



ARKANSAS STATE UNIVERSITY
MID-SOUTH

Educational Programs and Information in Support of Campus Safety

Each year educational programs are provided for employees and students in support of campus security and personal safety. The Director of Campus Safety has responsibility for contacting the following departments/personnel annually to compile statistics about the number and type of programs provided:

Barbara C. Baxter Learning Success Center
Business/Industry Services
Academic Affairs
Director of the Physical Plant
Director of Human Resources
Director of Adult Education
ASU Mid-South Disaster Preparedness, Response, & Safety Committee
ASU Mid-South Technical Center

In addition, the Director of Campus Safety has responsibility for scheduling workshops each year to inform employees about campus safety procedures and crime prevention and to encourage their responsibility for general campus safety. Full-time employees participate in training at least twice per year, and adjunct faculty are informed about policy and procedures during Adjunct Orientation, which is held prior to both the fall and spring semesters.

The Vice Chancellor for Student Affairs and Barbara C. Baxter Learning Success Center personnel have the responsibility for providing appropriate workshops and assemblies for students throughout the year. In addition to a crime awareness component provided during New Student Orientation, Student Affairs personnel provide at least one drug and alcohol awareness workshop and at least one workshop a year on crime prevention and reporting procedures and how to respond to sexual assault.

During the 2021-2022 academic year, the following programming was provided by college departments:

Fall 2021

Fire Drill/Active Shooter Training for all Employees
Safety Overview for Students at New Student Orientation
Safety Overview for Adjunct Faculty at Adjunct Faculty Orientation
Safety Overview for Concurrent High School Students at Concurrent Student Orientation
Sexual Harassment Training for all Employees

Child Maltreatment/Mandatory Reporter Training for all Employees

Spring 2022

Safety Overview for Students at New Student Orientation

Safety Overview for Adjunct Faculty at Adjunct Faculty Orientation

Other Educational/Training Resources:

All employees receive electronic copies of the *Employee Handbook*, which outlines the employee conduct code and employee responsibilities for reporting criminal and disciplinary incidents for prompt resolution and recurrence prevention. The College Catalog contains information about the Student Code of Conduct, disciplinary procedures and sanctions, safety and emergency procedures, and harassment and discrimination policies and complaint procedures. Students are directed to this information during Concurrent Student Orientation, New Student Orientation, and as part of the College Success class required for all first-time students.

Students are informed during Concurrent Student Orientation and New Student Orientation about conduct requirements, campus safety personnel and their roles and responsibilities, and the use of the red emergency phones. They are also introduced to key administrative personnel who can provide resources and assistance when crimes or threatening situations arise.

Sexual Assault: Programs and Procedures

Students can report sexual assault to any College employee or campus safety officer, who then will notify the Director of Campus Safety or the Vice Chancellor for Student Affairs, so that appropriate warnings will be issued to the campus community if deemed necessary by the circumstances of the alleged assault.

College officials will assist victims in reporting assaults to the local law enforcement agency and in seeking counseling assistance. Every effort will be made to maintain confidentiality, but students should be aware that police reports and College disciplinary procedures may not allow complete confidentiality.

Following the report of an alleged sex offense, victims may request a change in academic schedule or other accommodation to ensure their protection. College officials will provide any requested change or accommodation that is reasonably available.

In accordance with the Student Right to Know and Campus Security Act, the following information regarding campus sexual assault programs and the procedures is provided.

Procedures Students Should Follow If Sexual Assault Occurs

All sexual assaults (rape, attempted rape, or acquaintance rape) should be reported to a college official. Individuals should report a sexual assault to any of the vice chancellors at the college. Individuals may also report a sexual assault to the West Memphis Police Department at 870-732-7555.

Any student who is assaulted should report the attack as quickly as possible. If the assault is reported within 72 hours of its occurrence and the victim cooperates with police in providing information and evidence, the State of Arkansas pays for the medical examination. Also, if the offense is reported to police, Victims Compensation can pay for treatment of other injuries that occurred during rape.

