

## Midland University Safety and Security Report 2020

Thank you for taking the time to review this document. Midland University is a tight-knit community that cares deeply for its community members' safety and security. This document has been prepared in an effort to inform our campus community of ways the University is working hard to ensure all members are aware of safety issues that may affect them and understand how each individual can take part in a safer campus. The following report is in full compliance with federal mandate, specifically, *The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics*, also known as the Clery Act. This Act requires colleges and universities to collect specific safety and security information and prepare, publish and distribute this information annually to faculty, staff and students.

The Assistant Director of Student Leadership and Residence Life with the Vice President, Finance and Administration are responsible for preparing and distributing this report. We work with a number of other Midland Departments and outside agencies such as Safety and Security, Residence Life, and the Fremont Police Department to gather this information.

### Campus Notifications

#### Emergency Response and Evacuation Procedures

Midland University is committed to providing a safe learning, living, and working environment for students, faculty and staff and recognizes the importance of quick and effective communication during an emergency situation. For this reason, Midland University has an emergency alert communication system "Midland Alert", which is designed to give students, faculty and staff immediate access to emergency announcements, notifications and updates. Messages received can cover a range of topics, including security or safety threats, evacuations, weather-related announcements, site/building closures and delayed or early closings. Those registered for the service will automatically receive all university emergency notifications.

The University has pre-enrolled the email address of Midland community members with the service, plus a cell phone contact if one exists in our database. The Midland email address and primary cell phone number provided to the University automatically remains enrolled in the Midland Alert system. Our system's success is dependent on the community receiving timely alerts. For this reason, campus community members are strongly encouraged to provide the most up-to-date cell phone contacts to the Registrar's Office so that they can receive messages at their e-mail addresses and/or on their cell phones. The Midland Alert database is updated regularly from Midland's primary data systems. Students and employees who leave the University will be removed from the Midland Alert system at the next scheduled update of the Midland Alert database.

Midland Alert is the result of a partnership with Send Word Now, the leading provider of on-demand alerting and response services for both emergency and routine communication. The campus alert system is administered by the Offices of Information Technology and Communications; however, several Midland departments are involved in the project. Only the following Midland University authorized representatives can activate the Emergency Response and Evacuation System:

- Vice President for Enrollment Management and Marketing, 1<sup>st</sup> Floor Anderson Complex - (402)941-6141
- Vice President of Finance & Administration, 1<sup>st</sup> Floor Anderson Complex – (402)941-6102
- Chief Information Officer, Luther Library – (402)941-6270
- President of Midland University, 1<sup>st</sup> Floor Anderson Complex – (402)941-6142
- Vice President for Student Affairs Office, 2<sup>nd</sup> Floor Olson Student Center – (402)941-6400

Once an emergency is brought to the attention of the University and is confirmed by appropriate University official(s), University personnel will determine the severity of the situation. University personnel will gather on-campus or by phone through communication from Midland Alert to assess the present emergency situation and follow through with communication to the appropriate campus community members including: if there is a need to notify the campus, the content of any needed notification message(s), the recipients of the message(s) (i.e. all students, students living in a particular building, faculty, staff, etc.), and when the notification system will be initiated to share the agreed upon message. If the emergency does not allow time for meeting, the President, Vice President for Student Affairs and/or the Vice President of Finance and Administration will determine the need for a campus-wide alert.

The other primary method of communicating about safety-related emergencies will be the Midland web site ([www.midlandu.edu](http://www.midlandu.edu)). Depending on the situation, various communication outlets are used, including, but not limited to, email, voicemail, website postings, radio and television broadcasts, and personal contact. In an emergency, a variety of these outlets, as well as the text message alert system, will likely be used. The University will take into account the safety of the community and without delay notify the appropriate individuals, unless it will compromise efforts to assist victims or to contain, respond to or otherwise mitigate or interfere with emergency efforts.

Loved ones of our campus community members are reminded the importance of keeping telephone lines open during an emergency situation. For this reason, they will be notified in a timely manner of an emergency situation on campus through website updates. The main university website ([www.midlandu.edu](http://www.midlandu.edu)) will be the primary source of follow-up information during an emergency. As soon as additional information is available, it will be reflected on the university web site.

### Timely Warnings

Midland University understands the importance of campus community member awareness of any threats that pose a risk to the campus community's safety and security (i.e., outbreak of serious disease, chain of specific crimes, etc.). Similar to the protocol of emergency responses and evacuation procedures, the aforementioned designated University officials will be responsible for providing timely notification under certain circumstances to the campus community in compliance with the Clery Act to assist in preventing similar crimes. These circumstances are:

1. Murder and non-negligent manslaughter
2. Negligent manslaughter
3. Sexual assault including rape, fondling, incest and statutory rape
4. Robbery
5. Aggravated Assault
6. Burglary
7. Motor Vehicle Theft

8. Arson
9. Hate crimes
10. VAWA crimes, which includes incidents of dating violence, domestic violence and stalking.
11. Arrests and referrals for disciplinary action for weapons; drug abuse violations; and liquor law violations.
12. Any other offense University officials determine beneficial for the campus community to know.

