

THE JEANNE CLERY DISCLOSURE OF CAMPUS SECURITY POLICY AND 2019 CAMPUS CRIME STATISTICS ACT REPORT

CCAD makes this information available to all students, employees, and applicants for enrollment or employment as required by the U.S. Department of Education.

1. CCAD places a high priority on safety and seeks to provide a safe campus environment. Over the years, CCAD has not experienced a significant number of serious crimes, but no campus is isolated or immune from crime. Therefore, the college has developed policies and procedures designed to enhance campus security for students, employees, and guests.

A significant part of every campus security program is prevention, including cooperative and precautionary measures by employees and students themselves. Accordingly, CCAD sponsors ongoing programs and information on security-related issues and provides informational booklets and pamphlets on safety topics. Students and employees should periodically inspect their surroundings, become familiar with all safety and health procedures, and identify and report unsafe conditions to the Director of Safety and Security.

2. CCAD's Annual Campus Crime Statistics Report is prepared by the Director of Safety and Security and the Dean of Students. It is the result of the effort of many additional people on campus including the Director of Residence Life and the Columbus Police Department (CPD). Each year, the offices and individuals listed above submit their data for inclusion in the annual crime statistics. By law, data from professional counselors are exempt from any mandatory reporting requirement and are not included in this report. No formal police or security office report is required for a crime to be included in the statistics. Crime statistics are double-checked by CCAD staff. Every effort is taken to ensure that all persons required to report do so and that our statistics are as accurate as possible. Additionally, the information included in our annual report is reviewed for accuracy, completeness, and readability.
3. CCAD employs a Director of Safety and Security and security personnel who are responsible for all aspects of campus security and coordinates safety issues within the CCAD community. The CCAD Safety & Security Office is normally open 8:30a.m.–5 p.m., Monday–Friday. At all other times, at least one security officer is on campus and can be reached by calling 614.222.6165.

The CCAD campus security force is comprised of full-time security officers. Campus security officers are not commissioned police officers and carry only non-lethal, subject control oriented equipment. Campus security officers do not have the power to arrest. They are, however, trained and available to assist in maintaining a safe and orderly campus environment. Security officers are on duty 24 hours a day, seven days a week. They regularly patrol buildings, lots, and grounds to ensure a safe environment exists. Observations regarding security and safety are reported by the officers to the Director of Safety and Security for resolution.

CCAD frequently augments the campus security force with off-duty Columbus police officers and/or Franklin County sheriff's deputies. CPD officers maintain the authority and arrest powers granted to them by the City of Columbus while on campus. Furthermore, CCAD maintains a close relationship with the community affairs officers from the 16th Precinct, including monitoring and obtaining information related to crimes occurring in areas on and adjacent to campus.

Additional security is provided for our campus by the Special Improvement District (SID), which has security personnel dedicated to patrolling CCAD's neighborhood called the Discovery District.

4. CCAD encourages community members to report crimes or suspicious activity promptly and accurately. Criminal actions or suspicious activity may be reported and requests for assistance made to any security officer directly or by calling 614.222.6165 at any time. Emergencies may be reported at any time to the CPD by calling 911. Additionally, CCAD has installed 11 Emergency Call Stations, identified by a blue light, throughout campus. The caller can report a crime or suspicious activity to either campus security or 911 through the choice of push buttons on the call box. Reports should contain sufficient information to provide reasonable grounds for campus security to pursue an investigation or to refer the matter to local authorities for investigation and prosecution. CCAD will investigate reports of criminal activity and will refer reports of felonious crimes including murder, sexual assault, robbery, aggravated assault, burglary, and motor vehicle theft as required by law for prosecution or investigation by the CPD.
5. Academic and other campus facilities are open to students, employees, and guests during normal business hours. As a private, independent institution, CCAD's campus is private property, and persons who do not have legitimate business on campus may be removed or arrested as trespassers. There is no formal policy requiring identification and admission of visitors on campus; however, specific policies govern access to buildings that remain open after 9:30 p.m. and restricted access to residence halls at all times. Security is an important factor in college decisions regarding facilities, landscaping, and lighting. Refer to the Student Handbook for specific security and access policies for residence halls and other facilities.
6. In compliance with federal law, CCAD compiles and reports certain crime and arrest statistics on an annual basis. It is the policy of the college to make timely reports to the campus community on any incident of criminal activity considered to be a continuing threat to other students and employees. Security incidents will be communicated to students, faculty, and staff via the CCAD Alert notification service.
7. From January 1, 2016, through December 31, 2018, the following on-campus, residence halls, and public property criminal offenses were reported to campus security or local police agencies:

| On Campus | 2016 | 2017 | 2018 |
|------------------------------------|-------------|-------------|-------------|
| Murder/non-negligent man-slaughter | 0 | 0 | 0 |
| Fondling | 2 | 1 | 1 |
| Rape | 0 | 0 | 1 |
| Robbery | 0 | 0 | 0 |
| Aggravated assault | 0 | 0 | 0 |
| Burglary | 0 | 0 | 0 |
| Motor vehicle theft | 0 | 0 | 0 |
| Arson | 0 | 0 | 0 |
| Negligent manslaughter | 0 | 0 | 0 |

Note: Includes all college-owned property contiguous to campus, educational in purpose, or used by students.

| On Campus in Residence Halls | 2016 | 2017 | 2018 |
|-------------------------------------|-------------|-------------|-------------|
| Murder/non-negligent man-slaughter | 0 | 0 | 0 |
| Fondling | 2 | 1 | 1 |
| Rape | 0 | 0 | 0 |

| | | | |
|------------------------|---|---|---|
| Robbery | 0 | 0 | 0 |
| Aggravated assault | 0 | 0 | 0 |
| Burglary | 0 | 0 | 0 |
| Motor vehicle theft | 0 | 0 | 0 |
| Arson | 0 | 0 | 0 |
| Negligent manslaughter | 0 | 0 | 0 |

Note: These statistics are also included in the "On Campus" category.

| On Public Property | | 2016 | 2017 | 2018 |
|------------------------------------|---|-------------|-------------|-------------|
| Murder/non-negligent man-slaughter | 0 | 0 | 0 | |
| Fondling | 0 | 0 | 0 | |
| Rape | 0 | 0 | 0 | |
| Robbery | 0 | 0 | 0 | |
| Aggravated assault | 0 | 0 | 0 | |
| Burglary | 0 | 0 | 0 | |
| Motor vehicle theft | 0 | 0 | 0 | |
| Arson | 0 | 0 | 0 | |
| Negligent manslaughter | 0 | 0 | 0 | |

Note: This category includes crimes reported on public streets, sidewalks, and lots immediately adjacent to campus property. These statistics are not included in the "On Campus" category.

8. The following criminal offenses that manifest evidence of prejudice based on race, religion, sexual orientation, gender, gender identity, disability, national origin, or ethnicity and can be classified as Hate Crimes as prescribed by the Hate Crimes Statistics Act (28 U.S.C. 534) occurred on-campus and on-campus in residence halls from January 1, 2016, through December 31, 2018, and were reported to campus security or local police agencies:

| Hate Offenses on Campus | 2016 | 2017 | 2018 |
|------------------------------------|-------------|-------------|-------------|
| Murder/non-negligent man-slaughter | 0 | 0 | 0 |
| Fondling | 0 | 0 | 0 |
| Rape | 0 | 0 | 0 |
| Robbery | 0 | 0 | 0 |
| Aggravated assault | 0 | 0 | 0 |
| Burglary | 0 | 0 | 0 |
| Motor vehicle theft | 0 | 0 | 0 |
| Arson | 0 | 0 | 0 |
| Negligent manslaughter | 0 | 0 | 0 |

| Hate Offenses in Residence Halls | 2016 | 2017 | 2018 |
|---|-------------|-------------|-------------|
| Murder/non-negligent man-slaughter | 0 | 0 | 0 |
| Fondling | 0 | 0 | 0 |
| Rape | 0 | 0 | 0 |
| Robbery | 0 | 0 | 0 |
| Aggravated assault | 0 | 0 | 0 |
| Burglary | 0 | 0 | 0 |
| Motor vehicle theft | 0 | 0 | 0 |

| | | | |
|------------------------|---|---|---|
| Arson | 0 | 0 | 0 |
| Negligent manslaughter | 0 | 0 | 0 |

Note: The above statistics are also included in the "Hate Offenses on Campus" category.

| Hate Offenses on Public Property | 2016 | 2017 | 2018 |
|---|-------------|-------------|-------------|
| Murder/non-negligent man-slaughter | 0 | 0 | 0 |
| Fondling | 0 | 0 | 0 |
| Rape | 0 | 0 | 0 |
| Robbery | 0 | 0 | 0 |
| Aggravated assault | 0 | 0 | 0 |
| Burglary | 0 | 0 | 0 |
| Motor vehicle theft | 0 | 0 | 0 |
| Arson | 0 | 0 | 0 |
| Negligent manslaughter | 0 | 0 | 0 |

Note: The above statistics are not included in the "Hate Offenses on Campus" category.

