



UNIVERSITY CENTER

SIOUX FALLS SOUTH DAKOTA

ANNUAL JEANNE CLERY REPORT

University Center welcomes you!

Welcome to the University Center!

This report contains campus crime statistics and critical campus safety information such as policies, crime prevention, crime reporting, and resources to aid you in becoming more safety-minded. The University Center strives to be a safe place to learn, live, work and grow.

The University Center Department has contract security that is responsible for enforcing federal, state, and city law as well as university regulations. Security provides enforcement on University Center property, including parking lots and roads.

Security officers work to ensure campus safety; every day, while working Cooperatively with the Sioux Falls Police Department and other law enforcement agencies. They rely heavily on the University community to report any suspicious activity, crimes that have been committed, and crimes in progress that occur on the UC Campus.

To make these reports, please call Security at (605) 728-7233, (605) 367-5289, or 9-911 for emergencies from any campus phone.

Have an extraordinary and safe year at UC!

UNIVERSITY CENTER ANNUAL REPORT BACKGROUND



University Center Security prepares this report to comply with the Jeanne Clery Disclosure of Campus Security Policy and Crime Statistics Act. This report is prepared in cooperation with caseload reporting officials such as local law enforcement agencies and referral statistics include those reported to Security officers, designated campus officials and other local law enforcement agencies.

(Annual notification is made via email to all enrolled students, faculty, and staff. You can also get a copy by contacting the University Center.) 4801 North Career Avenue Sioux Falls South Dakota 57107. (605) 367-5289

UC Security Officers work closely with local, state, and federal police agencies and have communication with the Sioux Falls Police Department, South Dakota Highway Patrol, fire, ambulance, and other emergency agencies.

Any University owned or leased property in outlying areas is patrolled by the Security Officers.

In coordination with local law enforcement agencies, student and student organizations, off-campus criminal activity is monitored and recorded. This information is provided to the Dean of Students for any action or follow-up that may be required.

Report a Crime

or

Suspicious Activity

Whether you are a victim of or witness to a crime, you have the responsibility to promptly and accurately report crime. If a crime occurs on or around the University Center campus, report it immediately to University Center Security. Crimes occurring off-campus should be reported to the Sioux Falls Police Department.

Emergency Procedures

Crimes in progress and crimes that have occurred should be reported by dialing 9-911 on the University Center campus or 911 when off campus. Whenever possible, the victim or witness of the crime should call the police directly as firsthand information is always more accurate and complete.

When calling to report a crime or incident, please be ready to give information such as:

1. A brief description of what occurred
2. Where the incident occurred
3. When the incident occurred
4. Any injuries you or another have sustained
5. Did the suspects have a weapon
6. When and where was the suspect last seen
7. What did the suspect (s) look like (gender, race, age, height, hair color, clothing, facial hair, clothing, tattoos or other relevant information)

Non-emergency procedures

For non-emergency assistance, please call UC Security at (605) 728-7233 or (605) 367-5289. UC Security is located in the Classroom Building on first floor. While individuals are encouraged to report crimes to the police, individuals may seek support and assistance with reporting from the Dean of Students Office, Human Resources, Student Counseling Center and Student Health Center, among other university staff members prepared to provide such guidance for reporting crimes on or near campus.

Timely Warnings

Confidential Reporting of a Crime

In the event that a situation arises, either on or off campus, that constitutes a threat to members of the campus community, a “timely warning” will be issued. The warning will be issued through the University Center Email. Notice may also be sent through methods of communication.

A brief description of what occurred

Where the incident occurred

When the incident occurred

Any injuries you or another have sustained

Did the suspect(s) have a weapon

When and where the suspect was last seen

What did the suspect(s) look like (gender, race, age, height, weight, hair color, clothing, facial hair, tattoos or other relevant information)

-----Confidential Reporting of a Crime





If you are the victim of a crime and do not want to pursue action within The University Center conduct system or the criminal justice system, you may opt to make a confidential report. You may file silent witness form that includes the details of the incident without revealing your identity. The purpose of a confidential report is to comply with your wish to keep the matter confidential, while taking steps to help ensure your safety and that of others. With such information, to access the silent witness form contact (605)-367-5289 and ask to have your incident report be confidential.

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Additional Reporting Authority

The following resources may be contacted as well to report crimes or criminal/suspicious activity.

Reporting Authorities:

-  University Center Security 605-728-7233
-  University Center Front Office 605-367-5680
-  University Center Facilities 6005-367-5289
-  University Center Deans offices 605-

Crime Definitions

Jeanne Clery Annual Report Crime Definitions from the FBI's Uniform Crime Reporting Handbook

For more information, visit www.fbi.gov/ucr/ucr.htm

Murder: The willful (non-negligent) killing of one human being by another.

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 and/or by putting the victim in fear.

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

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

Motor Vehicle Theft: The theft or attempted theft of a motor vehicle. (Classify as motor vehicle theft all cases where automobiles are taken by persons not having lawful access even though the vehicles are later abandoned—including joyriding.)

