



# **SOUTHERN NAZARENE UNIVERSITY**

## **2021 ANNUAL SECURITY AND FIRE SAFETY REPORT**

### **INTRODUCTION**

The elements of safety and security are essential in postsecondary education. Safety provides all students an environment to learn without fear of their surroundings. Keeping students, parents, and employees well informed about campus security is an important goal at SNU. These goals are partially in place due to the Crime Awareness and Campus Security Act of 1990. We are committed to ensuring that this institution is in full compliance with this Act, and enforcement of this Act remains a priority. This Act is the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (or Clery Act). A Handbook for Campus Crime Reporting can be received by contacting the U.S. Department of Education, Office of Postsecondary Education. Each year, the SNU Department of Public Safety submits a report to the Clery Center, which reports crimes on, or adjacent to university property. A copy of this report can be received by contacting Dennis Martin, Director of University Operations, or by emailing [dlmartin@snu.edu](mailto:dlmartin@snu.edu).

### **NOTICE OF AVAILABILITY OF ANNUAL SECURITY REPORT**

The Federal Student Right-to-Know, Crime Awareness, and Campus Security Act, now cited as the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act and herein identified as the Clery Act, requires institutions of higher education to annually prepare and publish a report concerning campus crime statistics and security policies. The report is distributed through appropriate publications, mailings, or computer networks to all students and Southern Nazarene University employees and prospective students and employees upon request. The report contains annual specific campus crime and arrests statistics and campus policies and practices intended to promote crime awareness, and it is prepared collaboratively by Katy Bradley, Dean of Students; Emma Riggs, Residence Life Housing Coordinator; Daniel Hansen, Director SNU Department of Public Safety/ Chief of Police, and Dennis Martin, Director of University Operations. Copies of this report may be obtained by visiting the SNU Department of Public Safety Office in person at 4217 North Peniel Avenue, Bethany, Oklahoma, 73008. A copy can also be requested by calling the SNU Department of Public Safety at 405-491-6309 or 405-437-6043 and visiting <https://www.snu.edu/snu-life/student-consumer-information/>.

## CAMPUS SECURITY AUTHORITIES

The U.S. Department of Education defines campus security authorities as:

- A campus police department or a campus security department of an institution.
- Any individual or individuals responsible for campus security but who do not constitute a campus police department or a campus security department (e.g., an individual responsible for monitoring the entrance into institutional property).
- Any individual or organization specified in an institution's statement of campus security policy as an individual or organization to which students and employees should report criminal offenses.
- An institution official with significant responsibility for student and campus activities, including, but not limited to, student housing, student discipline, and campus judicial proceedings.

### DESIGNATED CAMPUS SECURITY AUTHORITIES

The following departments and individuals have designated campus security authorities:

#### **SNU Department of Public Safety:**

Dan Hansen, Director of SNU Department of Public Safety/ Chief of Police

William Hicks, Police Captain- SNU Department of Public Safety

Dennis Martin, Director of University Operations

#### **SNU Student Life:**

Katy Bradley, Dean of Students

Emma Riggs, Residence Life Housing Coordinator

Angela Milford, Resident Director

Austin Schoenfeldt, Resident Director

Sierra White, Resident Director

Riley Smith, Graduate Assistant Resident Director

Rudy Rockett, Graduate Assistant Student Life

## CAMPUS DEPARTMENT OF PUBLIC SAFETY

Southern Nazarene University Department of Public Safety (DPS) is a campus police department authorized by the SNU Board of Trustees, University President, and Oklahoma statute O.S. 74-360.17. Under this statute, SNU DPS sworn officers have the authority to make arrests and enforce federal, state, and local law and regulate SNU Rules and regulations. SNU DPS jurisdiction extends to any SNU Owned property to include any City of Bethany Street adjacent to the University. SNU Department of Public Safety consists of four (4) full-time sworn police officers, six (6) part-time sworn reserve police officers, two non-sworn employees, and two non-sworn student dispatchers.

SNU DPS strives to work closely with other surrounding law enforcement agencies. These agencies include Bethany Police Department, Oklahoma City Police Department, and Oklahoma County Sheriff's Department. While the University is private property and constitutional protections apply, law enforcement officers may enter the campus to conduct business as needed. Additionally, the officers are invited to patrol the campus to assist SNU DPS in deterring crime. All law enforcement agencies are expected to check in with SNU DPS on campus.

SNU DPS enjoys its strong relationship with the Bethany Police Department (BPD). SNU DPS personnel are police officers with law enforcement and arrest authority on campus. The exercise of that authority is described in a "Memorandum of Understanding" (M.O.U.) between BPD and SNU DPS that outlines which law enforcement agency will have jurisdiction over which types of offenses. However, as a matter of course, serious crimes are reported to BPD for assistance if needed. As noted previously, BPD is notified of all serious crimes on campus and is immediately notified of major crimes via the telephone or two-way radio. The University relies on the phone or two-way radio to contact the county or local emergency dispatch center for fire and emergency medical needs. All victims are offered an opportunity to report crimes to the Southern Nazarene University Department of Public Safety. When the Oklahoma State Bureau of Investigations and the Oklahoma Highway Patrol resources are needed, SNU DPS will ask for assistance. Crimes committed at off-campus facilities under the control of SNU DPS will be disclosed in these statistics if they come to the attention of the Southern Nazarene University Department of Public Safety.

### **DAILY CRIME LOG**

A daily crime log is available 24 hours a day at the Southern Nazarene University Department of Public Safety Office at 4217 N Peniel Avenue, Bethany, OK 73008. The information in the crime log typically includes the case number, classification, reporting date, time, and general location and disposition of each crime. The report may not include the names of the parties involved.

### **TIMELY WARNINGS AND EMERGENCY NOTIFICATIONS**

Information on reported crimes or emergencies that pose serious or continuing threats to the campus community is disseminated through timely warnings and emergency notifications using the SNU Alert System. These notifications are sent as needed via text message, email, and phone calls—all SNU Students and employees are automatically enrolled in the alerts system with a confirmed SNU Email address and cell phone number.

#### **Timely Warnings:**

Timely warning notices are developed to notify members of the SNU Community about serious crimes against people or emergencies that occur on or near campus when it is determined that the incident may pose a serious or ongoing threat. These notifications happen through the SNU Alert systems are intended to keep students and employees informed about threats to their health and safety that allow them to protect themselves.

The Clery Act requires timely warnings by institutions for the following crimes if there is an imminent danger to the community.

#### **Criminal Homicide**

- Aggravated Assault
- Sexual Assault
- Robbery Involving Force or Violence
- Major Incident of Arson
- Other crimes as determined necessary by the SNU Department of Public Safety or other university leadership.

A timely warning will typically include the following elements unless any of this information would risk compromising law enforcement efforts.

- Date and time or time frame of the incident
- Brief description of the incident
- Information that will promote safety and potentially aid in the prevention of similar crimes

- Suspect description if there is a sufficient amount of detail to describe the individual
- Police agency contact information
- Other information as deemed necessary by the appropriate SNU authority

A timely warning will generally not be issued for the listed crimes if the suspect or suspects have been apprehended and the apprehension has mitigated the threat of imminent danger for members of the community or if a report of the incident was not received in a manner that would allow any notification to "timely" for the community. A timely warning may also be issued for crimes that do not rise to the level of causing serious or continuing threats to the university community but are still situations of which the campus community should be aware. An example would be a pattern of thefts or crimes on or near campus.

### **Emergency Notifications:**

Suppose a serious crime, natural disaster, or manufactured emergency poses a significant risk. In that case, federal law requires the University to immediately notify the campus community or appropriate segments that may be affected. Upon receipt of the appropriate information and confirmation that such a situation presents a significant emergency that involves an immediate threat to the health and safety of students, employees, or guests on campus, the SNU Community will be notified.

Incidents that may cause an immediate threat to the community include but are not limited to the following.

- Active Shooter
- Bomb Threat/Suspicious Package
- Fire or Explosion
- Gas Leak
- Hazardous Material Spill
- Hostage Situation
- Severe Weather/Thunderstorms/Hail/High Winds
- Tornado
- Structural Damage to SNU Property
- Suspicious Death

### **Specific Information About Wind Events**

With the high likelihood of Tornadoes and other high wind events in Oklahoma and surrounding states, the SNU Department of Public Safety provides the following information and instructions specific to those circumstances.

- **Severe Thunderstorm WATCH:** Conditions are such that strong storms may develop in the watch.
- **Severe Thunderstorm WARNING:** Strong storms have formed and are impacting the warning area.
- **Tornado WATCH:** Conditions are such that storms capable of producing a tornado may develop in the watch area.
- **Tornado WARNING:** A tornado has been sighted, or one will probably develop in the warning area.

A Tornado Warning will be signaled by the storm warning sirens located throughout the Bethany, Oklahoma City, and Tulsa areas and one located centrally on the Bethany Campus of Southern Nazarene University. When a tornado warning is issued, and a tornado warning siren is

activated (and it is not a test), all persons on SNU premises will seek shelter immediately in one of the "**Safer Place**" shelter locations. These locations are designated in each building by crimson-colored **Safer Place signs**. They are generally located within stairwells or on the lowest level of a building within an interior hallway or space. **NOTE: Tornado sirens are tested every Saturday at noon in the Bethany, Oklahoma area, except when severe weather is possible, and all SNU students, employees, or campus guests are encouraged to be aware of weather conditions each day and prepared to take action accordingly.**

## **CRIME PREVENTION**

Southern Nazarene University Department of Public Safety personnel and other organizations within the university help facilitate programs for faculty, staff, students, parents, new employee orientation, and student and community organizations throughout the year. In addition, quarterly programs are held for Housing Services, Resident Advisors, and residents, providing a variety of educational strategies and tips on how to be safer in their daily activities on or around Southern Nazarene University campuses and protecting themselves from assault, theft, and other crimes.