## **Crime Reporting**

### Reporting Crime and Confidentiality

To report a crime, campus community members should contact Midland Safety and Security at (402) 941-6444. Any suspicious activity or person seen in the parking lots or loitering around vehicles, inside buildings or around the Residence Halls should be reported to the Office of Safety and Security. In addition, you may report a crime to the following University officials:

- Vice President for Student Affairs – (402) 941-6400
- Director of Counseling – (402) 941-6027
- Director of Student Health – (402) 941-6450
- Director of Campus Ministries – (402) 941-6205

Victims or witnesses to crime may report on a voluntary, confidential basis for inclusion in the annual security report at any time by contacting any one of the aforementioned University officials above. Midland University takes victim confidentiality very seriously. For this reason, campus authorities do not include personally identifying information about the individuals involved in crimes reflected in the statistics or on the daily crime log. The purpose of a confidential report is to comply with your wish to keep the matter confidential, while taking steps to ensure the future safety of yourself and others. With such information, the University can keep accurate records regarding the number of incidents involving students, determine where there is a pattern of crime to a particular location, method, or assailant, in addition to alerting the campus community of potential danger.

Reports filed in this manner are counted and disclosed in the annual crimes statistics for the institution. Additionally, pastoral and professional counselors are encouraged to, if and when, they deem it appropriate, inform the persons they are counseling of any procedures to report crimes on a voluntary, confidential bases for inclusion in the annual disclosure of crime statistics.

## **Crime Prevention**

### Safety and Security Department

To assist with community safety, a watchful presence is provided by Midland's Safety and Security department. Midland University maintains a campus security force staffed by students and trained professionals. The security officers have no official arrest powers. Any arrests are made by city, county or state law enforcement officers. Students and staff may contact the appropriate authorities directly or security will make contact on behalf of the university or individuals involved if considered necessary or

requested. Students and staff are made aware of the services offered by campus security through the student and staff handbooks and annual orientation sessions for new students. Midland takes any reported criminal action or other emergency as an event which must be responded to promptly. The University does rely on law enforcement authorities to investigate criminal actions and to assist with emergencies as necessary. Campus security personnel have civil enforcement authority only. They do, however, work closely with the Fremont Police Department should assistance be required.

Contact Midland's Safety and Security (402-941-6444) for immediate assistance. Among other things, students may call officers to provide escort service across campus. Midland encourages individuals to also report any crime accurately and promptly. Please notify Midland's Safety and Security: if you are the victim of a crime; to report a crime; to report a traffic accident on campus; or if you have information that would aid in solving a crime. If you are reporting an emergency situation, you should call 911 (or 9911 if from a campus phone). Fremont's 911 emergency phone systems allow you quick access to police, fire and rescue units.

Officers patrol the campus and are always on alert for potential problems. Officers provide a first line of defense with an intercept capability and a visible deterrence. A security escort service is available to all campus members upon request. Security officers will accompany those who request this service to their residence halls, parked cars, or other campus destinations. Security personnel respond to security escort requests anytime someone is apprehensive about walking alone.

### Programming

Crime prevention materials and educational programs, including programs to promote the awareness of dating violence, domestic violence, sexual assault and stalking, are offered throughout the academic year. These programs are open to the entire campus community. Information on campus safety and security is also shared during the orientation process at early registration and during new faculty orientation.

Midland University strives to educate the campus community of a variety of topics so students and employees develop sound safety habits. Below is a list of educational programs offered throughout the academic year.

**Active Shooter Awareness:** Midland University aims to enhance preparedness through a "whole community" approach by providing training to Students, Faculty, and Staff. Local Law Enforcement Officers come to campus with a training presentation on how to survive an active shooter event.

**AED/CPR/First Aid Training:** This hands-on skills training prepares members of the Midland Community to respond to medical emergencies. It also teaches the skills and knowledge needed to provide care for victims of sudden cardiac arrest through the safe use of an automated external defibrillator (AED). AED's are located in every Residence Hall on campus, and other designated areas.

**Alcohol Prevention Programs:** Throughout the year various residence halls host different programs related to Alcohol Prevention. The staff make bulletin boards, fliers, and had group

discussions around alcohol prevention. These activities involved fliers (provided by the Office of Student Affairs) to bring awareness to the Good Samaritan Law for underage drinking that passed in Nebraska in the fall of 2015. This law states minors will not be persecuted for calling 911 if they suspect a friend is suffering from alcohol poisoning and requires medical assistance.

**Behind Closed Doors:** Through role-playing, participants in the Behind Closed Doors Sessions will learn how to put their current knowledge of policies and procedures into action. Confronters will practice mediation skills and crisis response skills while keeping in mind the identity of those they may be confronting.

**Bystander Intervention:** Empowers and mobilizes participants to recognize, intervene, prevent and/or stop inappropriate comments, actions, and behaviors. The whole campus community plays a valuable role in preventing acts that violate the basic dignity of an individual.

The goals of bystander intervention training are to:

- Raise awareness of helping behaviors
- Increase one's motivation to help
- Develop skills and confidence when responding to problems or concerns
- Ensure the safety and well-being of self and others

**Community Policing:** The Director of Safety and Security meets with members of Midland University staff and students as a way to provide crime prevention and safety information and to hear the concerns from members of the University.

