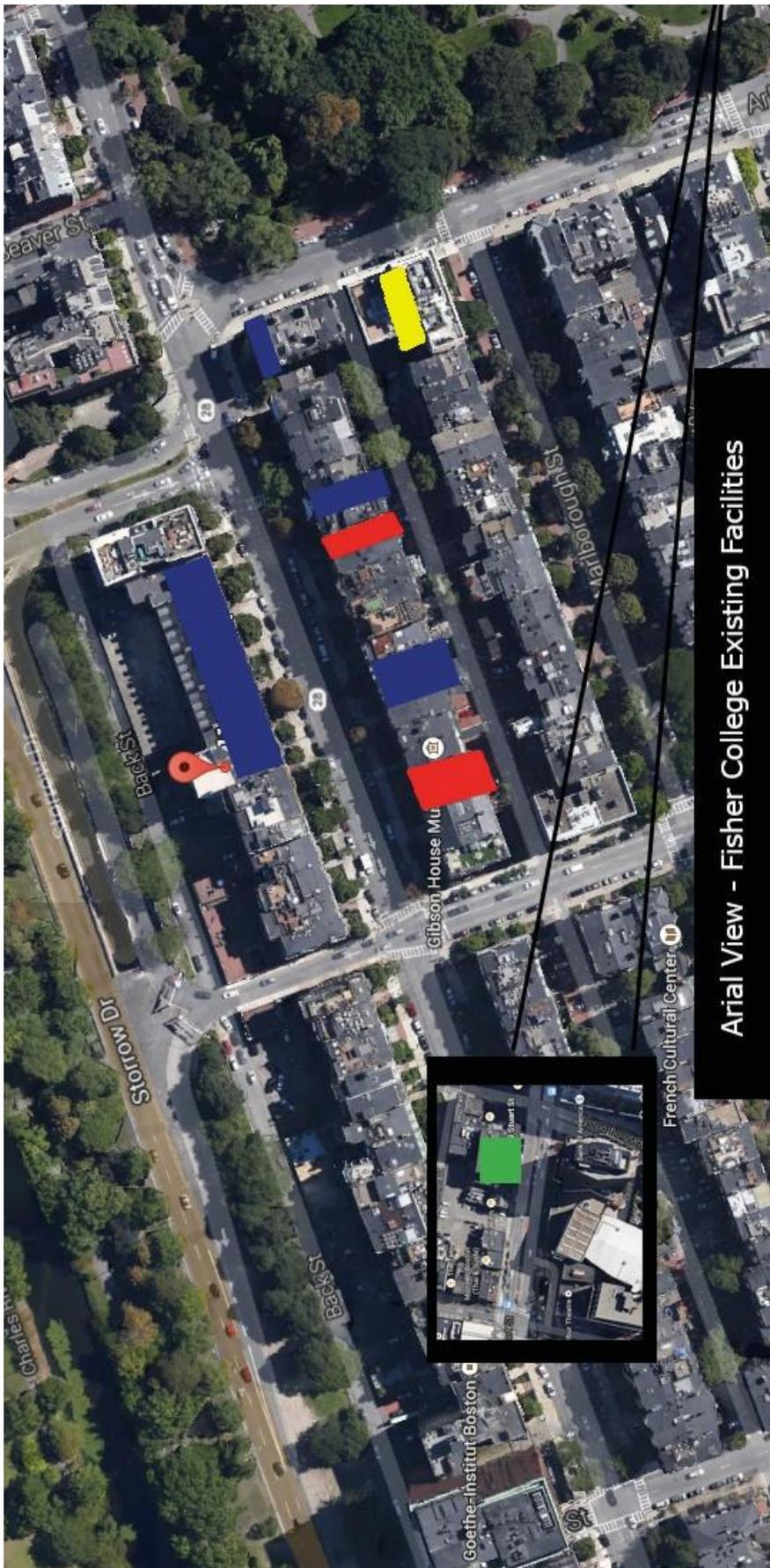
\*2016 North Attleboro did not submit their numbers

### **Hate Crime Reporting**

2016 - There were no incidents of hate crimes reported during the 2016 calendar year.