## **PERSONAL SAFETY TIPS**

Although we cannot guarantee that a community member will never be the victim of a crime, individuals can take steps to minimize the chances of becoming a victim.

### **General Precautions:**

- Never take personal safety for granted. Always be aware of your surroundings.
- Trust your instincts. If you feel unsafe or in danger, take steps to avoid or remove yourself from the situation or surroundings
- Program the Southern Nazarene University Department of Public Safety phone numbers into your cell phone (405-491-6309).
- Download the **SAFE ZONE** App whether you are faculty, staff, or student, and check in whenever you are on campus. **SAFE ZONE is a free app that allows you to notify SNU Department of Public Safety with one push of a button on your phone if you are in danger or need medical attention.**
- Report any suspicious activity to the Southern Nazarene University Department of Public Safety immediately.
- Carry only small amounts of cash and keep purses, backpacks, and other items close to the body.
- Never leave valuables (wallets, purses, backpacks, books, laptops, phones, etc.) unattended.
- Carry your keys and SNU ID card at all times, and do not lend them to anyone.
- Avoid working or studying alone in a campus building. If you must, "check-in" on your SNU **SAFE ZONE** App so SNU Department of Public Safety personnel can know your location and respond immediately to any danger or emergency.

### **In your apartment, residence hall, or home:**

- Never let unauthorized persons enter your residence halls, apartments, or rooms. Always ask to see proper identification as an SNU student, faculty, or staff member.
- Keep your room or apartment doors and windows locked when not in your residence.
- Never prop open inside or outside doors.
- Do not hide keys outside your room or apartment.
- Do not put your name or address on your key rings.

- Close blinds or curtains after dark.
- Any suspicious activity should be reported immediately to the SNU Department of Public Safety by calling 405.491.6309 or from your **SAFE ZONE** App.

### **In your vehicle:**

- Park your vehicle in a well-lit and populated area.
- Have your car keys in your hand when approaching your vehicle so you can enter quickly.
- Scan the area before getting into your vehicle. Upon approach, maybe check underneath your car and in the rear seat for intruders before entering the vehicle.
- Lock your doors and keep windows rolled up whenever possible.
- Drive on well-traveled and well-lit streets whenever possible.
- Never hitchhike, and never pick-up hitchhikers.
- If someone tries to enter your stopped vehicle, sound the horn, drive to a safe area, and then call the proper authorities.
- If your vehicle breaks down and you are without a way to call for help, do not allow any person access to you or inside your car. If someone stops to help, roll down your window no more than an inch and ask the person to call someone you know who can provide aid.
- Be aware that an accident may be staged to provide the other driver an opportunity to commit a criminal act.
- Call ahead when driving to your home or apartment late at night and have someone watch you walk from your car to the residence.
- Travel on well-known routes and avoid unknown and unfamiliar areas while traveling alone.

### **While walking or jogging**

- Avoid walking or jogging alone and try not to walk or jog after dark.
- Avoid dark or vacant areas. Walk along well-lit routes.
- Be alert to your surroundings.
- If you suspect you are being followed: Run or walk in a different direction, go to the other side of the street and yell for help, or move quickly to a lighted area or a group of people. "
- Use your **SAFE ZONE** App to check in before jogging around campus. This may provide a much quicker response in case of an accident or emergency.

## **MAINTENANCE OF CAMPUS FACILITIES**

Facilities and landscaping are maintained in a manner that minimizes hazardous conditions. Southern Nazarene University Department of Public Safety personnel regularly patrol and report malfunctioning lights and other unsafe physical conditions to SNU Facilities Management for correction. Other Southern Nazarene University community members are helpful when they report equipment problems to the Southern Nazarene University Campus Department of Public Safety or Facilities Management.

# EMERGENCY RESPONSE AND EVACUATION PROCEDURES

## EMERGENCY MANAGEMENT AND RESPONSE COMMITTEE:

Scott Strawn, Vice President for Business and Finance and Chief Financial Officer

Tim Eades, University Provost

Mike Redwine, Executive Vice President

Katy Bradley, Dean of Students

Dennis Martin, Director of University Operations

Dan Hansen, Director of Campus Department of Public Safety/ Chief of Police

Ron Lester, Executive Director of Facilities Management

## CAMPUS-WIDE EMERGENCY RESPONSE

Southern Nazarene University has established an Emergency Operations Plan (EOP), as required by the Higher Education Opportunity Act of 2008. The SNU EOP addresses protocols and procedures for campus emergencies. It is routinely reviewed by the Emergency Management Committee and updated as needed. The EOP can be found at <https://snu.edu/life-at-snu/safety/>. This plan applies to all students and employees of Southern Nazarene University.

The SNU Emergency Procedures Flipchart (EPF) is provided to familiarize and provide quick guidance to faculty, staff, students, & visitors with the procedures adopted by SNU during an emergency or crisis. A copy of the flipchart is available online at <https://snu.edu/life-at-snu/safety/>. An emergency can be any crisis, including fire, medical, weather-related, damaged property, or criminal incident, which requires immediate action by citizens and emergency responders. Before an emergency occurs, employees should be familiar with the locations of the fire extinguishers, the fire alarm pull stations, and two emergency exits for their area. Faculty, staff, & students should note where the nearest Safer Place location is within their building. The SNU EPF provides instructions about evacuating people from buildings on campus property. It specifically states if your mobility is limited, pre-planning is essential. Special needs persons need to know their limitations and consider what to do in an emergency. They should provide emergency responders with information and the best way to assist since the responders may not be aware of the special needs circumstances.

SNU Department of Public Safety personnel, Facilities Management, and Residence Life supervisors have received training related to incident command and response to critical incidents on campus. When a serious incident causes an immediate threat to the campus, the first responders to the scene are usually the SNU Department of Public Safety and Residence Life. They typically respond and work together to manage the incident. Depending on the nature of the incident, other SNU departments and local or federal agencies could also be involved in responding to the incident.

University Departments are encouraged to develop emergency plans for their areas of responsibility and staff. The University conducts tests of the numerous emergency response systems periodically. These tests include fire, severe weather, and SNU Alert test messages. These tests are designed to assess and evaluate the emergency plans and capabilities of the institution.

# GENERAL CRIME REPORTING AND STATISTICS

## CRIME REPORTING

Crime victims and witnesses to a crime are encouraged to promptly report incidents to the Southern Nazarene University Department of Public Safety or other appropriate law enforcement agencies. In general, when reporting a crime, remember to do the following.

For an emergency or to report a crime in progress, **FIRST**, ensure you and others are safe and out of danger. Then.

- Dial 911
- Use the **SAFE ZONE** app to notify the SNU Department of Public Safety immediately
- Call SNU Department of Public Safety at 405-491-6309

Be prepared when you can reach the proper authorities to report the situation or crime.

1. Give a general description of what happened.
2. Describe the offender(s). - gender, age, height, weight, race, hair, clothing, or other distinguishing features.
3. Describe any vehicles involved. - license plate number, make, model, and color.
4. Preserve the area or any evidence. If at all possible, try not to touch or disturb items that might potentially provide information on the crime or perpetrator(s).

## CRIMES DISCLOSED TO A PASTORAL OR MENTAL HEALTH COUNSELOR

Clery defines a pastoral counselor as an employee of an institution associated with a religious order or denomination, recognized by that religious order or denomination as someone who provides confidential counseling and functions within the scope of that recognition as a pastoral counselor.

A **mental health counselor** is an employee whose official responsibility includes providing mental health counseling to members of the institution's community and functioning within the scope of their license or certification. This definition also applies to professional counselors who are not employees of the institution but are under contract to provide counseling to the institution.

To be exempt from disclosing reported offenses to appropriate Southern Nazarene University officials, a pastoral or mental health counselor must act as a pastoral or professional counselor as part of their particular job duties at SNU. This exemption does not relieve counselors of the duty to exercise reasonable care to protect a foreseeable victim from the danger posed by the person being counseled. When speaking to a victim or witness to a crime, counselors are encouraged to inform the individual to report the crime to the proper authorities.

Note that the pastoral or mental health counselor must report the crime to the Southern Nazarene University Campus Department of Public Safety to include the incident in the annual crime statistics. Personal information will not be conveyed when making this disclosure unless the victim consents to such disclosure.

## CRIME STATISTIC DISCLOSURE

Southern Nazarene University policies and procedures require the publication of annual crime statistics. This report includes crimes reported to the Southern Nazarene University Campus Department of Public Safety Department and other campus officials, including University Counseling Services, Residence Life, the Office of Student Life, and local law enforcement. The SNU Department of Public Safety collects crime statistics



through daily campus crime logs and by contacting local law enforcement to request crime reports specific to those localities.

The crime and arrest statistics reported occurred within the jurisdictional boundaries of campus. They do not include off-campus private housing. Crimes occurring on public property immediately adjacent to campus are also reported when available. Crime statistics concerning other locations are available at the appropriate law enforcement agency having jurisdiction for a particular location

## **DEFINITION OF TERMS FOR STATISTICAL CHARTS**

**Campus:** Any building or property owned or controlled by Southern Nazarene University within the same reasonably contiguous geographic area and used by the institution in the direct support of, or related to, its educational purpose.

**Clery Geography:** Buildings and property that are part of Southern Nazarene University's campuses; the institution's non-campus buildings and property; and public property within or immediately adjacent to and accessible from the campus.

**Residence Halls:** Those buildings and parking lots are designated Residence Halls and University Apartments.

**Other:** Any non-residential area on campus.

**Non-Campus Building or Property:** Buildings or property owned or controlled by a student organization, such as an athletic complex or satellite campus, recognized by the institution, and any building or property (other than a branch campus) owned or controlled by an institution that is used in direct support of, or relation to, the institution's educational purposes, is used by students and is not within the same reasonable contiguous geographical area of the institution.