**Emergency Preparedness Training:** Training is essential to ensure that everyone knows what to do when there is an emergency or disruption of business operations. Everyone needs the training to become familiar with protective actions for life safety. This training provides our students with hands-on training on how to shelter in place, and how to safely evacuate in case of emergencies.

**Safety Tips:** The Office of Safety and Security sends a Safety Tip throughout the year out to students via email. Safety Tips are also periodically posted on monitors located around campus. Different topics are picked throughout the year that are deemed appropriate at the time of posting.

**Sex Offenses, Domestic and Dating Violence, and Stalking Training:** Comprehensive education and prevention programs that inform the University community about the risks and myths that contribute to sexual assaults, domestic violence, dating violence, and stalking. These training sessions are the primary prevention and awareness programs for all incoming students and staff to Midland University. They learn about University procedures, why these crimes are important to report, and the availability of medical, counseling, and support services, and alternative remedies such as housing and academic accommodation, and University disciplinary sanctions for those who commit sexual assault, domestic violence, dating violence, and stalking.

## Security of Facilities

The residence halls at Midland are secured 24 hours a day by means of an electronic security system. Residents gain entry to the halls with their personal proximity key. Campus Security personnel have access to substantially all areas of the campus including residence halls and individual student rooms. Midland does, however, respect and seek to ensure privacy of students living in its residence halls. Arbitrary room searches by anyone are prohibited; however, procedures for appropriate searches are outlined in the Student Handbook (available on the MU website).

## Facility Safety Maintenance

Landscaping on campus is maintained by trimming trees and bushes to enhance safety and security. Ongoing checks of campus safety features are conducted daily by Safety and Security and Residence Life Staff. Any security and safety risks, such as broken glass, deficient fire equipment, broken lock on doors, or lightbulb burnouts are reported to the Facilities Department and repaired immediately. We encourage community members to report any malfunctioning lights to helpdesk@midlandu.edu.

## **Conduct Policies and Procedures**

### Disciplinary Review Process

Midland University regards students as adults and as such, students are expected to take responsibility for their behavior. Midland University as a higher education institution largely views the disciplinary review process as a learning experience for students. The Vice President for Student Affairs or his/her designee typically reviews disciplinary cases.

Any member of the University community may file a complaint against a student for alleged violations of Student Expectations. A complaint shall be prepared in writing and directed to the appropriate Student Affairs staff member. A complaint should be submitted as soon as possible after the event takes place.

A Student Affairs staff member will contact the accused student and facilitate a meeting to discuss the complaint. Attempts should be made to schedule this meeting within two (2) class days following initial contact with the accused student.

At the meeting the violation(s) allegedly committed by the student shall be presented to the accused. Once the staff member has been presented with information regarding the alleged violation and the response of the accused student, the staff member has two primary options:

- 1) Find the accused student was not responsible for violating the Student Expectations.
- 2) Find the accused student was more likely than not, responsible for violating the Student Expectations and determine an appropriate sanction(s) for the student.

Please note that, at the discretion of the Vice President of Student Affairs, an incident may be referred to the Conduct Committee or a higher authority for consult or disposition for the purpose of conducting the Disciplinary Review Process.

Following the determination of the outcome, an email will be sent to the accused student usually within five (5) class days.

A record shall be kept of all Disciplinary Process meetings. The record shall be the property of the University.

If an accused student, with notice, does not appear before the appropriate Disciplinary Review entity, the information in support of the charges shall be presented and considered even if the accused student is not present, and the accused student gives up his/her right to appeal the finding(s) and sanction(s).

#### Disciplinary Review Sanctions

In most cases, and as part of the educational process, some form of disciplinary/learning sanction(s) will be assigned to students responsible for violating any of the Student Expectations. Although the following is not an exhaustive list of sanctions, it does provide examples of sanctions that may be assigned:

- 1) Written warnings
- 2) Learning projects
- 3) Service to the community
- 4) Restitution
- 5) Monetary fines
- 6) Assessment
- 7) Referral for prosecution
- 8) Restrictions
- 9) Disciplinary probation
- 10) Residence hall suspension
- 11) Residence hall expulsion
- 12) Interim suspension
- 13) Suspension
- 14) Withholding a degree
- 15) Expulsion
- 16) Social Probation

Please note there may be specific minimum sanctions for certain policy violations.

#### Alcohol Policy

Midland University prohibits the unlawful and/or on-campus use/possession/association with/of alcohol and paraphernalia.

As an academic institution, Midland University prioritizes the alleviation of the problem of underage and irresponsible alcohol use. However, Midland University is subject to the same local, state and federal laws that govern all citizens, including those laws concerning the use, sale and possession of alcohol. Therefore, engaging in such illegal action will be subject to a disciplinary procedure. In addition, the University will cooperate with civil authorities in dealing with violations of these laws, and the University's disposition of individual cases does not preclude criminal prosecution in accordance with federal and/or state laws.