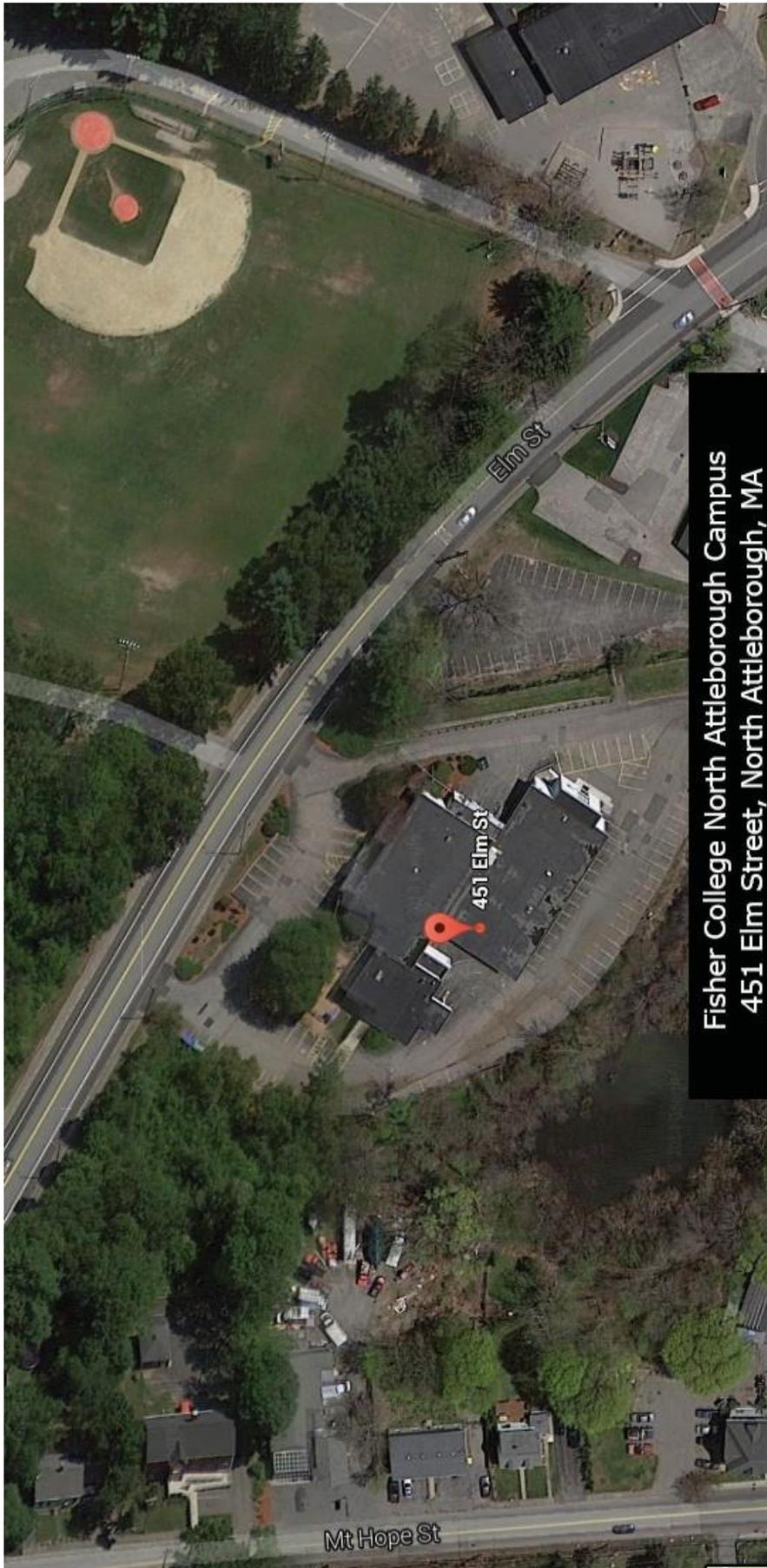
2017 - There were no incidents of hate crimes reported during the 2017 calendar year.

2018 - There were no incidents of hate crimes reported during the 2018 calendar year.