**Public Property:** All public property that is within the same reasonably contiguous geographic area of the institution, such as a sidewalk, street or another thoroughfare, or parking facility, and is adjacent to a facility owned or controlled by the institution, if the facility is used by the institution in direct support of, or in a manner related to the institution's educational purposes.

## **CRIME DEFINITIONS**

The following definitions are used in the United States Department of Justice Federal Bureau of Investigation Uniform Crime Reporting System of the United States.

**Aggravated Assault:** An unlawful attack of one person by another to inflict severe or aggravated bodily injury. This type of assault usually is accompanied by using a weapon or means likely to produce death or great bodily harm. It is not necessary that injury result from an aggravated assault when a gun, knife, or other weapon is used that could and probably would result in serious personal injury if the crime were completed.

**Arson:** Any willful or malicious attempt to burn, with or without intent to defraud, a dwelling house, public building, motor vehicle, aircraft, or personal property of another. Only fires that have been willfully or maliciously set are classified as arson.

**Burglary:** The unlawful entry of a structure to commit a felony or theft. For reporting purposes, this definition includes unlawful entry with the intent to commit a theft or felony; breaking and entering with the intent to commit a theft; housebreaking; safecracking; and all attempts to commit any of

those mentioned above.

**Criminal Homicide:** The willful (negligent or non-negligent) killing of one human being by another.

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

**Domestic Violence:** Domestic violence is a felony or misdemeanor crime of violence committed by a:

- current or former spouse or intimate partner of the victim,
- person with whom the victim shares a child in common,
- person who is cohabitating with or has cohabited with the victim as a spouse or intimate partner,
- person similarly situated to a spouse of the victim under the domestic or family violence laws of Oklahoma; or ● any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of Oklahoma.

Domestic violence is a pattern of abusive behavior in any relationship that one partner uses to gain or maintain power and control over another intimate partner. Domestic violence can be physical, sexual, emotional, economic, or psychological actions or threats of actions that influence another person.

**Drug Law Violations:** Violations of state and local laws relating to the unlawful possession, sale, use, growing, manufacturing, and the making of narcotic drugs. The relevant substances include opium or cocaine and their derivatives (morphine, heroin, codeine); marijuana; synthetic narcotics (Demerol, Methadone); and dangerous non-narcotic drugs (barbiturates, Benzedrine).

**Hate Crimes:** A crime reported to local police agencies or campus security authority manifests evidence that the victim was intentionally selected because of the perpetrator's bias against the victim. For this definition, the categories of bias include the victim's actual or perceived race, religion, gender, gender identity, sexual orientation, ethnicity, national origin, and disability.

**Larceny:** The unlawful taking, carrying, leading, or riding away of property from the possession or constructive possession of another without the use of force or violence. It includes shoplifting, picking pockets, purse snatching, thefts from motor vehicles, including parts and accessories, and bicycle and computer thefts.

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

**Motor Vehicle Theft:** The theft or attempted theft of a motor vehicle by someone other than the registered owner.

**Robbery:** The taking or attempting to take anything of value from the care, custody, or control of a person or persons by force or threat of force or

violence or by putting the victim in fear.

**Sex offenses:** Any sexual act directed against another person without the victim's consent, including instances where the victim is incapable of giving consent.

**Sexual assault:** An offense that meets the definition of Rape, fondling, incest, or statutory Rape, defined as follows:

- **Fondling** means touching another person's private body parts for sexual gratification, without the victim's consent, including instances where the victim is incapable of giving consent because of his/her age or because of his/her/her age or his/her/her temporary or permanent mental incapacity.
- **Incest** means non-forcible sexual intercourse between persons related to each other within the degrees wherein marriage is prohibited by law.
- **Rape** means the penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.
- **Statutory Rape** means non-forcible sexual intercourse with a person under the statutory age of consent (age 16).

**Stalking:** Stalking refers to one who engages in the course of conduct directed at a specific person that would cause a reasonable person to fear for their safety or the safety of others or suffer substantial emotional distress

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

**Weapon Law Violations:** In accordance with Oklahoma state statutes, Southern Nazarene University (SNU or University) strictly prohibits the possession or use of a weapon on SNU Premises by anyone, including but not limited to employees, students, or guest, unless that possession or use falls within the exceptions section of this Policy. Students and employees also have a duty to report violations of this Policy to the SNU Department of Public Safety, Director of Human Resources, Dean of Students, or Office of Student Life.

### **Definitions**

- **Weapon** is defined as any pistol, revolver, shotgun or rifle, whether loaded or unloaded, or any imitation or toy gun, airsoft or pellet gun, or any electronic control devices commonly known as Tasers, or any machete, dagger, bowie knife, dirk knife, switchblade knife, spring-type knife, sword cane, knife having a blade which opens automatically by hand pressure applied to a button, spring, or other device in the handle of the knife, blackjack, loaded cane, billy club, hand chain, metal knuckles, any knife with a blade measured greater than 4 inches, or any other offensive weapon, whether such weapon be concealed or unconcealed.
- **Possession** includes, but is not limited to, carrying a weapon upon any person, whether concealed or unconcealed, and storage of a weapon in offices, classrooms, work areas, residential facilities, lockers, bags or backpacks, desks, briefcases, or any other similar manner.
- **SNU Premises** includes all the lands, buildings, and facilities of Southern Nazarene University, whether owned or leased, and whether located in the United States or abroad, including designated university student and guest housing.

### ***Exceptions***

- Properties owned by SNU but that may be rented out or otherwise leased to non-SNU employees or students or for purposes not directly related to SNU's educational mission and business
- SNU Department of Public Safety officers and other law enforcement officers authorized by the State of Oklahoma or any of its political subdivisions, or authorized by the federal government, to carry a firearm, if they are in uniform or carrying the firearm in compliance with law and the policies established by their employing departments
- A person may possess or carry personal protection chemical spray devices, which contain a small, limited amount of defensive spray, (e.g., key chain sprays, small containers) intended, reserved, and used solely for defensive purposes.
- Tools possessed and used in accordance with direct job duties or departmental policies may be possessed, carried, and used in accordance with those duties or policies
- The use of disabled stage firearms and other stage weapons used in theatrical performances, provided they are inspected and approved in advance and in writing, by the SNU Department of Public Safety Director/Chief of Police or designee
- The use of firearms or other weapons used in a classroom or training environment for a specific teaching purpose, provided they are under the supervision of a qualified instructor, disabled, unloaded, and approved in advance and in writing, by the SNU Department of Public Safety Director/Chief of Police or designee.

### ***Reporting Information About Weapons or Concerns of Violence***

SNU expects all members and visitors to SNU premises to help maintain safety and security at the University and at university-sponsored activities off campus.

All persons who have knowledge of weapons on SNU premises have an obligation to report that knowledge promptly to the SNU Department of Public Safety.

All persons concerned about a situation that is potentially violent have an obligation to report that concern promptly to the SNU Department of Public Safety, to the Dean of Students Office, or to a supervisor.

All persons concerned about an imminent threat of violence or about the imminent destruction of property have an obligation to report that concern immediately to the SNU Department of Public Safety or to other appropriate law enforcement agencies by dialing 911.

### ***Disciplinary Actions Related to Unauthorized Possession or Use of Weapons***

Any violation of municipal, state, or federal statute or otherwise criminal act related to the possession or use of a weapon on SNU premises will be investigated by the law enforcement agency having appropriate jurisdiction and tried through the court system with appropriate authority.

Any employee or student found to be violating this policy in a way that does not rise to the level of a violation of municipal, state, or federal statute will be subject to SNU disciplinary or judicial processes through the SNU department of Human Resources, office of the Dean of Students/Student Life and subject to penalties up to and possibly including termination of employment or dismissal from the university.

Any guest or vendor found in violation of this policy will be required to remove the weapon from SNU premises and comply with the policy or be required to leave SNU premises themselves and possibly discontinue services and a business relationship with SNU.

# CRIME STATISTICS

The following charts highlight the Annual Clery Report.

Clery Offenses	Southern Nazarene University Bethany Campus/Sports Travel Locations											
	2021				2020				2019			
	On-Campus	Residential Facilities	Non-campus property	Public Property	On-Campus	Residential Facilities	Non-campus property	Public Property	On-Campus	Residential Facilities	Non-campus property	Public Property
Murder/ Non-Negligent Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0
Negligent Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	0	0	0	1	0	0	0
Fondling	0	0	0	0	0	0	0	0	0	0	0	0
Incest	0	0	0	0	0	0	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0	0	0	0	0	0	0
Robbery	0	0	0	0	0	0	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0	0	0	0	0	0	0
Burglary	3	1	0	4	5	0	0	0	1	1	0	0
Motor Vehicle Theft	0	0	0	3	1	0	0	0	0	0	0	4
Arson	0	0	0	0	0	0	0	0	0	0	0	0
<b>Arrests:</b>												
Liquor Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
Drug Violations	0	0	0	0	0	0	0	0	1	0	0	0
Weapon Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
<b>Referrals For Disciplinary Action</b>												
Liquor Law Violations	9	9	0	0	2	2	0	0	3	3	0	3
Drug Violations	0	0	0	0	2	2	0	0	0	0	0	0
Weapon Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
<b>Violence Against Women Act</b>												
Domestic Violence	4	0	0	3	0	0	0	0	0	0	0	2
Dating Violence	0	0	0	0	0	0	0	0	0	0	0	0
Stalking	0	0	0	0	0	0	0	0	1	0	0	0
<b>Hate Crimes</b>	0	0	0	0	0	0	0	0	0	0	0	0

Southern Nazarene University Tulsa Campus												
Clery Offenses	2021				2020				2019			
	On-Campus	Residential Facilities	Non-campus property	Public Property	On-Campus	Residential Facilities	Non-campus property	Public Property	On-Campus	Residential Facilities	Non-campus property	Public Property
Murder/ Non-Negligent Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0
Negligent Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	0	0	0	0	0	0	0
Fondling	0	0	0	0	0	0	0	0	0	0	0	0
Incest	0	0	0	0	0	0	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0	0	0	0	0	0	0
Robbery	0	0	0	0	0	0	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0	0	0	0	0	0	0
Burglary	0	0	0	0	0	0	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0	0	0	0	0
<b>Arrests:</b>												
Liquor Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
Drug Violations	0	0	0	0	0	0	0	0	0	0	0	0
Weapon Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
<b>Action</b>												
Liquor Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
Drug Violations	0	0	0	0	0	0	0	0	0	0	0	0
Weapon Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
<b>Violence Against Women Act</b>												
Domestic Violence	0	0	0	0	0	0	0	0	0	0	0	0
Dating Violence	0	0	0	0	0	0	0	0	0	0	0	0
Stalking	0	0	0	0	0	0	0	0	0	0	0	0

**OBTAINING REPORTS**

To request a report copy or ask other related questions, contact the Southern Nazarene University Department of Public Safety Office at 405-491-6309. Requests for incident reports by persons involved generally will be processed when the investigation is completed. Southern Nazarene University faculty, staff, and students are not charged for obtaining report copies when involved in the reported incident. Southern Nazarene University Campus Department of Public Safety may deny the release of reports or information for various reasons.