It is to be noted that being present in an environment where alcohol is being used illegally and/or in violation of Midland University policy constitutes grounds for disciplinary action. The University prefers to prevent alcohol and drug abuse through educational opportunities offered throughout the year. A

listing of local evaluation, counseling, and rehabilitation agencies and resources is available from Student Affairs.

### Alcohol Violations

Violations of the Alcohol Policy will be referred to Student Affairs for action. The Vice President for Student Affairs or his/her designee will refer the student allegedly committing a violation for review by the appropriate Student Affairs staff. Student violations occurring in the Residence Hall may be referred to the Vice President for Student Affairs and/or the respective trained residence life professional. Individuals not of the Midland University community who violate this policy may be restricted from the campus for a minimum period of one semester up to and including indefinitely, depending on circumstances. Midland University's Alcohol Policy does not authorize or condone the use of alcohol at events sponsored by student organizations on or off campus. However, any student organization that sponsors an event, on or off campus, where alcohol is provided and/or made available, even through a third party vendor, must seek prior approval from the Office of Student Affairs and understand the organization may be held responsible for the event and related participation under the laws of the state of Nebraska as well as the Midland University Student Expectations. Midland University reserves the right to review and/or investigate such activities and, if appropriate, consider judicial action.

The Office of Student Affairs offers assistance to student organizations in developing educational and social events, and organizations are encouraged to utilize these resources. The use, possession, sale, or distribution of alcohol by any student organization is prohibited under all circumstances in any activity associated with initiation, induction, or new member induction.

### Illegal Drug Policy

Midland University prohibits the unlawful use/possession/association with/of illegal drugs and paraphernalia.

As an institution of higher education, Midland University prioritizes the eradication of illegal drug use. Midland University is subject to the same local, state, and federal laws that govern all citizens, including those laws concerning the use, sale, and possession of drugs. Therefore, engaging in such illegal action will be subject to disciplinary procedure. In addition, the University will cooperate with civil authorities in dealing with violations of these laws, and the University's disposition of individual cases does not preclude criminal prosecution in accordance with federal and/or state laws.

It is to be noted that any amount of illicit drugs, residue from illicit drugs, and/or paraphernalia present on campus constitutes a violation. Abuse of prescription or over the counter drugs may constitute grounds for required counseling, education, and/or disciplinary action. In addition, being present in an environment where substances are being used illegally constitutes grounds for disciplinary action. The University prefers to prevent drug abuse through educational opportunities offered throughout the year. A listing of local evaluation, counseling, and rehabilitation agencies and resources is available from Student Affairs.

## Drug Violations

If a student commits a first violation on campus and is found responsible through review, or is convicted of a drug-related offense off campus following admission to Midland University, the student may be suspended for the remainder of the semester in which the instance occurred, which could mean loss of all credits for that semester, may be suspended for the next full semester thereafter, and may be permanently expelled from the University. The student may be restricted from the residence halls, campus, and classes. An evaluation with appropriate counseling from a certified/licensed agency/professional may be required. Documentation of the evaluation and recommendations may be requested by Student Affairs. The student must pay for all costs incurred.

If a student commits a second violation, on or off campus, the student will likely be suspended for the remainder of the semester in which the instance occurred and may lose academic credits for that semester due to the inability to complete academic work, may be suspended for two full semesters thereafter, or may be permanently expelled from the University.

## Violence Against Women Reauthorization Act of 2013 (VAWA) and Sexual Assault Offenses

Midland University strictly prohibits and will not tolerate crimes of dating violence, domestic violence, stalking, and sexual assault as they are defined for purposes of the *Clery Act*.

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

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

**Stalking:** Engaging in a course of conduct directed at a specific person that would cause a reasonable person to Fear for the person's safety or the safety of others; or Suffer substantial emotional distress.

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

**Consent:** Positive cooperation in the act or expressing intent to engage in the act. The person must act freely and voluntarily and have knowledge of the nature of the act involved. A person

who is giving consent cannot be under the influence of drugs or alcohol, unconscious, passed out, coming in and out of consciousness, or have a disability or disorder that would impair his/her understanding of the act. Silence or lack of active resistance does not imply consent. Past consent does not imply future consent. The presence or absence of consent is based on the totality of the circumstances.

Offenders may be subject to appropriate campus adjudication processes, disciplinary action, and/or criminal proceedings. Midland utilizes procedures that provide prompt, fair, and impartial investigation and resolution in cases involving domestic violence, dating violence, stalking and sexual assault. Services are available to students, faculty, and staff who experience domestic violence, dating violence, instances of stalking and sexual assault. In these situations, the University is committed to providing crisis intervention measures for students, faculty, and staff, as well as appropriate administrative response for the complainant and respondent; referring individuals to criminal authorities; and educating and promoting discussion on interpersonal abuse and violence issues. The University's process does not preclude adjudication under state law. Midland University prohibits retaliation by its officers, employees, students, or agents against a person who exercises his or her rights or responsibilities under any provision federal or state law.

#### VAWA and Sexual Assault Prevention and Response

Midland University provides opportunities to educate the student community about VAWA and sexual assault through academic resources, extracurricular activities, residential life programming, and other events. Literature on VAWA and sexual assault education, risk reduction, and University response is available through Student Health or the Student Affairs Division. Additionally, under Clery Act compliance, Midland University provides information on where to find a registration list of sex offenders online at <https://sor.nebraska.gov>.