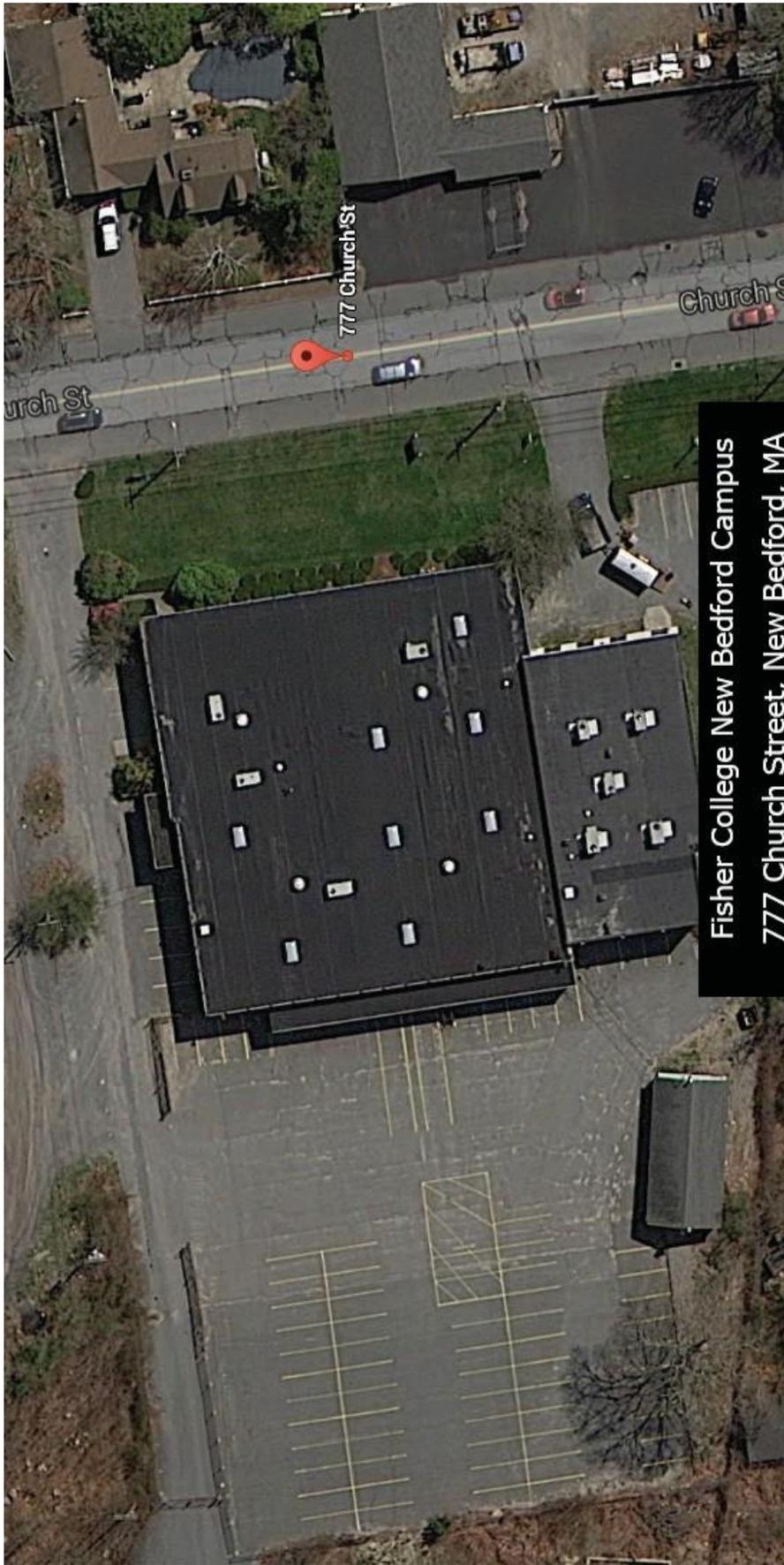


**Arial View - Fisher College Existing Facilities**

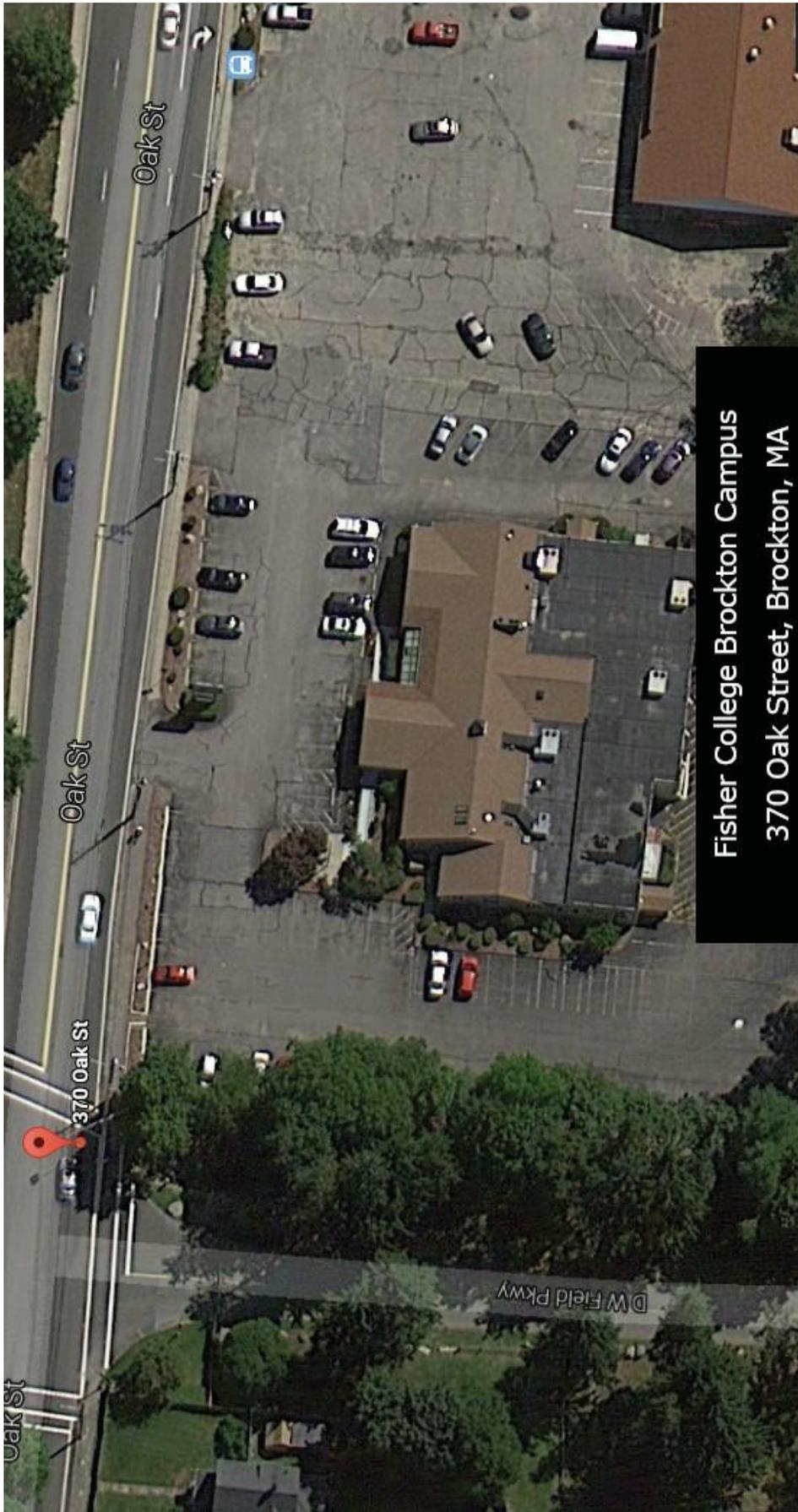
- Fisher College Institutional Buildings
- Fisher College sold 10/2017
- Fisher College Owned/Rented to Others
- Fisher College On-Campus Housing (19 Stewart Street)



Fisher College North Attleborough Campus  
451 Elm Street, North Attleborough, MA



Fisher College New Bedford Campus  
777 Church Street, New Bedford, MA



Fisher College Brockton Campus  
370 Oak Street, Brockton, MA

## **Fisher College Fire Safety Report**

All Residents, Residents Assistants, and Resident Directors of the Boston campus receive fire safety training during orientation. Topics include a review of the fire prevention policies and evacuation procedures. At least one fire drill for residence halls are conducted during the year. Participation in fire safety trainings is mandatory and failure to evacuate the building during a fire alarm may result in disciplinary action. The Fisher College Public Safety Department and other staff members will review the drill's performance to identify problems.