9. From January 1, 2016, through December 31, 2018, the following arrests and disciplinary actions/judicial referrals occurred:

| Arrests on Campus | 2016 | 2017 | 2018 |
|----------------------------|-------------|-------------|-------------|
| Liquor law violations | 0 | 0 | 0 |
| Drug abuse violations | 0 | 0 | 0 |
| Illegal weapons possession | 0 | 0 | 0 |

| Arrests in Residence Halls | 2016 | 2017 | 2018 |
|-----------------------------------|-------------|-------------|-------------|
| Liquor law violations | 0 | 0 | 0 |
| Drug law violations | 0 | 0 | 0 |
| Illegal weapons possessions | 0 | 0 | 0 |

Note: These statistics are also included in the "Arrests, On Campus" category.

| Disciplinary Actions/Judicial Referrals on Campus | 2016 | 2017 | 2018 |
|--|-------------|-------------|-------------|
| Liquor law violations | 5 | 2 | 1 |
| Drug law violations | 3 | 7 | 4 |
| Illegal weapons possession | 0 | 0 | 0 |

| Disciplinary Actions/Judicial Referrals in Residence Halls | 2016 | 2017 | 2018 |
|---|-------------|-------------|-------------|
| Liquor law violations | 4 | 2 | 1 |
| Drug law violations | 2 | 7 | 4 |
| Illegal weapons possession | 0 | 0 | 0 |

Note: The above statistics are also included in the "Disciplinary Actions/Judicial Referrals on Campus" category.

Reports of Domestic Violence, Dating Violence, and Stalking Incidents (On Campus)

| | 2016 | 2017 | 2018 |
|-------------------|------|------|------|
| Domestic violence | 0 | 0 | 0 |
| Dating violence | 1 | 0 | 2 |
| Stalking | 2 | 5 | 4 |

Reports of Domestic Violence, Dating Violence, and Stalking Incidents (Student Housing)

| | 2016 | 2017 | 2018 |
|-------------------|------|------|------|
| Domestic violence | 0 | 0 | 0 |
| Dating violence | 0 | 0 | 1 |
| Stalking | 2 | 1 | 2 |

10. There are very limited circumstances in which CCAD may remove reports of crimes that have been deemed "unfounded" by sworn or commissioned law enforcement officials. Such determinations will be made only after a full investigation has occurred and only in circumstances where the crime report is found to be false or baseless. Any findings of unfounded crime reports will be notated in this crime report for the succeeding three years. From January 1, 2016, through December 31, 2018, there were no crime reports that were determined to be unfounded.
11. CCAD does not recognize off-campus student organizations and has no policy for monitoring the activity of such organizations off campus. CCAD does not have any non-campus buildings or property.
12. Unless specifically authorized by the College or otherwise authorized by law, pursuant to the Ohio Revised Code, no student, employee or other persons having business with the college shall knowingly possess, have under the person's control, convey or attempt to convey a deadly handgun or dangerous ordnance, including firearms, explosives, knives, BB guns, paintball guns, martial arts weapons, antiques or other weapons of any kind, on CCAD property. This includes but is not limited to CCAD-owned or -leased buildings and parking lots. Neither shall individuals possess a replica of such items that could be reasonably mistaken for any item listed above. This excludes faculty using replicas in classroom settings in the course of instruction. Violations of this policy will be subject to disciplinary action up to and including suspension, termination of employment, termination of educational standing with the college, and referral to authorities for prosecution.
13. Crime prevention programs and resources will be offered periodically on campus. Programs facilitated by the Student Affairs Division are available to all students, faculty, and staff. Presentation schedules are communicated to students and faculty/staff via CCAD email.
14. Sexual assault includes any physical sexual act directed against another person forcibly, against the victim's will, or when the victim is incapable of giving consent (e.g. when the victim is incapacitated), or when the act constitutes statutory rape. Sexual assault is unacceptable regardless of the prior or current relationship of the perpetrator and the victim. This includes date or acquaintance rape.