When a victim contacts the Office of Safety and Security or Student Affairs department, the Vice President for Student Affairs is notified and the student or employee is provided a written explanation of their rights and options regardless of whether the offense occurred on or off campus. The victim may choose for the investigation to be pursued through the criminal justice system, the University discipline system, both systems, or neither system. Additionally, a victim of an *alleged* crime will receive options for, available assistance in, and how to request changes to academic, living, transportation and working situation accommodations. The institution will make such accommodations if they are deemed reasonable, including protective measures by the Vice President of Student Affairs upon the victim's request. Accommodations may include but are not limited to:

- orders of protection by the institution
- on-campus security escorts
- modifications to academic requirements or class schedules
- changes in on-campus living or working situations

A University representative will guide the victim through the available options and support the victim in his or her decision.

Counseling options are available from the Midland University Offices of Counseling or Student Health. Counseling and support services outside the University can be obtained through the Fremont Police Department, Fremont Health, or the Bridge. The contact information of these services is available from

the Student Affairs Department located on the 2nd floor of the Olson Student Center, by calling (402)941-6404 or emailing [studentaffairs@midlandu.edu](mailto:studentaffairs@midlandu.edu).

University disciplinary proceedings, (timeline clarification and notifications) as well as guidelines for cases involving VAWA and sexual assault are addressed in the Student Handbook found on the Midland University website ([www.midlandu.edu](http://www.midlandu.edu)). The Handbook provides general case guidelines with the University's disciplinary proceedings for the victim and the accused individual (applicable to current students at Midland University). Hearings will always be conducted by officials that do not hold a conflict of interest or bias for or against the accuser of the accused within two business days. Depending upon the sensitivity of the case, a victim(s) and the accused individual(s) may be allowed to have an advocate present during the disciplinary proceeding; however, advocates are only allowed to be present for support to the individual not to be a vocal participant of the conversation and/or proceedings and need to maintain the confidentiality of the case's information. Victim(s) and accused individual(s) will need to notify the Vice President for Student Affairs or his/her designee of his/her request to have an advocate present during disciplinary proceedings 24 hours prior to the proceedings. The outcome of the hearing will be determined using the evidence standard "beyond a reasonable doubt".

Both the victim and accused will be informed of the general outcome of the hearing. A student found responsible for violating the University's VAWA and/or sexual assault policy may be suspended or expelled from the University for the first offense and could be criminally prosecuted.

If you are a victim of a crime, your first priority should be to get to a place of safety. You should then obtain necessary medical treatment.

The Office of Safety and Security strongly advocates that a victim of sexual assault report the incident in a timely manner. The medical condition of the victim is the first priority and time is a critical factor for collection and preservation of evidence.

Any sexual assault should be reported directly to a Student Affairs staff member or a Safety and Security officer. A victim may choose to file a police report with the appropriate law enforcement officials; however, this does not obligate the victim to prosecute. Filing a police report will:

- 1) Ensure that a victim receives the necessary medical treatment and tests.
- 2) Provide the opportunity for collection of evidence helpful in prosecution, which cannot be obtained later (for example, ideally a victim of sexual assault should not wash, douche, use the toilet, or change clothing prior to an examination).
- 3) Assure the victim has access to free confidential counseling from counselors specifically trained in the area of sexual assault crisis intervention.

### Missing Student Notification

Every student residing on campus has the option to register a confidential contact person in the Student Affairs Office (2nd Floor Olson Student Center) to be notified in the case that the student is determined to be missing and that only authorized campus officials and law enforcement officers in furtherance of a missing person investigation may have access to this information. If an individual believes a student has

been missing for 24 hours, he/she should notify Campus Safety and Security (2nd floor OSC) at (402)941-6444 or Student Affairs Office (2nd floor OSC) at (402)941-6404. Law enforcement officers will be contacted for all missing person investigations regardless of whether or not the particular student registered a contact person with the Student Affairs Office (2nd floor Olson Student Center). If there are various circumstances warranting the implementation of this protocol to be sooner than 24 hours, the University will make this decision in conjunction with local law enforcement officials. For students under the age of 18 and not emancipated, parents/guardians will be notified immediately.

If the missing student resides on-campus, the University will work with local law enforcement to determine if the incident occurred on campus. If law enforcement professionals believe the incident occurred on campus, an all-campus email will be sent out notifying the campus of the current situation and the safety precautions members should take to protect themselves and the community. The University will then work with local law enforcement to provide a secure presence of safety and security officials. If law enforcement professionals have information or determine the missing student was abducted away from the university campus and there is no direct correlation to the University, notification will still be sent; however, safety procedures and practices will be determined depending on the individual case.