## ALCOHOL AND DRUG POLICIES

The University requires its community members to abstain from alcoholic beverages and illegal drugs and attend establishments or activities where such behaviors are the focus.

In compliance with the Drug-Free Workplace Act of 1989 and Drug-Free Schools and Campuses Amendment of 1989, Southern Nazarene University prohibits the possession, use, or distribution of illegal drugs, Alcohol, and unlawful substances by students and employees on university property or as any part of university activities. Abuse or misuse of prescribed drugs is also strictly prohibited. It violates University policy for any student to use prescription drugs illegally, to use prescription drugs that have not been legally obtained or for a purpose other than is prescribed.

While civil law states that for anyone under the age of 21, Alcohol is illegal, all students, regardless of age, at Southern Nazarene University are prohibited from possessing or distributing Alcohol. For illicit drugs, legal sanctions apply at any age. Students who are observed to exhibit the effects of alcohol or drug use [illegal drugs or the misuse of legal drugs] (e.g., the odor of Alcohol, unusual behavior, or other physical symptoms) will be accountable for violation of the University Lifestyle Policy and Standards of Conduct, even if the substance itself is not observed. In addition, the displaying of alcohol paraphernalia is prohibited. The unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited. Violating any of the policy stipulations may cause immediate dismissal for any student.

The full document *Alcohol and Drug Policy Statement* can be found in *Appendix A* of the [Student Handbook](#). The document details information on standards of conduct and levels of assistance at SNU, levels of intervention and disciplinary sanctions for the possession and use of Alcohol and illicit drugs, descriptions of drug and alcohol counseling and treatment programs available, description of health risks associated with the use of chemicals, and a description of legal sanctions for the unlawful possession, use, or distribution of legal or illegal drugs and Alcohol by the members of the SNU community

Suppose an SNU Student is found to be responsible for criminal activity. In that case, that person(s) will be subject to disciplinary action according to university procedures and any legal proceedings that may be required by federal, state, or legal codes. Counseling services are available for students who desire assistance with problems associated with drug and alcohol use. Contact the Renew Counseling Center or the Office of Student Life for more information.

Southern Nazarene University is committed to providing a safe, educational environment and fostering its students' well-being and health. That commitment is jeopardized when any Southern Nazarene University student illegally uses drugs on or off campus; comes to school under their influence; possesses, distributes, or sells drugs on campus; or uses Alcohol. Therefore, SNU has established the following policy.

- It violates the University policy for any student to use, possess, sell, trade, offer for sale or buy illegal drugs, or otherwise engage in the illegal use of drugs on or off campus.
- It violates University policy for any student to be under the influence of,
- or possess in their body, blood or urine, any illegal drugs or Alcohol in any detectable amount.
- It violates University policy for any student to use prescription drugs illegally— that is, to use prescription drugs that have not been legally obtained or for a purpose other than as prescribed.
- While the use of medical marijuana has been legalized in the state of Oklahoma, the possession or use of prescribed medical marijuana is prohibited on campus property.
- It is a violation of university policy to possess drug or alcohol paraphernalia.

Violations of this policy are subject to disciplinary action up to and including dismissal from the University.

## **DRUG TESTING**

Southern Nazarene University reserves the right to require that any student submits to a physical examination or clinical testing designed to detect the presence of drugs or Alcohol, including, but not limited to blood, urine, or hair follicle, when reasonable suspicion exists that the student is under the influence of or is improperly using drugs or Alcohol in violation of this policy. Reasonable suspicion for testing is to be determined by the sole discretion of university officials. Reasonable grounds for drug-testing or alcohol-testing may include but are not limited to the following.

- Unexplainable incoherent behavior
- Repeated tardiness or absenteeism from class
- Drug- or alcohol-related odors on person, clothing, or equipment
- Sudden, unexplainable drop in academic performance
- Use or possession of Alcohol
- Possession of Alcohol or drug paraphernalia
- Previous positive drug screen results
- Being cited for or convicted of substance abuse violations by university or municipal authorities
- Observable phenomena, such as direct observation of substance abuse or physical symptoms or manifestations of being impaired due to substance abuse.
- A report of substance abuse or use provided by a reliable and credible source

A student who refuses to submit to drug or alcohol testing or required assessment or refuses to authorize the release of test results as provided in this policy will be considered a violation of the policy for Alcohol and other drugs and will be referred to the judicial process.

A positive drug or alcohol test may result in disciplinary action, including suspension or dismissal from the University.

A student found under the influence of Alcohol or drugs may be taken to a local hospital or clinic to be monitored for safety. Suppose a student found under the influence is deemed a danger to themselves or others and refuses to go to a local hospital or clinic for monitoring. In that case, their parents/guardians will be called to remove the student from the SNU campus environment to the extent permitted by law. A professional drug or alcohol assessment and professional counseling may be required of any student to the extent permitted by law. Any charges incurred for an outside assessment or counseling will be the student's responsibility. Drug testing will be administered at a local clinic or hospital selected by the University. Refusal to comply with testing when requested will violate the University's drug and alcohol policy. If a student's test results are positive for drug use, the student will be responsible for the expense of the test. If a student's test results are negative for drug use, the University will be responsible for the expense of the test.

## **ALCOHOL AND DRUG ABUSE EDUCATION PROGRAMS**

Students concerned about their need for treatment in these areas are encouraged to come to the Office of Student Life or the Renew Counseling Center for assistance without disciplinary implications (see Amnesty Policy and Self-Reporting Process in the [Student Handbook](#)). The Office of Student Life and the Renew Counseling Center have established networks with several substance abuse treatment programs in central Oklahoma and can work with students to make necessary referrals. Informational sessions relating to substance abuse will also be offered during the year. Confidential, personal, discounted counseling sessions are available to students, staff, and faculty at SNU Phone 405-717-6200 to make an appointment for a counseling session. All calls are confidential.



## **SENSITIVE CRIMES**

### **SEX OFFENSES, DOMESTIC VIOLENCE, DATING VIOLENCE, AND STALKING**

The Mission Statement of Southern Nazarene University begins with the affirmation that the University is committed "to making Christ-like disciples through higher education." This commitment should be reflected in the quality of campus life for every member of the community. Each person should be provided equal opportunity in education and employment.

SNU Regards sexual harassment and sexual violence as detrimental to the development of a Christian academic community. Sexual harassment pollutes, damages, and can eventually destroy the atmosphere of open and mutual academic exchange, which ought to characterize a university, particularly a Christian university. As such, sexual harassment is detrimental to the individual, compromises the institution's integrity, and will not be tolerated.

Southern Nazarene University prohibits the crimes of dating violence, domestic violence, sexual assault, and stalking, as defined in the Student Handbook. Southern Nazarene University further prohibits the crimes of dating violence, domestic violence, sexual assault, and stalking, as defined under Oklahoma law, outlined in the attached Appendix C of the SNU [Student Handbook](#).

If you are a victim of sexual violence, you are not alone and responsible for your assault.

#### **REPORTING**

All forms of sexual violence should be reported, no matter the severity. Southern Nazarene University's primary concern is safety; therefore, individuals should not be deterred from reporting even if the use of Alcohol or other drugs was involved. Southern Nazarene University encourages victims of sexual violence to talk to someone about what happened so they can receive support and so that the institution can respond appropriately. Southern Nazarene University offers both confidential reporting and non-confidential reporting options. It is important to be aware that different individuals who victims can contact for assistance following an incident may have different responsibilities regarding confidentiality, depending on their position. Under state law, some individuals can assure a victim of confidentiality, including counselors and certified victims' advocates. In general, however, any other institution employee cannot guarantee complete confidentiality unless specifically provided by law. As is the case with all colleges and universities, the institution must balance the needs of the individual victim with an obligation to protect the safety and well-being of the community at large.

Different employees on campus have different abilities to maintain a victim's request for confidentiality. Some must maintain near complete confidentiality; talking to them is sometimes called "privileged communication." Other employees may confidently talk to a victim and report that an incident occurred without revealing personally identifying information. Disclosures to these employees will not trigger an institution's investigation into an incident against the victim's wishes. This report is done through a Clery Report and does not include the victim's name or other identifying information. Finally, some employees must report all the details of an incident (including the identities of both the victim and alleged perpetrator) to the Title IX Coordinator.

#### **Confidential Reporting Options**

Confidential reporting options allow students to confidentially report and discuss an instance of sexual violence without their information being shared with others. Please note confidential reporting limits the institution's ability to respond to incidents.