Weapon Law Violations: The violation of laws or ordinances dealing with weapon offenses, regulatory in nature, such as: manufacture, sale, or possession of deadly weapons; carrying deadly weapons, concealed or openly; furnishing deadly weapons to minors; aliens possessing deadly weapons; and all attempts to commit any of the aforementioned.

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

Liquor Law Violations: The violation of laws or ordinances prohibiting: the manufacture, sale, transporting, furnishing, possessing of intoxicating liquor; maintaining unlawful drinking places; bootlegging; operating a still; furnishing liquor to 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 the aforementioned. (Drunkenness and driving under the influence are not included in this definition.)

Sex Offenses Definitions from the National Incident-Based Reporting System Edition of the Uniform Crime Reporting Program

Sex Offenses, Forcible: Any sexual act directed against another person, forcibly and/or against that person's will; or not forcibly or against the person's will where the victim is incapable of giving consent.

Forcible Rape: The carnal knowledge of a person, forcibly and/or against that person's will; or not forcibly or against the person's will where the victim is incapable of giving consent because of his/her temporary or permanent mental or physical incapacity (or because of his/her youth).

Forcible Sodomy: Oral or anal sexual intercourse with another person, forcibly and/or against that person's will; or not forcibly against the person's will where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental or physical incapacity.

Sexual Assault With An Object: The use of an object or instrument to unlawfully penetrate, however slightly, the genital or anal opening of the body of another person, forcibly and/or against that person's will; or not forcibly or against the person's will where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental or physical incapacity.

Forcible Fondling: The touching of the private body parts of another person for the purpose of sexual gratification, forcibly and/or against that person's will; or, not forcibly or against the person's will where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental incapacity.

Sex Offenses, Non-Forcible: Unlawful, non-forcible sexual intercourse.

Incest: Non-Forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.

Statutory Rape: Non-Forcible sexual intercourse with a person who is under the statutory age of consent.

Alcohol and Drug Policy

In compliance with the Drug-Free Schools and Communities Act Amendments of 1989, The South Dakota Board of Regents strictly prohibits the unlawful possession, use or distribution of alcohol, marijuana or controlled substances by its students or employees while property controlled by the Board or while participating in any capacity in activities or employments sponsored by it. Therefore, the UC campus has been designated “alcohol and drug free” and only under certain circumstances is the consumption of alcohol permitted.

The manufacture, sale, possession, or distribution of any controlled substance is illegal under both state and federal laws. Such laws are strictly enforced by UC Security. Violators are subject to disciplinary action within the University and/or criminal prosecution, fine and imprisonment.

It is unlawful to sell, furnish or provide alcohol to a person under the age of 21. The possession of alcohol by anyone less than 21 years of age in a public place or a place open to the public is illegal. It is also a violation of UC policy for anyone to consume or possess alcohol in any public or private area of campus without prior University approval. Organizations or groups found in violation of alcohol and other substance policies or state or federal laws may be subject to sanctions by the University

UC Parental Notification of Drug and Alcohol Violations

The Family Educational Rights and Privacy Act (FERPA) permit colleges and universities to inform parents of drug and alcohol policy violations committed by their students. The University Center (UC) personnel understand that parents are partners in responding to issues of substance abuse. Thus, it is UC policy to notify parents or guardians of their student's alcohol and/or drug policy violation if the student is less than 21 years of age and not emancipated, and the violation occurred as follows:

1. Parental notification may occur when it is determined that the student has committed a second violation of the South Dakota Board of Regents (BOR) Alcohol/Drug Policy, that the violation resulted in at minimum an imposition of disciplinary probation and that the violation was (a) committed while on property owned or controlled by UC or any other BOR institution; or (b) committed during travel sponsored by a department, college, or recognized student organization of UC or any other BOR institution; or (c) committed while attending an event sponsored by a UC department, college, or recognized student organization or that of any other BOR institution;
2. Violation of the Board of Regents Alcohol/Drug Policy by the student while enrolled at another institution under the control of the BOR shall be considered a violation under this policy.
3. The Dean of Students will determine, in each instance, whether parental notification will be made. In the event the Dean determines that parental notification is appropriate, notification of a parent or guardian shall be made in writing and mailed to the parent or guardian at the address on record. Students whose parents will be notified consequent to a judicial process may view a template of the notification letter in the Office of Student Rights and Responsibilities.
4. Records of parental notification under this policy will be maintained in the Office of the Dean of Students or as s/he may otherwise designate.
5. In addition to the foregoing, UC policy provides for parental notification of drug or alcohol violation or misuse without prior notice to the student in circumstances where action has been or will be taken to protect the safety of the student or other individuals.

UC Employee Drug and Alcohol Policy

In compliance with the Drug-Free Workplace Act of 1988 the South Dakota Board of Regents strictly proscribes the unlawful manufacture, distribution, dispensing, possession or use of controlled substances by board employees and agents while on duty or while in any workplace controlled by the board. For purposes of this proscription, the workplace shall include premises and vehicles owned and controlled by the board and other premises and vehicles when used by the board for education, research, service or other official functions.