Survivors and other students are strongly encouraged to promptly report any alleged sexual assault to a member of the Residence Life staff, the Title IX Coordinator (614.222.4015), the Dean of Students (614.222.3251), campus security (614.222.6165), and/or the Columbus Police Department at 911. A report should be made as soon as possible after the incident, however, reports can be made at any time. Law

enforcement or security personnel who receive such reports will address the survivor's immediate needs and obtain preliminary details so they can ascertain the best way to assist. Emergency health care will be summoned if needed or requested. The survivor will be provided with information about how to seek additional medical care and preserve evidence by not bathing and not throwing away clothing. There are rape crisis centers located in the emergency rooms of Grant Medical Center, Riverside Hospital, and Ohio State Medical Center that are specifically equipped to treat sexual assault survivors. If transportation to any of these facilities is requested, college personnel will assist in providing it. Attending college personnel will also notify the Columbus Police Department and inform the survivor about how to file a police report and/or charges. The decision whether to file, however, rests with the survivor.

Perpetrators of sexual assault will be subject to college disciplinary action up to and including suspension or dismissal from CCAD and referral to authorities for prosecution. Campus disciplinary proceedings may occur before, during, or after pending criminal or civil proceedings for sexual assault charges. When a complaint of sexual assault is filed, the Sexual Misconduct Response Team will execute its policy and procedure as outlined in the Student Handbook. To the extent required and permitted by law, the reporting party and the responding party will be given notice of the outcome of the campus disciplinary hearing on the complaint. CCAD will assist in changing academic and living arrangements as appropriate.

CCAD presents periodic programs primarily through the Student Affairs Division to inform students about how they can prevent being perpetrators or victims of sexual misconduct. These programs involve presentations about the significant role alcohol and other drugs can have in fostering sexual misconduct, ways to promote positive interpersonal relationships and eliminate abusive ones, and enhancing personal safety and health. First-year students are required to complete an online sexual misconduct awareness and prevention program during their first semester at the college. Likewise, employees are required to participate in an online sexual misconduct awareness and prevention program. CCAD also conducts a full array of programs through a coordinated Sexual Assault Awareness & Prevention Month each year. These programs include a statement that CCAD prohibits the crimes of dating violence, domestic violence, sexual assault, and stalking; definitions of the terms in our law enforcement jurisdiction; the definition of "consent" in reference to sexual activity and in our applicable jurisdiction; a description of safe and positive options for bystander intervention; information on risk reduction; and information on CCAD's policies and procedures after a sex offense occurs. Schedules are communicated to students, faculty, and staff via CCAD email, posters, and flyers.

15. CCAD prohibits the unlawful use, possession, distribution, or sale of drugs and alcohol by students and employees on the premises or as any part of the college's activities. The use of alcoholic beverages is permitted at select campus locations by persons of legal age when authorized at college events and in accordance with local and state laws and with proper permits. Possession and usage of alcohol or alcohol containers must comply with the Student Code of Conduct as described in the Student Handbook.
16. Drug and alcohol abuse support is available through the CCAD Counseling office at 614.222.4000. For information on additional off-campus programs, students and employees may contact HandsOn Central Ohio, a local referral agency, at 614.221.2255.
17. Up-to-date information about known sexual offenders living in Franklin County, including the vicinity of the CCAD campus, can be obtained by visiting the Franklin County Sheriff's office website at www.sheriff.franklin.oh.us, and clicking on the Sexual Offender Database link.

18. CCAD utilizes an emergency notification service, "CCAD Alert," which can be used to quickly notify students, faculty, and staff of impending emergencies via phone, email, and/or text messaging. Members of the campus community are automatically registered for the service, however, members must activate specific communication preferences in the CCAD Alert System at <https://www.getrave.com/login/ccad>. Only enrolled students and current employees are able to utilize this system, but each individual can register multiple contact numbers/addresses for their account (including numbers for family and friends). Only authorized CCAD administrators will be permitted to send messages through the system and only in cases where we need campus constituents to take immediate action to protect their safety or in cases of weather emergency.
19. CCAD's Environmental Health and Safety Committee, comprised of faculty and staff, meet periodically to discuss ways to improve the health and safety of our campus facilities and community.
20. A daily crime log is available for public review in the CCAD Safety & Security office. All crimes occurring on campus are written into the log within two days of the crime report.