Commuter students and faculty of the Boston campus also participate in fire drills in classroom locations.

Brocton, New Bedford and North Attleboro campuses do not have residential buildings, therefore the Fisher College staff do not perform fire drills at these locations.

### **Fire Safety Alarm Systems/Fire Equipment**

Residential buildings, including 102, 104, 106, 112, 114, 116, 131 and 133 Beacon St, are completely covered by an integrated automatic sprinkler and fire alarm system, which is monitored 24 hours a day, 7 days a week by the Department of Public Safety. The buildings are equipped with emergency lighting which is designed to automatically activate whenever there is a power outage. Emergency lighting and exit signage ensure a high degree of safety at all times.

Each building is equipped with a fire alarm system which includes heat and smoke detectors. There is an audible alarm and visible strobe indicating an emergency. These devices are mounted above head level and in several conspicuous locations throughout the residence hall floors. The audible alarm is a continuous sound, where the strobe is an intermittent white flash. The signals are distinctive and the audible alarm is above ambient noise levels. The alarms are connected to alarm pulls and smoke detectors located throughout the buildings. Once an alarm is triggered, it can only be shut off at their respective main panels. The Boston Fire Department will signal an all clear, and only then will the alarm system be turned off.

Residence hall rooms are equipped with sprinkler systems. These systems will trigger based on pre-established settings based on temperature. Each system is tested on a routine basis with scheduled preventative maintenance. If a system is found to be defective or requiring repair, a work order is submitted and completed immediately.

Some building floors are equipped with appropriate fire extinguishers mounted on walls in visible locations and are appropriately labeled and inspected.

## Fire Safety Systems

Residential Facilities	Fire Alarm Monitoring Done On Site	Partial <sup>3</sup> Sprinkler System	Full <sup>4</sup> Sprinkler System	Smoke Detection	Fire Extinguisher Devices	Evacuation Plans/Placards	Number of Evacuation (fire) drills each calendar year
<b>102 Beacon St</b>	Yes and by Conver.	No	Yes	Yes	Yes	Yes	2
<b>104 Beacon St</b>	Yes and by Convergent	No	Yes	Yes	Yes	Yes	2
<b>106 Beacon St</b>	Yes and by Convergent	No	Yes	Yes	Yes	Yes	2
<b>112 Beacon St</b>	Yes and by Convergent	No	Yes	Yes	Yes	Yes	2
<b>114 Beacon St</b>	Yes and by Convergent	No	Yes	Yes	Yes	Yes	2
<b>116 Beacon St</b>	Yes and by Convergent	No	Yes	Yes	Yes	Yes	2
<b>131 Beacon St</b>	Yes and by Convergent	No	Yes	Yes	Yes	Yes	2
<b>133 Beacon St</b>	Yes and by Convergent	No	Yes	Yes	Yes	Yes	2
<b>19 Stuart St</b>	Yes and by AFA	No	Yes	Yes	Yes	Yes	2

\*19 Stuart St is not owned by the college. It is a single leased floor. Fisher does not conduct the fire drills, nor does the college maintain the fire systems in the building.

### Safety Inspections

Residence Life staff performs residential inspections approximately once a month. The inspections are conducted to identify safety violations as well as conditions that may be detrimental to the health or wellbeing of the residential community. Facilities staff also conduct inspections of the residence halls to identify hazards and check the fire suppressions and smoke alarm system.

### Prohibited Items

To safeguard the welfare of all residents, regulations exist regarding appliances allowed in rooms. In an effort to conform to health and safety standards, the following items are prohibited from the residence halls and will result in immediate confiscation:

- Smoking including but not limited to cigarettes, drugs, vaping
- Air conditioners
- Open flame devices
- Curtains
- Outside furniture
- decorative lights
- Irons without an automatic shut-off
- Halogen lamps

<sup>3</sup> Partial Sprinkler System is defined as having sprinklers in the common areas only.