### **Crime Statistics**

In compliance with the Clery Act, Midland University publishes statistics of all the crimes mentioned under the “Timely Warnings” section of this report as well as in these four general categories:

- Criminal Offenses-Criminal Homicide, including Murder and Non-Negligent Manslaughter, and Manslaughter by Negligence, Sexual Assault, including Rape, Fondling, Incest and Statutory Rape; Robbery; Aggravated Assault; Burglary; Motor Vehicle Theft; and Arson.
- Hate Crimes-Any of the above-mentioned offenses, and any incidents of Larceny-Theft, Simple Assault, Intimidation, or Destruction/Damage/Vandalism of Property that were motivated by bias;
- VAWA Offenses—Any incidents of Domestic Violence, Dating Violence and Stalking. (Note: Sexual assaults are covered by Criminal Offense reports.)
- Arrests and Referrals for Disciplinary Action for Weapons-Carrying, Possession, etc. Law Violations, Drug Abuse Violations and Liquor Law Violations.

The following reported crime statistics include crimes that occurred (1) on Midland University’s campus, (2) on public property within or immediately adjacent to campus, and (3) in or on non-campus buildings or property that Midland owns and/or controls. Any questions regarding these statistics should be directed to Midland University’s Campus Safety and Security Department.

Offense	Location	2018	2019	2020*
Aggravated Assault	On Campus	3	0	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0
Arson	On Campus	0	0	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0
Burglary	On Campus	2	0	2
	Residence Halls	2	0	1
	Non-Campus	0	0	0
	Public Property	0	0	0
Manslaughter-Negligent	On Campus	0	0	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0
Murder/Non-Negligent Manslaughter	On Campus	0	0	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0
Motor Vehicle Theft	On Campus	0	1	1
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0
Robbery	On Campus	0	0	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0

Offense	Location	2018	2019	2020*
Sex Offense (Rape)	On Campus	0	0	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0
Sex Offense (Fondling)	On Campus	0	0	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0
Sex Offense (Incest)	On Campus	0	0	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0
Sex Offense (Statutory Rape)	On Campus	0	0	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0

## Reported Hate Crimes

Offense	Location	2018	2019	2020*
Larceny-Theft	On Campus	0	0	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0
Simple Assault	On Campus	0	0	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0
Intimidation	On Campus	0	0	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0
Destruction/Damage/Vandalism of Property	On Campus	0	1	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0

**ARRESTS**

Offense	Location	2018	2019	2020*
Liquor Law Violations	On Campus	0	0	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0
Drug Law Violations	On Campus	3	0	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0
Illegal Weapons Possessions	On Campus	0	0	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0

**REFERRED FOR DISCIPLINARY ACTIONS/NON-ARRESTS**

Offense	Location	2018	2019	2020*
Liquor Law Violations	On Campus	102	98	56
	Residence Halls	99	98	56
	Non-Campus	0	0	0
	Public Property	0	0	0
Drug Law Violations	On Campus	21	13	3
	Residence Halls	16	11	3
	Non-Campus	0	0	0
	Public Property	0	0	0
Illegal Weapons Possessions	On Campus	0	0	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0

**VAWA ACT (Violence Against Women Act)**

<b>Offense</b>	<b>Location</b>	<b>2018</b>	<b>2019</b>	<b>2020*</b>
Dating Violence	On Campus	2	0	2
	Residence Halls	2	0	2
	Non-Campus	0	0	0
	Public Property	0	0	0
Domestic Violence	On Campus	0	0	0
	Residence Halls	0	0	0
	Non-Campus	0	0	0
	Public Property	0	0	0
Stalking	On Campus	0	0	1
	Residence Halls	0	0	1
	Non-Campus	0	0	0
	Public Property	0	0	0

\*The year of 2020 resulted in the Pandemic of Covid-19/Coronavirus. Midland University went fully online on March 9<sup>th</sup>, 2020. During this time frame, students were not on campus until the next academic year.

# Midland University Annual Fire Safety Report

There are many systems, policies and procedures in place to enhance fire safety at Midland University. Fire Safety and Prevention is led by the Residence Life, Facility Management and Safety and Security Departments. These departments work closely with the State of Nebraska Fire Marshall's Office to ensure complete compliance with state regulations. This report aims to provide information to build a culture of safety and preparedness on campus as well as meet legal requirements set forth by the Higher Education Opportunity Act. For further information or questions pertaining to this information found in this report, please call the Student Affairs Department at (402) 941-6404.

## Fire Safety Equipment

Fire and Safety Equipment including alarms, fire extinguishers, fire doors, sprinklers, and hard-wired smoke detectors with battery backup are present in all residence halls and non-residential campus buildings for the protection of all community members. Individuals are asked to know the location of all such equipment. Residential students have emergency evacuation routes on the interior part of their room door within the traditional residence halls. Midland University completed improvements to fire safety equipment in 2014 and it has been determined there are no needed improvements at this time.

*Beegle Hall* - Smoke detectors are located in all residents' rooms, all common areas, and storage areas. The building has self-closing doors, a fire sprinkler system, fire extinguishers in designated areas, safety lighting and an ansul system for the range hood in the kitchen.

*Benton Hall* - Smoke detectors are located in all residents' rooms, all common areas, and storage areas. Fire extinguishers in designated areas, safety lighting and self-closing doors are in this building.