CCAD 2019 ANNUAL FIRE SAFETY REPORT

Each on-campus student housing facility is equipped with a fire safety system installed by Simplex Grinnell/ Security Corp. Each facility is installed with smoke detectors, sprinkler systems, and fire monitor panels that directly communicate to the Security Corporation Monitoring station and the CCAD security office. Anyone discovering a fire or other safety concerns should contact CCAD security immediately at extension 6165.

CCAD's Director of Safety & Security and Residence Life Staff conduct two fire drills during each semester at each on-campus student housing facility to ensure the system is functioning properly and to educate students and staff about how to safely evacuate a facility in case of a fire or other emergency.

CCAD's Director of Safety & Security and/or the Columbus Fire Department provide life safety training, fire safety inspections, and emergency evacuation drills on an annual basis. Fire and safety training is also available upon request to all on-campus departments.

The CCAD Residence Life Office distributes a notice of the Residential Student Handbook to all building occupants at the beginning of the academic year. The handbook addresses fire safety concerns, as well as evacuation procedures for students living in on-campus housing facilities.

2018 ANNUAL FIRE SAFETY REPORT FOR ON-CAMPUS HOUSING

| Residence Hall | Number of Fires | Injuries | Deaths | Property Damage |
|------------------------------|-----------------|----------|--------|-----------------|
| Design Square Apartments | 0 | 0 | 0 | \$0.00 |
| Schottenstein Residence Hall | 0 | 0 | 0 | \$0.00 |

Evacuation Instructions:

Design Square Apartments

- Evacuate to west parking lot located on N. Grant St. (walk out the west entry doors to that lot)

Schottenstein Residence Hall

- Evacuate to church parking lot on E.Gay St. (walk out main doors and walk across Gay St. to lot)

Helpful Telephone Numbers:

- Emergency at any campus location 911
- CCAD Security Officers 614.222.6165
- Columbus Fire 614.221.2345
- Columbus Police 614.645.4545
- Sheriff's Office 614.525.3333
- Design Square Apartments Front Desk 614.453.2200
- Schottenstein Residence Hall Front Desk 614.222.3240
- Director of Safety and Security 614.222.6172

COLUMBUS COLLEGE OF ART & DESIGN SEXUAL MISCONDUCT POLICY AND REPORTING OPTIONS

Revised November 2019

OVERVIEW

The Columbus College of Art & Design (CCAD) strictly prohibits sexual misconduct of any kind. Furthermore, CCAD is firmly committed to maintaining an educational environment that is free from any form of sex or gender-based harassment, discrimination, or unequal treatment. All incoming students and employees participate in training designed to raise awareness and improve attitudes, behaviors, and knowledge about sexual misconduct. Campus administrators, including residential advisors, security officers, and student affairs staff, receive additional training on how to respond to incidents of sexual misconduct including sexual assault, sexual harassment, relationship violence, and stalking. Additionally, CCAD's bystander awareness and prevention initiative (known as #UOKCCAD) provides a platform for ongoing education and culture-shaping through social media campaigns, speakers, and workshop opportunities. The college believes in zero tolerance for sex or gender based misconduct and all members of the campus community are expected to conduct themselves in a manner that does not infringe upon the rights of others.

TITLE IX COORDINATOR AND SEXUAL MISCONDUCT RESPONSE TEAM

The college's Title IX Coordinator oversees compliance with all aspects of the sex or gender based harassment, discrimination and misconduct policy. The Coordinator reports directly to the President. Questions about this policy should be directed to the Title IX Coordinator.