Under any circumstances, a medical evaluation is important because of the possibilities of sexually-transmitted diseases and pregnancy. Victims who choose not to report to the police must cover the cost of the examination. Reporting the offense to the police does not mean that a victim must prosecute.

There are several important steps that should be taken after a sexual assault:

1. **DO NOT** shower, bathe, change clothes, urinate (if possible), brush your teeth or rinse your mouth, or change bedding or disturb the area where the assault occurred (if the assault occurred in your place of residence). Remember that it is important to preserve the evidence.
2. **TELL SOMEONE.** Call a friend, counselor, or anyone who can provide you with emotional support. Seek medical attention at the local hospital. Go to a doctor or hospital as quickly as possible for evidence to be gathered and to be checked for injury. Having someone with you as you go through this process is helpful. Take along extra clothing, toothpaste, and toothbrush to clean up after the examination.
3. **WRITE DOWN** detailed information about the assault—where, when, who, etc. If the assailant is a stranger, try to remember his or her height, hair color, scars, clothing, eye color, or other distinguishing characteristics. Gathering evidence and writing information should be done, even if you do not intend to file criminal charges.
4. **FINALLY**, if you have or have not done any of the things suggested in steps one through three, tell a college counselor, a friend, or someone at the local mental health service or rape crisis center about the assault. It is important that you get help and support. This is a time with many confusing emotions and difficult decisions.

Counseling Options

Students who have been victims of sexual assault may receive counseling through a referral from the Barbara C. Baxter Learning Success Center. The college offers free and confidential counseling through CONCERN Student Assistance Program. Counseling services are also available through public and private sources in the community. Students may contact any of the following agencies for counseling assistance:

CONCERN Student Assistance Program

901-458-4000, 1-800-445-5011

Arkansas Coalition Against Sexual Assault

Statewide Sexual Assault Crisis Response Hotline

1-800-977-5776

Child Abuse Hotline

1-800-482-5964, 1-800-843-6349 (TDD)

Crittenden County Health Department

870-735-4334

Families in Transition

870-732-4077

National Domestic Violence Hotline

1-800-799-SAFE (7233), 1-800-787-3224 (TTY)

The College does not include crime statistics from these agencies in its annual Campus Safety Report.

Campus Notification about Registered Sex Offenders and Residential Restrictions for Registered Sex Offenders

The Campus Sex Crimes Prevention Act, 42 U.S.C. § 1407(j) and 20 U.S.C. §1092 (f)(1)(I) and Arkansas Code Ann. §12-12-913(b) et seq. require the tracking of convicted sex offenders enrolled at or employed by institutions of higher education. Sex offenders are required by law to register in the state and to provide notice of enrollment or employment at an institution of higher education.

The State of Arkansas requires a sex offender to register in each law enforcement jurisdiction where he or she lives, attends school, is employed, or volunteers.

Local law enforcement has the responsibility and liability to notify ASU Mid-South concerning registered sex offenders and determines the plan for disclosure that will be made by the College. Determinations are guided by the offender's risk assessment level in accordance with guidelines established by the Arkansas Sex Offenders Assessment Committee. The local law enforcement agency that decides to disclose information shall make a good faith effort to conceal the identity of the victim(s) of the sex offender's offense.

Notification will be guided by the following risk assessment information provided by the State:

1. **Low Risk:** Usually these are individuals with no prior history of sexual acting out, and no strong antisocial tendencies, sexual compulsions or psychological factors impairing judgment.
2. **Moderate Risk:** Usually these are individuals with limited or circumscribed prior history of sexual acting out, possess some antisocial personality characteristics, predatory tendencies, or deviant sexual interest or behavioral patterns that increase the

general level of risk these offenders pose. They may have mild or well controlled mental disorders, and/or developmental disabilities.