<sup>4</sup> Full Sprinkler system is defined as having sprinklers in both the common areas and individual rooms.

- Microwaves
- All cooking appliances
- Use of candles and incense
- Heating blankets and pads
- Heating coils
- Sun lamps
- Extension cords
- Possession of explosives and flammable liquids
- Live trees and plants
- Hover boards

### **Resident Student Evacuation Procedures**

- **SOUND THE ALARM**
  - If you discover or suspect a fire, sound the building fire alarm.
  - If there is no fire alarm in the building, warn other occupants by knocking on doors and shouting "fire" as you leave the building or use other prepared methods as outlined in this Emergency Action Plan (EAP).
- **CALL THE FIRE/POLICE DEPARTMENT**
  - Dial 911.
  - Give as much information as possible to the 911 operator.
- **EXITING A ROOM**
  - Before opening any door, feel the doorknob with the back of your hand. Do not open the door if it is hot.
  - Brace yourself behind the door, crouch low, and open the door slightly if it is warm.
  - Stay low if the area is smoky. If heat or heavy smoke is present, close the door and stay in your room.
- **LEAVE THE BUILDING**
  - Try to rescue others ONLY if you can do so safely.
  - Move away from the building and out of the way of the fire department.
  - Go to your department's designated assembly point.
  - Don't go back into the building until the fire department says it is safe to do so.

### **Procedures to Follow in Case of a Fire**

If you use an extinguisher to fight a fire, have someone dial 911 and pull the fire alarm to start the evacuation. Portable fire extinguishers are to be used by trained personnel only and are intended for use on incipient fires (e.g. a waste basket fire). If you discover that someone extinguished a fire, but no one was notified, contact the Fisher Department of Public Safety (8880 from a campus phone 617-236-8880 from a cell phone or external phone line) to review the cause of the fire. The Boston Fire Department will be notified and may investigate the fire. Otherwise, immediately evacuate. Hazardous equipment or processes should be shut down before leaving, unless doing so presents a greater hazard. Remember to close all doors.

Assist anyone who may be in danger, if you can do so without endangering yourself. Exit the building in a calm manner using the stairs - never use elevators. After you have left the building, go to your pre-designated assembly point and remain there. Remain outside the building, even if the alarm is silenced, until the fire department has given the "all clear."

Maintain a safe distance from the building, to allow ample room for emergency personnel and equipment to access the building. Report to your designated assembly area.

- IF PRIMARY AND ALTERNATE ESCAPE ROUTES ARE BLOCKED:
  - Go back to your room, close the door and call 911 to report your location.
  - Seal the cracks around the door to prevent smoke from entering.
  - Open the window a few inches for fresh air and hang a brightly colored cloth or bed sheet out the window to alert the Fire Department to your location. If you have a flashlight, use it to signal at night.
  - If smoke gets in your room, keep low and dampen a cloth with water, place it over your nose and breathe lightly through it.
  - Stay calm. Do not jump from windows above the second floor. Rescue personnel have the proper equipment to get to you quickly.

## Daily Fire Log

The Department of Public Safety is responsible for keeping a log that records all fires in student housing facilities. The Fire Log includes the nature, date, time and general location of each fire.

## Fisher College General Fire Safety Policies

### Smoking

In an effort to be sensitive to the needs and concerns of non-smokers and smokers alike and to create a safe, healthful and comfortable environment for all the members of the Fisher College Community, the following policy governing smoking has been implemented. **Fisher has established a no-smoking policy throughout the College as noted earlier in this document.** No Smoking is allowed in common areas, which include corridors, classrooms, auditoriums or residence halls. There is a smoking area located behind 116 Beacon Street and in the rear courtyard of 1 Arlington Street. Further, students are strongly encouraged to not smoke on the Beacon Street side of the College. This policy results from the College's compliance with the Massachusetts Clear Air Act. If a student is smoking on the Beacon Street side and a student or employee complains about smoke entering via a window etc. the student will be required to move to the designated smoking area. Smoking is not allowed on the stairways to any buildings. Failure to abide by the smoking policy will result in disciplinary action. The College also offers educational programs regarding the hazards of smoking. Students seeking to learn more about these hazards or interested in quitting smoking can contact the Health Services Office and/or the Counseling Center.