Any person violating this proscription shall be subject to appropriate disciplinary action, which may include termination of employment.

The full text of the South Dakota Board of Regents policy related to the Drug-Free Workplace Act can be found at www.sdbor.edu/policy/4-Personnel/documents/4-27.pdf

About the Numbers

Crime statistics in this table are compiled by UC Security. These statistics are gathered from UC Security and local law enforcement agencies. These numbers do not include privileged counseling or medical information from the Student Counseling Center or other counseling agencies located on the UC campus.

Crimes reported for:	University Center Campus						Non-campus Buildings			Adjacent Properties			Totals for all categories		
	2005		2006		2007		2005	2006	2007	2005	2006	2007	2005	2006	2007
Type of offense	Res. Hall	Total	Res. Hall	Total	Res. Hall	Total									
Murder non-negligence manslaughter															
Forcible sex offenses															
Nonforcible sex offenses															
Robbery															
Aggravated Assault															
Burglary															
Motor Vehicle theft															
Arson															
Negligent Manslaughter															
Hate Crime	Res. Hall	Total	Res. Hall	Total	Res. Hall	Total	2005	2006	2007	2005	2006	2007	2005	2006	2007
Race															
Gender															
Religion															
Sexual Orientation															
Ethnicity															
Disability															
Arrests/Referrals for selected offenses	Res. Hall	Total	Res. Hall	Total	Res. Hall	Total	2005	2006	2007	2005	2006	2007	2005	2006	2007
Liquor Law Violations															
Arrests															
Referrals															
Drug Law Violations															
Arrests															
Referrals															
Weapons Law Violations															
Arrests															
Referrals															

General Notes:
 Referrals are violations handed by campus disciplinary authorities and/or police that do not result in arrest. Data include employee and students.
 The term "non-campus building" includes the area off campus that registered student organizations have reported they own or control. The university has no responsibility for security at these locations.

Please click the following to link to readable table:

Criminal Activity Off-Campus

UC Public Safety does not provide law enforcement service to off-campus residences, including recognized UC organizations. Criminal activity at recognized UC organizations is monitored by local law enforcement. UC Security maintains a close working relationship with the Sioux Falls Police Department.

UC Building Security and Access Annual Safety Audit

During business hours, UC campus will be open to students, parents, employees, contractors, guests, and invitees. Non-business hour access to all UC facilities is by key, if issued, or by admittance via UC Security staff. In the case of periods of extended closing, UC Security will admit only those with prior written approval to certain facilities. Some campus facilities may have individual hours, which may vary at different times of the year. In these cases, the facilities will be secured according to schedules compiled by UC Security.

Conduct and Legal Action

The victim has the right to report the assault to university officials and to local law enforcement. University personnel will assist the student in notifying these authorities. While the university encourages students to assist in prosecuting any sexual assault case to the fullest extent of the law, students who have been sexually assaulted need to maintain control over how they wish to proceed legally and personally.

-----Sexual Assault Prevention and Policy

The University Center is concerned with the personal safety of students, faculty, and staff, as well as with enhancing individual capacity for personal safety. This mission is carried out by providing awareness of and educational opportunities about sexual assault, including acquaintance and stranger rape, and other forcible and non-forcible sexual offenses.

Scope of Policy

The policies regarding sexual assault cover any student or employee who commits a sexual act against another university student, faculty, or staff member, occurring on university property or at a university sponsored event. A sexual act committed against another person with or without consent may be classified as a felony or misdemeanor violation of South Dakota Codified Law. Felonies must be reported to law enforcement by any person having knowledge, which is not bound by legal privilege, of the felony.

Procedures in the Event an Assault Occurs

Procedure is intended to provide necessary assistance and to encourage the reporting and prosecuting of sexual assault and inappropriate sexual contact while remaining respectful of individual agency. Trained advocate and peer mentor alternatives, for example SAVVY members at savvy@usd.edu or www.usd.edu/orgs/savvy are available as resource guides for medical, legal, emotional, and other services.

A. In order to best meet a victim's needs, it is important to contact officials as soon as possible after an assault occurs.

Public Safety can act as the primary contact and notify Student Counseling Center staff, for example, in order to have support present for a victim who is making an immediate report.

B. In addition to medical attention being sought for the health and well-being of a victim, medical personnel will aid in the preservation of evidence should the decision to take legal action be made at that time or at a later date.



General Notations-----

It is stated in several areas with the University Center annual clery report that the UC security staff is contracted security. We nor does the security company have the authority of any sworn law enforcement personal.

The University Center however does have an in depth working relationship with local and state law enforcement. At any given time the UC reserves the right to utilize law enforcement in any situation I deems necessary.

It is also policy that the University Center does within its means to accurately and promptly reports all criminal activity on University properties.

In the event of Emergency on University Property:

UC has policy and procedures in place to act immediately in such case.