### ***Professional Counselors***

Professional and licensed counselors who provide mental health counseling (including those who act in that role under the supervision of a licensed counselor) are not required to report any information about an incident to the Title IX coordinator without a victim's permission. These individuals are also not required by the Clery Act to report. This would include counselors who work in the Renew Counseling Center on campus.

### ***Victim Advocate***

Southern Nazarene University treats the Victim Advocate as a confidential reporting option. Victims can visit the Victim Advocate to learn about resources available on campus. The Victim Advocate is not required to report any information about an incident to the Title IX Coordinator without a victim's permission. However, the Victim Advocate will report incidents to Southern Nazarene University Campus Security Department for the Clery Act.

### ***University Health Providers***

The University Health Center providers are confidential reporting options. Without a victim's permission, they are not required to report any information about an incident to the Title IX Coordinator. However, they will report incidents without identifiable information to Southern Nazarene University Campus Security for the Clery Act.

While these professional counselors, non-professional counselors (those who act under the supervision of a licensed counselor), advocates, and health providers may maintain a victim's confidentiality, they may have reporting or other obligations under state law, such as mandatory reporting to law enforcement in the case of minors, imminent harm to self or others, or requirement to testify if subpoenaed in a criminal case.

If Southern Nazarene University determines that the alleged individual(s) pose a serious and immediate threat to the campus, Southern Nazarene University may issue a timely warning to the community. Any such warning will not include any information that identifies the victim.

## **Confidential Reporting Contact Information**

### **Southern Nazarene University Victim Advocate**

Misty Jagers  
Live Last Center for Learning Through Service  
Webster Commons 2nd Floor  
405-819-6677

### **Southern Nazarene University Health Center**

Webster Commons 1st Floor  
6612 NW 42nd Street  
Bethany, Oklahoma 73008  
405-491-6605

### **Southern Nazarene University Renew Counseling Center**

Webster Commons 1st Floor  
6612 NW 42nd Street  
Bethany, Oklahoma 73008  
405-717-6200

## **Non-Confidential Reporting Options**

Southern Nazarene University requires all other employees (excluding counselors and Victim Advocate) who become aware of an instance of sexual violence to report the instance to Southern Nazarene University Campus Security. The victim's name should not be reported to the police without the victim's permission. The report should include the nature, date, time, and general location of an incident. This limited report includes no information that would directly or indirectly identify the victim. This allows the institution to track patterns, evaluate the program, and develop appropriate campus-wide responses. Note that the Clery Act requires other crimes to be reported.

When an instance of sexual violence is reported to a "responsible employee," the reporter can expect the incident will be reported to the Title IX Coordinator or the Office of Student Life. A responsible employee must report to the Title IX Coordinator or the Office of Student Life all relevant details about the alleged sexual harassment or sexual violence shared by the victim, including names, dates, times, and specific locations of the alleged incident.

To the extent possible, information reported to a responsible employee will be shared only with people responsible for handling the institution's response to the report. A responsible employee should not share information about the victim with law enforcement.

A "responsible employee" is an employee who has the authority to redress sexual violence, who must report incidents of sexual violence or other student misconduct, or who a student could reasonably believe has this authority or duty. Examples include but are not limited to faculty members, advisors, employees in student services offices, and anyone in a supervisory role

When a victim tells a responsible employee about an incident of sexual violence, the victim has the right to expect the institution will investigate the alleged sexual violence, end any sexual violence, prevent the sexual violence from reoccurring, and educate them on sexual violence.

Before a victim reveals any information to a responsible employee, the employee should ensure that the victim understands the employee's reporting obligations. If the victim wants to maintain confidentiality, the student should be directed to a confidential resource.

### ***Reporting to the Police***

Southern Nazarene University strongly encourages individuals to report sexual violence and other criminal offenses to the SNU Department of Public Safety or other law enforcement agencies. This does not commit you to prosecute but will allow the gathering of information and evidence. The information and evidence preserve future options regarding criminal prosecution, institution conduct, or civil actions against the perpetrator. Suppose the incident occurred on an SNU Campus; it should be reported to the Southern Nazarene University Department of Public Safety, 405-491-6309. Suppose the incident occurred elsewhere in Bethany, OK. In that case, it can be reported to the SNU Department of Public Safety or the Bethany Police Department at 6714 NW 36th St, Bethany, OK 73008, or at (405) 789-2323. If the incident happened anywhere else, it could be reported to the local law enforcement with jurisdiction in the location where it occurred. Please know that the information you report can help support other reports and prevent further incidents.

### ***Reporting to the Office of Student Life***

To maintain the integrity of the community, all members of the SNU Community are encouraged to report observed or suspected violations of the policies with a spirit of fairness, honesty, and respect for the rights of others. Reported violations should be directed to a professional staff member in the Office of Student Life. Those who report alleged misconduct and those against allegations are reported are afforded all rights provided by university policies and all applicable state and federal laws. If either the victim or the accused is a student, the incident will be addressed through the Office of Student Life process once a complaint is filed.

Any person enrolled or employed by the University who believes they have been a victim of some form of sexual harassment should present their complaint immediately to a designated administrator. The student or employee may choose to present the complaint to any member of the administrative group of the University with whom the employee feels comfortable.

The following elements are important in seeking a resolution to the complaint.

- A complaint should be filed in writing via electronic means and shall contain the person's name and contact information. The complainant should specify as clearly as possible the nature of the incident(s) and the date(s) when the incident(s) occurred. Complaints will not be disclosed except to the extent necessary to conduct a thorough and complete investigation. The existence or substance of complaints will not be disclosed except on a strict need-to-know basis. Every effort will be made to keep the complainant's identity confidential, and the complainant will be fully protected from retaliation for having filed a complaint.
- On receiving a formal complaint and talking with the complainant, the designated administrator will notify the supervisor of the person who is alleged to have been harassed to achieve resolution at the informal level. Failing this, the designated administrator will take the steps necessary for a formal grievance procedure.

Additionally, as stated above, Southern Nazarene University strongly encourages individuals to report any instance of sexual violence to the proper law enforcement authorities.

### **Non-Confidential Reporting Contact Information**

**Southern Nazarene University  
Department of Public Safety/ Police**  
4217 N Peniel Avenue  
Bethany, OK 73008  
405-491-6309

**City of Bethany  
Police Department**  
6714 NW 36th Street  
Bethany, OK 73008  
(405) 789-2323

**Southern Nazarene University  
Office of Student Life**  
Webster Commons 1st Floor  
6612 NW 42nd Street  
Bethany, Oklahoma 73008  
405-491-6336

### **Southern Nazarene University Title IX Staff**

Mike Redwine, Executive Vice President, Title IX Coordinator  
Katy Bradley, Dean of Students, Title IX Deputy Coordinator  
Gail Collier, Director of Human Resources; Title IX Deputy Coordinator  
Nikki Dieball, Assistant Athletic Director for Compliance, Senior Women's Administrator, Title IX Deputy Coordinator  
Melissa Lewis, Associate Vice President for Academic Affairs - PGS, Title IX Deputy Coordinator  
Beth Walsh, Assistant Director of Human Resources; Title IX Investigator  
Michael Houston, Director - M.O.L. Program, Title IX Investigator  
Chris Peterson, Associate Vice President for Financial Services, Title IX Investigator

### **Requests for Confidentiality from a Non-Confidential Reporter**

Suppose a victim discloses an incident to a responsible employee but wishes to maintain confidentiality or requests that no investigation into a particular incident be conducted or conduct action taken. In that case, Southern Nazarene University must weigh that request against the obligation to provide a safe environment for all students, including the victim. If the institution honors the request for confidentiality, a victim must understand that the institution's ability to investigate and respond to the incident meaningfully may be limited.

Although rare, there are times when the University may not be able to honor a victim's request to provide a safe environment for all students. The following will be considered when weighing a victim's request for confidentiality or that no investigation or conduct process be pursued.

- The increased risk that the alleged respondent will commit additional acts of sexual or other violence
- Whether there have been other sexual violence complaints about the same alleged respondent
- Whether the alleged respondent has a history of arrests or records from a prior school indicating a history of violence, Whether the alleged respondent threatened further sexual violence or other violence against the victim or others, or whether multiple respondents committed the sexual violence.
- Whether the sexual violence was perpetrated with a weapon.
- Whether the victim is a minor
- Whether the institution possesses other means to obtain relevant information on the sexual violence (e.g., security cameras or personnel, physical evidence)
- Whether the victim's report reveals a pattern of perpetration (e.g., via illicit use of drugs or Alcohol) at a given location or by a particular group.

The presence of one or more of these factors could lead the institution to investigate and, if appropriate, pursue conduct action. If none of these factors is present, the institution will likely respect the victim's request for confidentiality. If it is determined that the institution cannot maintain a victim's confidentiality, the institution will inform the victim before starting an investigation. Southern Nazarene University will remain mindful of the victim's well-being and will take ongoing steps to protect the victim from retaliation or harm and work with the victim to create a safety plan. The institution may not require a victim to participate in any investigation or conduct process. Retaliation against the victim, whether by students or institution employees, will not be tolerated.

## **DEFINITIONS**

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

**Sexual assault:** An offense that meets the definition of Rape, fondling, incest, or statutory Rape, defined as follows:

- **Fondling** means the touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental incapacity.
- **Incest** means non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
- **Rape** means the penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.
- **Statutory Rape** means non-forcible sexual intercourse with a person who is under the statutory age of consent (age 16).

**Stalking:** Stalking refers to one who engages in a course of conduct directed at a specific person that would cause a reasonable person to fear for his or her safety or the safety of others or suffer substantial emotional distress

- **Course of conduct** means two or more acts, including, but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method, device, or means, follows, monitors, observes, surveils, threatens, or communicates to or about a person, or interferes with a person's property.