### Cooking

Students living in the residence halls are encouraged to make full use of their Aramark Meal plan. Students living in residence halls are permitted to use the microwave ovens provided in the cafeteria and lounge areas of the building. No electrical cooking appliances are allowed on campus including personal microwaves, hot pots, George Foreman Grills, toasters, toaster ovens, coffee pots, popcorn poppers, water boilers etc. Students setting off the fire alarm for improper use of the microwave may be assessed any charges for damage and/or fire department response.

### Fire Hazards

Students shall not permit combustible material to be kept on the premises and shall take every precaution to prevent fires. Fire escapes including balconies and fire stairs shall be kept clear of all items and shall be used in case of emergency only. Students are also not permitted to hang curtains, tapestries, posters, etc. on or from windows, on sprinkler system or over lights.

## Future Plans for Fire Safety Improvement

Fisher College continually looks to upgrade where necessary. In 2015, new sprinklers were installed in the ground level of the 102-118 buildings, and added an egress to the side of the 102 residence hall. In the past five years the college has spent substantial funds to install fire sprinkler systems in all resident hall rooms, fire panels and expired smoke and heat detectors. The college will continue to assess needed improvements on an as-needed basis. Planned improvements coincide with scheduled renovation, summer projects and/or new construction. Fisher College will focus on enhancing and improving the fire safety training in the next year as well as increasing the number of supervised fire drills.

## Fire Statistics

### Statistics and Related Information Regarding Fires in Residential Facilities for CY 2016

Residential Facilities	Total Number of Fires in Each Building	Fire Number	Cause of Fire	Number of Injuries that Required Treatment at a Medical Facility	Number of Deaths Related to a Fire	Value of Property Damage Caused by Fire (in USD)
102 Beacon St	0	0	0	0	0	\$0.00
104 Beacon St	0	0	0	0	0	\$0.00
106 Beacon St	0	0	0	0	0	\$0.00
112 Beacon St	0	0	0	0	0	\$0.00
114 Beacon St	0	0	0	0	0	\$0.00
116 Beacon St	0	0	0	0	0	\$0.00
131 Beacon St	0	0	0	0	0	\$0.00
133 Beacon St	0	0	0	0	0	\$0.00
19 Stuart St	0	0	0	0	0	\$0.00

## Statistics and Related Information Regarding Fires in Residential Facilities for CY 2017

Residential Facilities	Total Number of Fires in Each Building	Fire Number	Cause of Fire	Number of Injuries that Required Treatment at a Medical Facility	Number of Deaths Related to a Fire	Value of Property Damage Caused by Fire (in USD)
102 Beacon St	0	0	0	0	0	\$0.00
104 Beacon St	0	0	0	0	0	\$0.00
106 Beacon St	0	0	0	0	0	\$0.00
112 Beacon St	0	0	0	0	0	\$0.00
114 Beacon St	0	0	0	0	0	\$0.00
116 Beacon St	0	0	0	0	0	\$0.00
131 Beacon St	0	0	0	0	0	\$0.00
133 Beacon St	0	0	0	0	0	\$0.00
19 Stuart St	0	0	0	0	0	\$0.00

**Statistics and Related Information Regarding Fires in Residential Facilities for CY 2018**

Residential Facilities	Total Number of Fires in Each Building	Fire Number	Cause of Fire	Number of Injuries that Required Treatment at a Medical Facility	Number of Deaths Related to a Fire	Value of Property Damage Caused by Fire (in USD)
102 Beacon St	0	0	0	0	0	\$0.00
104 Beacon St	0	0	0	0	0	\$0.00
106 Beacon St	0	0	0	0	0	\$0.00
112 Beacon St	0	0	0	0	0	\$0.00
114 Beacon St	0	0	0	0	0	\$0.00
116 Beacon St	0	0	0	0	0	\$0.00
131 Beacon St	0	0	0	0	0	\$0.00
133 Beacon St	0	0	0	0	0	\$0.00
19 Stuart St	0	0	0	0	0	\$0.00