*Gunderson Hall* - Smoke detectors are located in all residents' rooms, all common areas, and storage areas. Fire extinguishers in designated areas, safety lighting, and self-closing doors are in this building.

*Augustine Hall* - Smoke detectors are located in all residents' rooms, all common areas, and storage areas. The building has a fire panel, fire sprinkler system, fire extinguishers in designated areas, safety lighting, and the kitchen hood has an ansul system.

*Apartments (Atchison & Lund)* – These buildings have a fire panel, fire sprinkler system smoke detectors in all resident's rooms. The building has fire extinguishers in designated areas, safety lighting, and self-closing doors.

*Apartments (Olson Village)* – These buildings have fire panels, smoke detectors located in all residents' rooms and all common areas. The building has fire extinguishers in designated areas, safety lighting and self-closing doors.

*Miller Hall* - This building has a fire panel, fire sprinkler system smoke detectors in all resident's rooms and common areas. The building has fire extinguishers in designated areas, safety lighting, and self-closing doors.

## Annual On-Campus Housing Fire Safety Systems

Facility	Fire Alarm Monitor System	Alarm Strobe Lighting	Sprinkler System	Hard-Wired Smoke Detection	Audio Alarm	Fire Extinguisher Devices	Evacuation Plans & Placards	Number of Evacuation (Fire) Drills in 2020
940 E. 9 <sup>th</sup> St.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	1
841 E. 10 <sup>th</sup> St.	Yes	Yes	No	Yes	Yes	Yes	Yes	1
840 E. 10 <sup>th</sup> St.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	1
820 N. Logan St.	Yes	Yes	No	Yes	Yes	Yes	Yes	1
825 N. Lincoln Ave.	No	No	No	Yes	No	Yes	Yes	2
1445 E. 9 <sup>th</sup> St.	No	No	No	Yes	No	Yes	Yes	2
1435 E. 9 <sup>th</sup> St.	No	No	No	Yes	No	Yes	Yes	2
830 E. 8 <sup>th</sup> St.	Yes	Yes	Yes	Yes	Yes	Yes	Yes	1

\*The year of 2020 resulted in the Pandemic of Covid-19/Coronavirus. Midland University went fully online on March 9<sup>th</sup>, 2020. During this time frame, students were not on campus until the next academic year. Due to this, we were unable to fulfil the fire drill requirements for the Spring Semester of 2020, however, we met the requirements in the Fall Semester of 2020 for all of the Residence Halls.

### Fire Sprinkler Systems

Residence halls Midland University are protected by automatic fire sprinkler systems. A fire sprinkler system is an active fire protection measure, consisting of a water supply system, providing adequate pressure and flow-rate to a water distribution piping system, onto which fire sprinklers are connected. Each sprinkler head has a glass tube, which can be broken by a blow or intense heat.

### Fire Alarm Systems

All residence halls have automatic fire alarm systems to alert residence hall students should a fire occur. These systems typically consist of manual pull-boxes located near exit doors and in corridors, with smoke detector systems in corridors and common areas. Single-station, hard-wired smoke detectors are installed in all residence halls rooms as well.

### Fire Extinguishers

Multi-purpose ABC fire extinguishers are located throughout all the university buildings and residence halls for use by the occupants on most types of small fires. Midland University contracts with Total Fire & Security to come in and inspect each fire extinguisher annually to make sure they

are working properly. Residence Life staff ensure fire extinguishers are present in all designated areas and are in working order.

### **Emergency Lighting Systems**

All residence halls are provided with emergency lighting systems, which activate if primary power is lost. These emergency lighting systems can be found in hallways and exit stairwells.

### **Fire Doors**

Stairwell fire doors should be kept closed at all times. During a fire the stairwells will provide a place of refuge and will protect individuals during their escape from the building. If the fire doors are left open, the stairwells will act as chimneys, rapidly spreading the fire and smoke throughout the building.

## **Fire Policies and Procedures**

### **Fire Preparedness Education**

Safety and Security officers are trained in the various fire extinguishers and their purpose, as well as, how to operate a fire extinguisher. They are responsible for educating students on the proper fire reporting and evacuation policies. Residential staff members receive training on the following protocol when assisting with a fire alarm:

1. Assume all alarms are real fires.
2. Exit the building. Encourage everyone to leave as you exit the building.
3. Call 911 then call the Duty Phone at (402) 720-9091.
4. Go to designated staff meeting area where roll call will be completed.
5. Call Security (402) 941-6444.
6. Perform crowd control around the building to ensure students do not enter/re-enter the building.
7. Wait until firefighters arrive to clear the building for staff to re-enter – the alarm should be left on throughout this process.

False fire alarms and tampering with fire safety equipment may result in a minimum fine of \$250. The identified person responsible or the appropriate community member(s) will be assessed the monetary charge. Accidental alarms will also be subject to similar and/or additional sanctions. Any student found responsible for turning on a false alarm or tampering with fire safety equipment will be subject to university disciplinary action and/or civil action. *This includes tampering with any smoke detectors.*

Community members are asked to help make their community safe by keeping fire doors closed, keeping hallways clear, and promptly reporting equipment tampered with. Posted fire and safety materials must stay intact and should be referred to often.