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

**Affirmative Consent** -Affirmative consent means affirmative, conscious, and voluntary agreement to engage in sexual activity. This includes verbal or physical acts indicating agreement. It is the responsibility of each person involved in the sexual activity to ensure that he or she has the affirmative consent of the other or others to engage in the sexual activity. It is not just important the first time the two people are together. Affirmative consent must be ongoing throughout a sexual activity and can be revoked at any time. The existence of a dating relationship between the persons involved, or the fact of past sexual relations between them, should never by itself be assumed to be an indicator of consent. Consent is never implied by things like a student's past behavior, what a student wears, or where the student goes.

Affirmative consent may be given by words or actions unmistakable in meaning. To be effective, affirmative consent cannot be procured by use of physical force, compelling threats, intimidating behavior, or coercion. Coercive behavior differs from seductive behavior based on the type of pressure someone uses to get consent from another. When someone makes clear to another person 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.

To give affirmative consent for purposes of this policy, one must be of legal age. In the evaluation of complaints of sexual violence under this policy, it is not a valid excuse to alleged lack of affirmative consent that the respondent believed that the complainant consented to the sexual activity under either of the following circumstances:

The respondent's belief in affirmative consent arose from the intoxication or recklessness of the respondent, or · The respondent did not take reasonable steps, in the circumstances known to the respondent at the time, to ascertain whether the complainant affirmatively consented.

Affirmative consent will not be found to have been given when it is determined by a preponderance of the evidence that the respondent knew or reasonably should have known that the complainant was unable to consent to the sexual activity because the complainant was either asleep, unconscious, incapacitated due to the influence of drugs, Alcohol, or medication such that the complainant could not understand the fact, nature or extent of the sexual activity, or unable to communicate due to a mental or physical condition.

If an individual has sexual activity with someone known to be or should be known to be mentally or physically incapacitated (Alcohol or other drug use, unconsciousness, or blackout), he or she is in violation of this sexual harassment, stalking, and sexual violence policy and may be in violation of the law. Any time sexual activity takes place between individuals, those individuals must be capable of controlling their physical actions and be capable of making rational, reasonable decisions about their sexual behavior.

## What to do if you are a Victim of Sexual Violence

- **If you are not safe and/or need immediate help, call 911.**
- If you are out of immediate danger, contact the proper authorities.
  - If the incident happened on the campuses of Southern Nazarene University, you can call the Southern Nazarene University Department of Public Safety at 405-491-6309 or use the **SAFEZONE** app.
  - If the incident occurred elsewhere in Bethany Oklahoma, you can call the SNU Department of Public Safety or the Bethany Police

Department at (405) 789-2323.

- If the incident happened in other locations, call the law enforcement agency that has jurisdiction in the location where it occurred.

### **General steps to remember if possible after the incident.**

- Do what you need to do to feel safe. Go to a safe place or contact someone with whom you are comfortable.
- Do not shower, bathe, douche, change or destroy clothes, eat, drink, smoke, chew gum, take any medications or straighten the room or place of the incident. Preserving evidence is critical for criminal prosecution. Although you may not want to prosecute immediately after the incident, that choice will not be available without credible evidence. The evidence collected can also be useful in the campus conduct process.
- Go to a local medical facility to receive care for any physical injuries that may have occurred. While at the facility, treatment will be provided for sexually transmitted diseases and to prevent pregnancy.
  - Upon arrival at the local medical facility, you will be taken to a private exam area. The nurse, advocate and police officer will be directed to this same location. You will be examined to treat any injuries and to gather evidence.
  - The victim advocate will support you throughout the entire exam, which will be performed by the nurse. The advocate will provide a packet of written materials that contains information about common reactions to Rape, follow-up medical needs and support services.

### **Medical Services**

It's important to have a thorough medical examination after a sexual assault even if you do not have any apparent physical injuries. Medical providers can treat any injuries and provide tests for sexually transmitted diseases.

#### **Southern Nazarene University**

##### **Health Center (on-campus)**

Webster Commons 1st Floor  
6612 NW 42nd Street  
Bethany, Oklahoma 73008  
405-491-6605

#### **Integrus Medical Center (off-campus)**

3300 N.W. Expressway  
Oklahoma City, OK  
405-951-2277

### **Interim Measures**

The Office of Student Life and the Title IX Coordinator and/or Deputy Coordinators can put in place interim measures for student victims of sexual violence as needed. A formal complaint does not need to be submitted to have interim measures put in place. Southern Nazarene University will maintain as confidential any interim measures provided if it does not impair the ability to provide the interim measures.

- **Assistance in Reporting:** The Office of Student Life can assist you in filing a complaint with the institution conduct process and the appropriate law enforcement agencies against the student(s) who caused harm.
- **No Contact Order:** The Office of Student Life can put in place a No Contact Order between the complainant and the respondent, which would prohibit contact between both parties through any means of communication, as well as not having others make contact on their behalf.
- **Emergency Protective Order:** The Office of Student Life can assist you in filing for an Emergency Protective Order in court with Bethany PD This is a court-ordered petition that prohibits contact between the complainant and respondent.
- **Safety Measures:** The Office of Student Life can coordinate any reasonable arrangements that are necessary for your ongoing safety. This includes transportation arrangements or providing an escort.

- **Living Arrangements:** The Office of Student Life can assist in changing your on-campus living arrangements or that of the accused to ensure safety and a comfortable living situation.
- **Academic Arrangements:** The Office of Student Life can assist in adjusting your academic schedule or that of the accused as well as assist in providing access to academic support services.
- **Other Interim Measures:** The Office of Student Life can coordinate any reasonable arrangements to address the effects of the sexual violence, including connecting you with counseling, health care or academic support resources. When the Office of Student Life becomes aware of a student who potentially could have been a victim of sexual violence, they will contact the victim in writing through Southern Nazarene University email to share these interim measures, reporting options and other resources available. This will be done no matter the location of the incident.

## **MISSING RESIDENTIAL STUDENT INFORMATION**

### **MISSING STUDENT DETERMINATION AND NOTIFICATION**

In accordance with Section 485 of the Higher Education Act, 20 U.S.C. § 1092(j), Southern Nazarene University has developed this investigation and notification policy regarding students who reside in campus housing and have been reported as missing.

This policy applies to students who reside in campus housing, including off-campus apartment units leased by the college for student residents.

For purposes of this policy, a student may be a "missing person" if the person's absence is contrary to his/her usual pattern of behavior and unusual circumstances may have caused the absence. Such circumstances could include, but not be limited to, a report or suspicion that the missing person may be the victim of foul play, has expressed suicidal thoughts, is drug dependent, is in a life-threatening situation, or has been with persons who may endanger the student's welfare.

### **Procedures for designation of emergency contact information**

#### ***Students age 18 and above and emancipated minors***

Students will be given the opportunity during each semester registration process to designate an individual or individuals to be contacted by the college no more than 24 hours after the time that the student is determined to be missing in accordance with the procedures set forth below. A designation will remain in effect until changed or revoked by the student.

#### ***Students under the age of 18***

In the event a student who is not emancipated is determined to be missing pursuant to the procedures set forth below, the college is required to notify a custodial parent or guardian no more than 24 hours after the student is determined to be missing in accordance with the procedures set forth below.

### **Official notification procedures for missing persons**

1. Any individual on campus who has information that a residential student may be a missing person must notify the Department of Public Safety and the Office of Student Life as soon as possible.
 

**Note:** Jurisdictional conflicts when an off-campus and/or commuter student is believed to be missing can be avoided by reporting to the SNU Department of Public Safety so that they can communicate and coordinate with other law enforcement agencies as necessary. The Office of Student Life will also assist external authorities with these investigations as requested and coordinated with SNU Department of Public Safety.



2. The Office of Student Life, in collaboration with Campus Department of Public Safety will gather all essential information about the residential student from the reporting person and from the student's acquaintances (description, clothes last worn, where student might be, who student might be with, vehicle description, information about the physical and mental well-being of the student, an up-to-date photograph, class schedule, etc.). Appropriate campus staff will be notified to aid in the search for the student.
3. If the above actions are unsuccessful in locating the student or it is apparent immediately that the student is a missing person (e.g., witnessed abduction), the Department of Public Safety will contact the appropriate local law enforcement agency to report the student as a missing person and the local law enforcement agency will take charge of the investigation if jurisdiction is other than SNU premises or Bethany, Oklahoma.
4. No later than 24 hours after determining that a residential student is missing, the Dean of Students in the Office of Student Life will notify the emergency contact (for students 18 and over) or the parent/guardian (for students under the age of 18) that the student is believed to be missing.

### **Campus communications about missing students**

1. External communications regarding missing students will be handled by a designated SNU spokesperson. All inquiries to the University regarding missing students, or information provided to any individual at the college about a missing student, shall be coordinated through and released only by the Office of the President or other individuals or offices as the Office of the President designates.
2. Prior to providing the SNU community with any information about a missing student, the Office of Student Life or the University spokesperson shall consult with SNU Department of Public Safety or other law enforcement authorities to ensure that communications do not hinder the investigation.

### **CONTACT INFORMATION TO REPORT A MISSING STUDENT**

**Southern Nazarene University  
Department of Public Safety**  
4217 N Peniel Avenue  
Bethany, OK 73008  
405-491-6309

**City of Bethany  
Police Department**  
6714 NW 36th Street  
Bethany, OK 73008  
(405) 789-2323

**Southern Nazarene University  
Office of Student Life**  
Webster Commons 1st Floor  
6612 NW 42nd Street  
Bethany, Oklahoma 73008  
405-491-6336

**Southern Nazarene University  
Renew Counseling Center**  
Webster Commons 1st Floor  
6612 NW 42nd Street  
Bethany, Oklahoma 73008  
405-717-6200

## **JUDICIAL AND DISCIPLINARY INFORMATION**

### **DISCIPLINARY PROCEEDINGS**

To maintain the integrity of the community, all members of the SNU community are encouraged to report observed or suspected violations of the policies with a spirit of fairness, honesty, and respect for the rights of others. Reported violations should be directed to a professional staff member in the Office of Student Life. Those who report alleged misconduct and those against whom allegations are reported are afforded all rights provided by university policies, as well as all applicable state and federal laws.