3. **High Risk:** These individuals usually have histories of repeat sexual offending, and/or strong antisocial, violent or predatory personality characteristics. Sexual compulsions are likely to be present, but may be kept under control when relapse prevention plans are followed and treatment is continued. The offense patterns of these individuals reflect a relatively high probability of re-offense and/or a risk of substantial injury to victims should re-offense occur.
4. **Sexually Violent Predator:** These are individuals with impaired judgment or control who have sexual or violent compulsions that they lack the ability to control. This may be due to pedophilia or other disorder of sexual attraction, mental illness or personality disorder that distorts thinking, interferes with behavioral control, and predisposes the person to acts of predatory sexual violence.

Local law enforcement will contact Arkansas State University Mid-South's Director of Campus Safety regarding registered sex offenders and the plan of disclosure that should be followed. Once notified, the Director of Campus Safety will provide timely and appropriate notification to the campus community about the presence of registered sex offenders enrolled in, attending, or employed by the College. Such notification will occur through campus email and/or through announcements on the plasma screens located in each building. A written summary of campus guidelines and the notification plan for each offender will be maintained by the Director of Campus Safety.

The Federal Campus Sex Crimes Prevention Act designates certain information concerning a registered sex offender as public information and therefore amends and supersedes the Family Educational Rights and Privacy Act (FERPA) and other federal and state laws that previously prohibited the disclosure of such personal information.

Educational Information Provided by the College

The College Catalog provides information dealing with sexual assault. The Barbara C. Baxter Learning Success Center has additional printed materials which deal with sexual assault, including date rape. This literature on rape and sexual offenses is available to any student, faculty or staff member upon request. Each year, the College sponsors workshops and student forums to provide educational information about sexual offenses. These programs include procedures to be followed in the event of an assault.

Information about Registered Sex Offenders

Law enforcement agency information provided by the state concerning registered sex offenders may be obtained by checking the Arkansas Sex Offenders listing (<https://www.ark.org/offender-search/index.php>) or by contacting the West Memphis Police Department (<https://www.westmemphisar.gov/167/Police>; 870 732-7555). Registration and information dissemination standards are determined by the State of Arkansas.

College Disciplinary Procedures for Sexual Assaults

Sexual assault should be reported to the appropriate vice chancellor or to any college employee the victim feels comfortable approaching. When the alleged perpetrator is a College employee or student, the appropriate College official will complete a written report and notify the Director of Campus Safety and the Chancellor. The Director of Campus Safety will notify the accused party of the allegation in writing and request a written response. The College's disciplinary procedures will apply, and procedural due process will be followed in all hearings of violations of College policies.

Student disciplinary procedures and possible sanctions are outlined in the College Policies chapter of the College catalog. The catalog is available online at https://www.asumidsouth.edu/wp-content/uploads/2022/08/College_Catalog_2022-23-1.pdf. Employee disciplinary procedures and possible sanctions are outlined in the Employee Handbook. The handbook is available on-line through the following link: <https://www.asumidsouth.edu/wp-content/uploads/2021/02/2021-Emp-Handbook020521.pdf>. Printed copies may also be obtained from the Barbara C. Baxter Learning Success Center or from the Vice Chancellor for Student Affairs.

The accuser and the accused are entitled to the same opportunities to have others present. Both the accuser and the accused will be informed of the outcome of the disciplinary proceeding and any sanctions imposed as a result of such determination.

A decision reached by a conduct administrator or committee finding a violation and/or imposing a sanction(s) may be appealed by the accused student (or by the complaining student if there is one) to the appeal officer within five (5) business days of the decision. Such appeals shall be in writing and shall be delivered to the Vice Chancellor for Student Affairs. During the appeal process, a student who has received a sanction of a suspension of ten (10) or more days or expulsion for non-academic misconduct may choose to be represented at the student's expense by a licensed attorney or, if the student prefers, a non-attorney advocate who, in either case, may fully participate during the appeal process. If the disciplinary appeal proceeding arises from a complaint by a student against another student, both students can be so represented. (Arkansas General Assembly, Act 1194 of 2015, effective July 22, 2015).