Anyone wishing to make a report relating to sexual misconduct may do so by reporting the concern to the Title IX Coordinator or another member of the sexual misconduct response team via e-mail, by phone, or in-person:

Name: Chris Mundell

Title: Senior Vice President for Institutional Engagement and Title IX Coordinator

Location/Address: Joseph V. Canzani Center—2nd Floor, 60 Cleveland Ave., Columbus, OH, 43215
614-222-4015

Email: cmundell@ccad.edu

Name: Athena Sanders

Title: Dean of Students, Deputy Title IX Coordinator and Lead Investigator

Location/Address: Loann Crane Center—1st Floor, 112 Cleveland Ave., Columbus, OH, 43215

Phone: 614-222-3251

E-mail: asanders@ccad.edu

In the event that an incident involves alleged misconduct by the Title IX Coordinator, reports should be made directly to:

Name: Lisa Stoneman

Title: Senior Vice President for Administration and Planning

Location/Address: Joseph V. Canzani Center—2nd Floor, 60 Cleveland Ave., Columbus, OH, 43215

Phone: 614-222-3252

E-mail: lstoneman@ccad.edu

WHAT IS SEXUAL MISCONDUCT?

Actions that fall within the category of sexual misconduct include: 1.) Sexual Harassment, 2.) Non-Consensual Sexual Contact, 3.) Non-Consensual Sexual Intercourse (i.e., sexual assault), 4.) Sexual Exploitation, 5.) Stalking, and 6.) Intimate Partner Violence.

SEXUAL MISCONDUCT DEFINITIONS

1. Sexual Harassment is unwelcome sexual, sex-based and/or gender-based verbal, written, online and/or physical conduct.

Anyone experiencing sexual harassment in any CCAD program or department is encouraged to report it immediately to the Title IX Coordinator or their designee. Interim remedies, accommodations, education and/or training will be provided in response.

Sexual harassment may be further disciplined when it takes the form of quid pro quo harassment, retaliatory harassment and/or creates a hostile environment.

A hostile environment is created when sexual harassment is:

- sufficiently severe, or
- persistent or pervasive, and
- objectively offensive so that it:
 - unreasonably interferes with, denies or limits someone's ability to participate in or benefit from educational experiences, employment, social and/or residential programs

Quid Pro Quo Harassment is:

- Unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature
- By a person having power or authority over another constitutes sexual harassment
- When submission to such sexual conduct is made either explicitly or implicitly a term or condition of rating or evaluating an individual's educational [or employment] progress, development, or performance
- This includes when submission to such conduct would be a condition for access to receiving the benefits of any educational [or employment] program

Examples include: an attempt to coerce an unwilling person into a sexual relationship; to repeatedly subject a person to egregious, unwelcome sexual attention; to punish a refusal to comply with a sexual based request; to condition a benefit on submitting to sexual advances; sexual violence; intimate partner violence, stalking; gender-based bullying.

2. Non-Consensual Sexual Contact is:

- any intentional sexual touching,
- however slight,
- with any object or body part
- by a person upon another person,
- that is without consent and/or by force

Examples include: intentional contact with the breasts, buttock, groin, or genitals, or touching another with any of these body parts, or making another touch you or themselves with or on any of these body parts, or any

other intentional bodily contact in a sexual manner.

3. Non-Consensual Sexual Intercourse is:

- any sexual intercourse
- however slight,
- with any object or body part
- by a person upon another person,
- that is without consent and/or by force

Intercourse includes:

- vaginal or anal penetration by a penis, object, tongue or finger, and oral copulation (mouth to genital contact), no matter how slight the penetration or contact.

4. Sexual Exploitation occurs when one person takes non-consensual or abusive sexual advantage of another for their own advantage or benefit, or to benefit or advantage anyone other than the one being exploited, and that behavior does not otherwise constitute one of the other sexual misconduct offenses outlined in this policy.

Examples include:

- Non-consensual digital, video or audio recording of nudity or sexual activity
- Unauthorized sharing or distribution of digital, video or audio recording of nudity or sexual activity
- Engaging in voyeurism
- Going beyond the boundaries of consent (such as letting your friend hide in the closet to watch you having consensual sex)
- Knowingly exposing someone to or transmitting an STI, STD or HIV to another person
- Intentionally or recklessly exposing one's genitals in non-consensual circumstances

5. Stalking is engaging in a pattern of conduct directed at a specific person that is:

- Repetitive and/or menacing and
- would cause a reasonable person to fear for their safety or
- to suffer substantial emotional distress.