Furthermore, anyone can report any instances of sexual harassment and sexual violence, as well as other crimes or violations of the Student Code of Conduct, to the Office of Student Life in the Webster Commons, or by calling 405-491-6336. A complaint should be filed as soon as possible, preferably within 180 calendar days of the incident.

A complaint should be filed in writing via electronic means and shall contain the name and address of the person filing it. The complainant should specify as clearly as possible the nature of the incident(s) and the date(s) when the incident(s) occurred. Complaints will not be disclosed except to the extent necessary to conduct a thorough and complete investigation, and the existence or substance of complaints will not be disclosed except on a strict need to know basis. Every effort will be made to keep the complainant's identity confidential, and the complainant will be fully protected from retaliation of any kind for having filed a complaint. If either the victim or the accused are students, the incident will be addressed through the Student Conduct process once a complaint is filed. Additionally, Southern Nazarene University strongly encourages individuals to report any instance of sexual harassment and sexual violence to the police.

## **STUDENT CONDUCT PROCESS**

SNU's community is made up of students from diverse backgrounds. To create an atmosphere of dignity and respect within a community of such diversity, we strive to better understand and celebrate the uniqueness of all people. Students are expected to be respectful of the individual rights and freedoms of others. This commitment to respect others is demonstrated by our actions. Members of this community will avoid behavior that is belittling, threatening, bullying or disrespectful to others.

All students, including residential and commuters, must respect and comply with lifestyle expectations and all university policies and procedures. Each student is responsible for reading and adhering to the procedures and regulations outlined in the [Student Handbook](#), the Undergraduate Catalog, the Residential Living Policies, and any additional policies related to living in the SNU community.

The process of administering sanctions for violations of University Lifestyle Policies & Standards of Conduct at SNU will follow principles of fairness to both the student and the University. Incidents of violation of university Lifestyle Policy and Standards of Conduct requiring consideration for disciplinary action are considered by either Student Life administrative staff and/or a Campus Judicial Council (C.J.C.). The C.J.C. consists of student, faculty, and Student Life staff representatives. Decisions involving disciplinary issues are made to help the student learn and grow from their mistake and to ensure that the integrity of the SNU learning community is maintained.

Student disciplinary proceedings are not analogous to criminal court proceedings. No model of procedural due process is required. However, the procedures should be structured to facilitate a reliable determination of the truth and to provide fundamental fairness. Procedures can be very informal. In all situations, fundamental fairness requires that students be informed of the nature of the charges and be given a fair opportunity to respond to them.



## **SOUTHERN NAZARENE UNIVERSITY 2021 ANNUAL FIRE SAFETY REPORT**

The Higher Education Opportunity Act (PL 110-315) became law in August 2008, requiring all United States academic institutions to produce an annual fire safety report outlining the fire safety practices, standards, and all fire-related student housing statistics. The following public disclosure report details all information required by this law as it relates to Southern Nazarene University in Bethany, OK. This report covers the 2018-2019 academic year.

### **Statement of University Owned/Controlled Student Housing**

Southern Nazarene University's three residence halls (Bracken, Hills, and Snowbarger) are completely covered by a State Fire Marshall approved and regularly inspected fire alarm systems which are monitored 24 hours/day, seven days/week via Campus Security dispatch. All the Residence Halls are covered by automatic fire suppression sprinkler systems. Imel Townhouses are covered by a State Fire Marshall approved and regularly inspected fire alarm system which is monitored 24 hours/day, seven days/week via Campus Security dispatch. Imel Townhouses are covered by automatic fire suppression sprinkler systems. Asbury and Chapman apartment buildings have battery operated; smoke detectors located in each individual living unit. Smoke detectors are tested four times each year and batteries are replaced as needed (at least annually).

Fire extinguishers are in prominent and public locations in each of the four University residence halls as well as in Imel Townhouses, Asbury Apartments, and Chapman Apartments. Building evacuation routes and resident assembly points are posted in the common spaces and on each floor of all residence halls and in Imel Townhouses.

All Campus Security and Residence Life staff members receive fire safety training at the beginning of each academic year. Residence Life staff receives fire extinguisher training on an active fire at the beginning of each academic year. In addition, emergency and evacuation procedures are reviewed regularly with occupants and staff of each campus living area. Emergency Evacuation maps are posted on each dorm floor to direct residents to exits. Mandatory fire drills are conducted once each semester for every living area in accordance with the National Fire Protection Association Life Safety Code.

## FIRE STATISTICS/LOG – 2021

### Southern Nazarene University Fire Alarm log-2021

Date	Time	Building/Room #	Nature of Alarm	Fire Dept on site?	Building evacuated?	Injuries Reported?	Damage Reported?	Alarm cleared by
1/14/2021	2325	Hills J118	Fire alarm, unknown cause	Yes	Yes	None	None	Bethany FD
1/14/2021	2335	Hills J118	Fire alarm, unknown cause	No	Yes	None	None	Willie Hicks
1/15/2021	830	Hills J118	Fire alarm, unknown cause	No	Yes	None	None	Blake Slothower
1/15/2021	845	Hills J118	Fire alarm, unknown cause	No	No	None	None	Blake Slothower
1/21/2021	1156	Commons Sodexo Kitchen	Fire alarm, unknown cause	No	Yes	None	None	Sam Harkey
4/6/2021	303	Hills, 400C	Fire alarm, unknown cause	Yes	Yes	None	None	Darryl McAnally
4/12/2021	1134	Snowbarger RD apt	Fire alarm, unknown cause	No	Yes	None	None	Sam Harkey
5/13/2021	1330	Commons elevator lobby	Fire alarm, caused by painters sanding inside the building	No	Yes	None	None	Sam Harkey
5/17/2021	553	Hills, J217	Fire alarm, unknown cause	Yes	Yes	None	None	Darryl McAnally
6/6/2021	318	Hills J414A	Fire alarm, possible bad smoke detector	Yes	Yes	None	None	Darryl McAnally
8/7/2021	310	Herrick, 1st floor flow sensor	Fire alarm, unknown cause	Yes	No (building was unoccupied)	None	None	Darryl McAnally

9/14/2021	842	Bracken, "B" tower, 2nd floor landing	Fire alarm, unknown cause	Yes	Yes	None	None	Sam Harkey
11/8/2021	842	Hills J319D	Fire alarm, unknown cause	Yes	Yes	None	None	Sam Harkey

## **Fire Prevention Policies**

It is the policy of Southern Nazarene University to provide faculty, staff, students and visitors with the safest possible environment, free from potential fire hazards. The primary goal is to recognize hazardous conditions and take appropriate action before such conditions result in a fire. The goal is accomplished by conducting periodic safety inspections of all residence facilities and increasing the fire safety awareness of residents by conducting fire drills.

### **Entry, Search and Inspection of Rooms**

The Offices of Residence Life and Housing and the Department of Campus Safety reserve the right to enter students' rooms to ensure community health and safety and assess violations of the University Policies and Standards of Conduct. To maintain physical facilities and cleanliness of living conditions, it is imperative that appropriate administrative officials inspect residence hall rooms and apartments at regularly stated intervals. Students whose rooms are found lacking will be expected to promptly make any needed corrections as determined by SNU officials. Failure to comply with these directions will result in the student being fined or other corrective intervention.

To ensure the safety, security or well-being of members of the SNU residential community or the community at-large, and to enforce the University guidelines or policies, University officials, with probable cause or reasonable suspicion, may enter individual rooms, make a search, and confiscate illegal or otherwise forbidden items which may be used as evidence in subsequent disciplinary proceedings, provided authorization for such entry and search is obtained from the Dean of Students and/or the Director of Residence Life or designee. Students at the time of search are required to present and unlock any safes, locking cabinets, or other storage devices that are on University Property.

The University recognizes that students' rooms and apartments are their homes while enrolled at Southern Nazarene University and acknowledges each student's right of privacy. It should be noted that all residential units, and parking lots owned by the University, are the property of Southern Nazarene University. Responsibility for immediate supervision lies with the university administration. The University may make random, unannounced checks of any resident spaces to ensure the safe and secure operations of University residence facilities.

### **Fire Safety**

#### ***Extinguishers and other Fire Detection and Suppression Equipment***

Fire extinguishers must not be used or removed from their storage rack except in case of fire. The safety of community members requires that fire extinguishing equipment, fire alarm systems, (including smoke detectors, emergency evacuation lights), and fire doors are kept for authorized use only, other use is prohibited by law. Violators are subject to a minimum fine of \$250 and/or additional legal/disciplinary action.

#### ***Flammable Materials***

Local laws prohibit the use of fireworks and the use of or possession on campus and will result in a minimal fine of \$100 and/or additional legal/disciplinary action. Other flammable materials (e.g., gasoline, candles, incense, etc.) may not be kept in the residence halls or apartments. (See Residential Living Policies for more information).

***Smoke detectors***

Each student's room in the residence halls and campus apartments is equipped with a smoke detector. Tampering with these devices is strictly prohibited. Students should contact a Residence Life official immediately to report a broken or non-working smoke detector.

***Tobacco and Smoking***

The possession and/or use of tobacco in any form is not permitted on or off campus. Also, the displaying of tobacco paraphernalia is prohibited. Individuals who are found in violation of the University Lifestyle Policy and Standards of Conduct face disciplinary action including fines, community service, or suspension from the University.