## **Fire Regulations**

In accordance with state and local fire code:

1. There will be a minimum of 1 fire drill each semester (2 drills in a calendar year) in each residence hall. The University is required by law to ensure all persons vacate in the building during the fire drill. Halls not vacating in a reasonable amount of time may be required to conduct an additional drill during the semester.
2. Residence halls and all other campus buildings are subject to fire drills at any time. The University specifically reserves the right to search any room for occupancy during fire drills.
3. Blocking fire doors open is prohibited; fire doors must remain closed except in cases where electronic door closures are installed.
4. Halogen lights are prohibited from all locations on campus.
5. Misuse of fire equipment is subject to State as well as campus disciplinary action. A minimum fine for misuse of fire extinguishers or fire alarms is \$250. Additional repair and/or replacement costs are also the responsibility of the perpetrator.
6. Hallways must be clear of all objects so as not to obstruct exits.
7. All exits must be clear of signs and posters. Signs and posters must not be taped or tacked to the fire or exit doors or the glass of doors or exits. These will be removed without notice.
8. The possession of fireworks or chemicals other than those controlled by a specified academic department which are explosive in nature are not permitted on campus. Violators are subject to a minimum fine of \$100. Possession or discharge of such items may include additional penalties up to and including suspension.

*All building occupants shall take fire precautions regarding fire exits and fire safety equipment. Failure to comply with fire regulations will result in a monetary fine and/or other action as determined appropriate by Student Affairs or the designated adjudication entity.*

## **Fire & Tornado Safety**

Fire regulations and safety procedures in the residence halls are in accordance with state and local fire codes. Each resident has a responsibility for the safety and wellbeing of themselves and others within the residence hall.

## **Fire Alarm/Drill**

A minimum of one unannounced fire drill will be held in each residence hall during each semester (2 drills in a calendar year). The university is required by law to ensure all residents participate in drills. Failure to leave the building immediately or re-enter before an "all clear" is given by a Student Affairs

Professional Staff member may result in disciplinary action. The silencing of an alarm does not constitute permission to re-entering the building.

When the fire alarm sounds, the following procedures are to be taken:

1. Close all windows.
2. Leave the lights on.
3. Take a towel or cloth to place over face in case of smoke.
4. Close the door after exiting.
5. Go to the nearest exit in single file. Do not use the elevator.
6. Stay to the right side of the hallway.
7. Walk swiftly. Do not run or push.
8. Assemble outside in your hall's designated area.
9. Stay clear of fire lanes and equipment.
10. Do not re-enter the hall until an official all-clear is sounded by Student Affairs staff.

Locations of where to proceed in the event of a fire alarm include:

- Lund & Atchison- Northern most area of the designated apartment parking lot.
- Augustine Hall- East of the building in the parking lot across the street.
- Beegle Hall- South of the building between Beegle and Olson Student Center.
- Gunderson Hall-West of the building and across the street by the future Residence Hall, Miller Hall.
- Olson Village-YMCA parking lot across the street.
- Dance Hall-Bergan High School parking lot across the street.

### **Fire Safety Precautions**

For the safety of all, the following guidelines must be observed:

- Propping fire doors open is prohibited. (All exterior doors are fire doors.)
- Hallways and exits must be clear of all objects (i.e. boxes, bicycles, doormats, garbage, shoes or any other personal articles.)
- All exit doors must be clear of signs and posters.
- Live cut greenery (i.e. Christmas trees or boughs) are prohibited.
- No open flames are allowed. Candles (either burning or with a burned wick), incense, etc. are prohibited. Candles without a burned wick are allowed for decorative purposes. It is recommended to remove the wick.
- Sun/heat lamps, hot plates, toasters, and most other electrical cooking appliances are not allowed in residents' rooms. Currently, the only exceptions include one personal microwave per room or coffee makers. There is at least one microwave located in each hall for residents' use. Appliances with exposed wiring are prohibited. No appliance should be left unattended.
- The use of common cooking appliances (toaster, electric grills, etc.) will be allowed in the kitchen areas in Lund & Atchison Halls only.
- Personal space heaters and air conditioners are not allowed in residents' rooms. Fans may be used.
- Halogen lights are prohibited.
- For safety reasons it is requested that a power strip be used for plugging in appliances.
- Any failing smoke detection equipment must be reported to the RA immediately.

Failure to comply with these regulations will result in disciplinary action, as well as confiscation of item(s). Confiscated items may be picked up when checking out of the residence hall. Items that are not picked-up by the end of the year will be discarded.

Misuse of fire equipment (including the covering of smoke detection devices, removal of their batteries and inappropriate use of fire extinguishers) is subject to both state and University disciplinary action.

Repairs and/or replacement costs are also the responsibility of the person(s) involved in such an incident.

**Fire Reports Should Be Directed To The Following:**

Midland University Safety & Security Department 2<sup>nd</sup> Floor Olson Student Center (402)941-6444

Midland University Student Affairs Office 2<sup>nd</sup> Floor Olson Student Center (402)941-6404

**Fire Log**

No fires to report for the 2018 year.

No fires to report for the 2019 year.

No fires to report for the 2020 year.