6. Intimate Partner Violence is defined as violence or abuse between those in an intimate relationship to each other.

RELATED DEFINITIONS:

Consent for sexual contact is an active state that is clear, knowing, and voluntary through words or actions. Consent is achieved when there is mutually understandable permission regarding willingness to engage in sexual activity or escalate ongoing sexual activity. Silence, in and of itself, cannot be interpreted as consent. Use of alcohol or other drugs can never function to excuse any behavior that violates this definition of consent.

Other important considerations about consent include:

- Consent to any one form of sexual activity cannot automatically imply consent to any other forms of sexual activity
- Previous relationships or prior consent cannot imply consent to future sexual acts
- Consent can be withdrawn once given, as long as that withdrawal is clearly communicated
- Sexual activity with someone that a reasonable person should know to be incapacitated constitutes a violation of this policy

- Incapacitation is a state where someone cannot make rational, reasonable decisions because they lack the capacity to give knowing consent (e.g., to understand the “who, what, when, where, why or how” of their sexual interaction)
- Incapacitation can occur mentally or physically by alcohol or other drug use, or blackout resulting from use of such substances
- This policy also covers a person whose incapacity results from a disability condition, sleep, unconsciousness, or involuntary physical restraint

Force is the use of physical violence and/or imposing on someone physically to gain sexual access. Force also includes threats, intimidation (implied threats) and coercion that overcomes free will or resistance or that produces consent (i.e., “Have sex with me or I’ll hit you. Okay, don’t hit me, I’ll do what you want.”).

Coercion is unreasonable pressure for sexual activity. When someone makes clear that they do not want sex, that they want to stop, or that they do not want to go past a certain point of sexual interaction, continued pressure beyond that point can be coercive.

Retaliation is defined as any adverse action taken against a person participating in a protected activity because of their participation in that protected activity. Retaliation against an individual for bringing an allegation, for supporting a reporting party or for assisting in providing information relevant to an allegation is a serious violation of college policy.

Interim Measures are temporary actions taken by the Title IX Coordinator or designee to foster a safer and more stable environment during ongoing exploration of options, investigation, or after resolution of an allegation of misconduct. Potential measures include:

- No contact orders
- Changes in academic schedule
- Housing adjustments (e.g., moving rooms or buildings)
- Interim suspension
- Limits on the accused individual’s access to campus facilities

No-contact order is a written directive issued by the Title IX Coordinator or designee that prohibits a student from having any form of contact with another student for a designated period of time or indefinitely. No-contact orders are often issued as interim measures during a sexual misconduct investigation process.

Reporting Party is an individual who brings forward an allegation of gender-based discrimination or sexual misconduct.

Responding Party is an individual who is alleged to have committed a violation of the college’s sexual misconduct policy.

Title IX Coordinator is the individual designated to ensure compliance with Title IX by ensuring a fair and equitable process for reporting, investigating, and remedying the effects of sexual misconduct or gender-based discrimination.

Title IX Investigator is an individual designated by the Title IX Coordinator to investigate allegations of sexual misconduct or gender-based discrimination.

REPORTING OPTIONS

All CCAD employees (faculty, staff, and college administrators) are expected to immediately report actual or suspected misconduct to the Title IX Coordinator, though there are some limited exceptions. In order to make informed choices, it is important to be aware of mandatory reporting requirements when sharing information about a concern with faculty or staff. Licensed counselors in the Counseling & Wellness Center (CWC) are the only staff who can maintain confidentiality – meaning they are not required to report actual or suspected discrimination, misconduct, or harassment to appropriate college officials. Other resources exist for a victim to report crimes and policy violations and these resources will take action when an incident is reported to them. The following describes the two reporting options at CCAD:

CONFIDENTIAL REPORTING

On-Campus:

- Counseling & Wellness Center (CWC)

If a reporting party would like the details of an incident to remain confidential, they make speak with one of the licensed mental health professionals within the CWC. These employees will maintain confidentiality except in extreme cases of immediate threat or danger, or abuse of a minor.