**Plans for Improving Fire Safety**

- Continue to update signage communicating building evacuation and assembly points in all university residential facilities, focusing on additional signage per apartment unit in those facilities.
- Provide hard-wired smoke detectors in Chapman.
- Continue to monitor and review the locations of fire extinguishers ensuring they are in the best locations.
- Fire training with Residence Advisors each August including fire extinguisher training and evacuation of a smoked-out building to practice evacuating the buildings. We then cover where each building would gather when an alarm sounds and how to take attendance of each hallway.

## APPENDIX A Definitions under Oklahoma law

**Dating violence** is not defined in Oklahoma; however, violence against a person with whom the perpetrator is in a dating relationship is considered domestic violence, defined below. A **dating relationship** is defined as: a courtship or engagement relationship. For purposes of this Act, a casual acquaintance or ordinary fraternization between persons in a business or social context shall not constitute a dating relationship. *22 Okla. Stat. § 60.1.*

**Domestic violence** is not defined in Oklahoma law. However, the criminal definition of **domestic abuse** is defined as: Any person who commits any assault and battery against a current or former spouse, a present spouse of a former spouse, a former spouse of a present spouse, parents, a foster parent, a child, a person otherwise related by blood or marriage, a person with whom the defendant is or was in a dating relationship as defined by Section 60.1 of Title 22 of the Oklahoma Statutes, an individual with whom the defendant has had a child, a person who formerly lived in the same household as the defendant, or a person living in the same household as the defendant shall be guilty of domestic abuse. *21 Okla. Stat. § 644.*

### **Sexual assault.**

- a. rape, or Rape by instrumentation, as defined in Sections 1111, 1111.1 and 1114 of this title, or
- b. forcible sodomy, as defined in Section 888 of this title. *21 Okla. Stat. § 142.20.*

### **Rape (as used in the definition for "sexual assault)":**

- A. Rape is an act of sexual intercourse involving vaginal or anal penetration accomplished with a male or female who is not the spouse of the perpetrator and who may be of the same or the opposite sex as the perpetrator under any of the following circumstances:
1. Where the victim is under sixteen (16) years of age.
  2. Where the victim is incapable through mental illness or any other unsoundness of mind, whether temporary or permanent, of giving legal consent;
  3. Where force or violence is used or threatened, accompanied by apparent power of execution to the victim or to another person;
  4. Where the victim is intoxicated by a narcotic or anesthetic agent, administered by or with the privity of the accused as a means of forcing the victim to submit.
  5. Where the victim is at the time unconscious of the nature of the Act and this fact is known to the accused.
  6. Where the victim submits to sexual intercourse under the belief that the person committing the Act is a spouse, and this belief is induced by artifice, pretense, or concealment practiced by the accused or by the accused in collusion with the spouse with intent to induce that belief. In all cases of collusion between the accused and the spouse to accomplish such Act, both the spouse and the accused, upon conviction, shall be deemed guilty of Rape.
  7. Where the victim is under the legal custody or supervision of a state agency, a federal agency, a county, a municipality or a political subdivision and engages in sexual intercourse with a state, federal, county, municipal or political subdivision employee or an employee of a contractor of the state, the federal government, a county, a municipality or a political subdivision that exercises authority over the victim; or
  8. Where the victim is at least sixteen (16) years of age and is less than twenty (20) years of age and is a student, or under the legal custody or supervision of any public or private elementary or secondary school, junior high or high school, or public vocational school, and engages in sexual intercourse with a person who is eighteen (18) years of age or older and is an employee of the same school system.
- B. Rape is an act of sexual intercourse accomplished with a male or female who is the spouse of the perpetrator if force or violence is used or threatened, accompanied by apparent power of execution to the victim or to another person. *21 Okla. Stat. § 1111*

***Rape by instrumentation (as used in the definition of "sexual assault"):***

Rape by instrumentation is an act within or without the bonds of matrimony in which any inanimate object or any part of the human body, not amounting to sexual intercourse is used in the carnal knowledge of another person without his or her consent and penetration of the anus or vagina occurs to that person. Provided, further, that at least one of the circumstances specified in Section 1111 of this title has been met; further, where the victim is at least sixteen (16) years of age and is less than twenty (20) years of age and is a student, or under the legal custody or supervision of any public or private elementary or secondary school, junior high or high school, or public vocational school, and engages in conduct prohibited by this section of law with a person who is eighteen (18) years of age or older and is an employee of the same school system, or where the victim is under the legal custody or supervision of a state or federal agency, county, municipal or a political subdivision and engages in conduct prohibited by this section of law with a federal, state, county, municipal or political subdivision employee or an employee of a contractor of the state, the federal government, a county, a municipality or a political subdivision that exercises authority over the victim, consent shall not be an element of the crime. Except for persons sentenced to life or life without parole, any person sentenced to imprisonment for two (2) years or more for a violation of this section shall be required to serve a term of post-imprisonment supervision pursuant to subparagraph f of paragraph 1 of subsection A of Section 991a of Title 22 of the Oklahoma Statutes under conditions determined by the Department of Corrections. The jury shall be advised that the mandatory post-imprisonment supervision shall be in addition to the actual imprisonment. *21 Okla. Stat. § 1111.1.*

***Forcible sodomy (as used in the definition of "sexual assault"):***

A. Any person who forces another person to engage in the detestable and abominable crime against nature, pursuant to Section 886 of this title, upon conviction, is guilty of a felony punishable by imprisonment in the custody of the Department of Corrections for a period of not more than twenty (20) years. Except for persons sentenced to life or life without parole, any person sentenced to imprisonment for two (2) years or more for a violation of this subsection shall be required to serve a term of post-imprisonment supervision pursuant to subparagraph f of paragraph 1 of subsection A of Section 991a of Title 22 of the Oklahoma Statutes under conditions determined by the Department of Corrections. The jury shall be advised that the mandatory post-imprisonment supervision shall be in addition to the actual imprisonment. Any person convicted of a second violation of this section, where the victim of the second offense is a person under sixteen (16) years of age, shall not be eligible for probation, suspended or deferred sentence. Any person convicted of a third or subsequent violation of this section, where the victim of the third or subsequent offense is a person under sixteen (16) years of age, shall be punished by imprisonment in the custody of the Department of Corrections for a term of life or life without parole, in the discretion of the jury, or in case the jury fails or refuses to fix punishment then the same shall be pronounced by the court. Any person convicted of a violation of this subsection after having been twice convicted of a violation of subsection A of Section 1114 of this title, a violation of Section 1123 of this title or sexual abuse of a child pursuant to Section 843.5 of this title, or of any attempt to commit any of these offenses or any combination of said offenses, shall be punished by imprisonment in the custody of the Department of Corrections for a term of life or life without parole.

B. The crime of forcible sodomy shall include:

1. Sodomy committed by a person over eighteen (18) years of age upon a person under sixteen (16) years of age; or 2. Sodomy committed upon a person incapable through mental illness or any unsoundness of mind of giving legal consent regardless of the age of the person committing the crime; or
3. Sodomy accomplished with any person by means of force, violence, or threats of force or violence accompanied by apparent power of execution regardless of the age of the victim or the person committing the crime; or
4. Sodomy committed by a state, county, municipal or political subdivision employee or a contractor or an employee of a contractor of the state, a county, a municipality, or political subdivision of this state upon a person who is under the legal custody, supervision or authority of a state agency, a county, a municipality, or a political subdivision of this state; or
5. Sodomy committed upon a person who is at least sixteen (16) years of age but less than twenty (20) years of age and is a student of any public or private secondary school, junior high or high school, or public vocational school, with a person who is eighteen (18) years of age or older and is



employed by the same school system. *21 Okla. Stat. § 888.*

**Stalking:**

Any person who willfully, maliciously, and repeatedly follows or harasses another person in a manner that:

1. Would cause a reasonable person or a member of the immediate family of that person as defined in subsection F of this section to feel frightened, intimidated, threatened, harassed, or molested; and
2. Causes the person being followed or harassed to feel terrorized, frightened, intimidated, threatened, harassed, or molested, upon conviction, shall be guilty of the crime of stalking, which is a misdemeanor punishable by imprisonment in a county jail for not more than one (1) year or by a fine of not more than One Thousand Dollars (\$1,000.00), or by both such fine and imprisonment

F. For purposes of this section:

1. "Harasses" means a pattern or course of conduct directed toward another individual that includes, but is not limited to, repeated, or continuing unconsented contact, that would cause a reasonable person to suffer emotional distress, and that causes emotional distress to the victim. Harassment shall include harassing or obscene phone calls as prohibited by Section 1172 of this title and conduct prohibited by Section 850 of this title. Harassment does not include constitutionally protected activity or conduct that serves a legitimate purpose.
2. "Course of conduct" means a pattern of conduct composed of a series of two (2) or more separate acts over a period, however short, evidencing a continuity of purpose. Constitutionally protected activity is not included within the meaning of "course of conduct";
3. "Emotional distress" means significant mental suffering or distress that may, but does not necessarily require, medical or other professional treatment or counseling.
4. "Unconsented contact" means any contact with another individual that is initiated or continued without the consent of the individual, or in disregard of that individual's expressed desire that the contact be avoided or discontinued. Constitutionally protected activity is not included within the meaning of unconsented contact. Unconsented contact includes but is not limited to any of the following:
  - a. following or appearing within the sight of that individual,
  - b. approaching or confronting that individual in a public place or on private property,
  - c. appearing at the workplace or residence of that individual,
  - d. entering onto or remaining on property owned, leased, or occupied by that individual,
  - e. contacting that individual by telephone,
  - f. sending mail or electronic communications to that individual, and
  - g. placing an object on, or delivering an object to, property owned, leased, or occupied by that individual; and
5. "Member of the immediate family", for the purposes of this section, means any spouse, parent, child, person related within the third degree of consanguinity or affinity or any other person who regularly resides in the household or who regularly resided in the household within the prior six (6) months. *21 Okla. Stat. § 1173.*