Off-Campus:

- Licensed professional counselors (non-CCAD employees)
- SARNCO (Sexual Assault Network of Central Ohio): 614.267.7020
- BRAVO Ohio (Buckeye Region Anti-Violence Organization): 614.294.7867
- Clergy members

FORMAL REPORTING

On-Campus:

- Title IX Coordinator and/or Deputy Title IX Coordinator
- Title IX Investigator(s)
- Safety & Security
- Residential Advisor (RA)
- Administrative Staff (For example: Student Engagement, Career Services)
- Faculty (any faculty member including full-time or part-time/adjunct)

Off-Campus:

- Law enforcement (local jurisdiction is the Columbus Police Department)*

*Reporting to law enforcement is a separate process from making a report with the college and could lead to a criminal investigation and legal proceedings. Survivors can file a report while seeking care at an emergency department and/or may receive assistance by contacting an advocate through the Sexual Assault Response Network of Central Ohio (SARNCO).

DUTY TO INVESTIGATE AND LIMITS OF CONFIDENTIALITY

All college employees have a duty to report, unless they fall under the “Confidential Reporting” section above. CCAD is required by law to investigate allegations of sexual misconduct, whether communicated verbally, in writing, or through third-party report. This obligation may exist regardless of whether the alleged recipient chooses to make a formal report or to participate in the investigation process. The alleged recipient or any other reporting individual may choose not to participate in any investigative action taken by the college. Requests for anonymity, while not guaranteed, will be respected to the greatest extent possible;

however, a request for anonymity may result in conditions that make it difficult for the college to conduct a full and proper investigation.

Reporting parties may want to consider carefully whether they share personally identifiable details with non-confidential employees, as those details must be shared by the employee with the Title IX Coordinator and/or Title IX Investigator(s). Employees must share all details of the reports they receive. Generally, climate surveys, classroom writing assignments, human subjects research, or events such as Take Back the Night marches or speak-outs do not provide notice that must be reported to the Coordinator by employees. Interim measures may result without formal action by the college.

FEDERAL CLERY REPORTING REQUIREMENTS

Certain campus officials – those deemed Campus Security Authorities - have a duty to report sexual assault, domestic violence, dating violence and stalking for federal statistical reporting purposes (Clery Act). All personally identifiable information is kept confidential, but statistical information must be passed along to campus law enforcement regarding the type of incident and its general location (on or off-campus, in the surrounding area, but no addresses are given) for publication in the Annual Crime Statistics Report. This report helps to provide the community with a clear picture of the extent and nature of campus crime, to ensure greater community safety.

Survivors of sexual misconduct should also be aware that college administrators must issue immediate timely warnings for incidents that are confirmed to pose a substantial threat of bodily harm or danger to members of the campus community. The college will ensure that a survivor's name and other identifying information is not disclosed, while still providing enough information for community members to make safety decisions in light of the danger.

OTHER POLICY PROVISIONS

Attempted Violations: In most circumstances, CCAD will treat attempts to commit any of the violations listed in this policy as if those attempts had been completed.

False Reports: The college will not tolerate intentional false reporting of incidents. It is a violation of the CCAD Student Code of Conduct to make an intentionally false report of any policy violation, and it may also violate state criminal statutes and civil defamation laws.

Amnesty for Victims and Witnesses: The CCAD community encourages the reporting of misconduct and crimes by survivors and witnesses. Sometimes, survivors or witnesses are hesitant to report to college officials or participate in resolution processes because they fear that they themselves may be accused of policy violations, such as underage drinking at the time of the incident. It is in the best interests of this community that as many victims as possible choose to report to college officials, and that witnesses come forward to share what they know.

To encourage reporting, the college pursues a policy of offering survivors of misconduct and witnesses amnesty from minor policy violations related to the incident. Sometimes, students are hesitant to offer assistance to others for fear that they may get themselves in trouble (for example, a student who has been drinking underage might hesitate to help take a sexual misconduct survivor to college authorities). The college pursues a policy of amnesty for students who offer help to others in need. While policy violations cannot be overlooked, the college will provide educational options, rather than punishment, to those who offer their assistance to others in need.

Parental Notification: CCAD reserves the right to notify parents/guardians of dependent students regarding any health or safety risk, change in student status or conduct situation, particularly alcohol and other drug violations. The college may also notify parents/guardians of non-dependent students who are under age 21 of alcohol and/or drug policy violations. Where a student is non-dependent, the college will contact parents/guardians to inform them of situations in which there is a significant and articulable health and/or safety risk. The college also reserves the right to designate which campus officials have a need to know about individual conduct reports pursuant to the Family Educational Rights and Privacy Act (FERPA).