

**[10006] CAMPUS SECURITY ACT DISCLOSURE STATEMENT – Clery Act**

The Campus Security Act (Public Law 102-26) 34 C.F.R. Section 668.46 (c)(1) requires postsecondary institutions to disclose the number of instances in which certain specific types of crimes have occurred in any building or on any property owned or controlled by this institution which is used for activities related to the educational purpose of the institution and/or any building or property owned or controlled by student organizations recognized by this institution. In compliance with that law, the following reflects this institution's crime statistic for the period between 01/01/2019 and 12/31/2021. PLEASE NOTE THAT THIS INSTITUTION DOES NOT HAVE ON CAMPUS HOUSING, AND THAT THERE NO POLICE RECORDS THAT PERTAIN DIRECTLY TO THE PROPERTY USED BY THE INSTITUTION. THEREFORE, THE STATISTICS BELOW REPORT ONLY THOSE INCIDENTS REPORTED TO THE INSTITUTIONAL ADMINISTRATION AND/OR TO THE LOCAL POLICE.

**Report Distribution Date: October 1, 2022**

**Occurrences REPORTED within the 2019, 2020 and 2021 Calendar Years**

| Crimes Reported                                                                                                                                                                       | 2019 | 2020 | 2021 | Location:<br>C=Campus<br>N=Non-campus<br>P=Public Area | *Hate<br>Crime?<br>(see note) |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|------|------|--------------------------------------------------------|-------------------------------|
| (i) Criminal homicide:                                                                                                                                                                |      |      |      |                                                        |                               |
| (A) Murder and non-negligent manslaughter                                                                                                                                             | 0    | 0    | 0    | P                                                      | 0                             |
| (B) Negligent manslaughter                                                                                                                                                            | 0    | 0    | 0    | P                                                      | 0                             |
| (ii) Sex Offenses:                                                                                                                                                                    |      |      |      |                                                        |                               |
| (A) Rape                                                                                                                                                                              | 0    | 0    | 0    | P                                                      | 0                             |
| (B) Fondling                                                                                                                                                                          | 0    | 0    | 0    | P                                                      | 0                             |
| (C) Incest                                                                                                                                                                            | 0    | 0    | 0    | P                                                      | 0                             |
| (D) Statutory Rape                                                                                                                                                                    | 0    | 0    | 0    | P                                                      | 0                             |
| (iii) Robbery                                                                                                                                                                         | 0    | 0    | 0    | P                                                      | 0                             |
| (iv) Aggravated assault                                                                                                                                                               | 0    | 0    | 0    | P                                                      | 0                             |
| (v) Burglary                                                                                                                                                                          | 0    | 1    | 0    | P                                                      | 0                             |
| (vi) Motor Vehicle Theft                                                                                                                                                              | 0    | 1    | 0    | P                                                      | 0                             |
| (vii) Arson                                                                                                                                                                           | 0    | 0    | 0    | P                                                      | 0                             |
| Arrest and referrals for disciplinary actions including:                                                                                                                              |      |      |      |                                                        |                               |
| (A) Arrests for liquor law violations, Drug law violations, and illegal weapons possession:                                                                                           | 0    | 0    | 0    | P                                                      | 0                             |
| (B) Persons not included in 34 CFR 668.46(c)(1)(ii)(A) who were referred to campus disciplinary action for liquor law violations, drug law violations, and illegal weapons possession | 0    | 0    | 0    | P                                                      | 0                             |
| Hate crimes: As listed under 34. CFR668.46 (c)(1)(i)                                                                                                                                  |      |      |      |                                                        |                               |
| (A) Larceny-theft                                                                                                                                                                     | 0    | 0    | 0    | P                                                      | 0                             |
| (B) Simple Assault                                                                                                                                                                    | 0    | 0    | 0    | P                                                      | 0                             |
| (C) Intimidation                                                                                                                                                                      | 0    | 0    | 0    | P                                                      | 0                             |
| (D) Destruction, Damage or Vandalism of Property                                                                                                                                      | 0    | 0    | 0    | P                                                      | 0                             |
| (viii) Liquor law violations                                                                                                                                                          | 0    | 0    | 0    | P                                                      | 0                             |
| <b>New reporting as of 10/01/2022</b>                                                                                                                                                 |      |      |      |                                                        |                               |
| Incidents of sexual assault                                                                                                                                                           |      | 0    | 0    | P                                                      | 0                             |
| Domestic Violence                                                                                                                                                                     |      | 0    | 0    | P                                                      | 0                             |
| Dating Violence                                                                                                                                                                       |      | 0    | 0    | P                                                      | 0                             |
| Stalking                                                                                                                                                                              |      | 0    | 0    | P                                                      | 0                             |

**NOTE - Crimes reported under any of the category listed in this section that show evidence of prejudice based on race, religion, sexual orientation, ethnicity or disability as prescribed by the Hate Crimes Statistical Act.**

1. This institution does not employ campus security personnel but encourages both its employees and students to immediately report suspected criminal activity or other emergencies to the nearest available institutional official and/or in the event of emergency to directly contact local law enforcement or other emergency response agencies by dialing 911

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2. (I) All students and employees are required to report any crime or emergency to their institutional official promptly.  
(II) Preparation for the Annual Disclosure of Crime Statistics report is obtained by the institution's directors who contact the correct police department District for statistics and the institution's Daily Incident Log and then records those statistics.  
**(III)** If a student or employee wishes to report a crime on a voluntary or confidential basis, the **institutional official** will be prepared to record and report the crime, but not the name of the informant. The student or employee may, in order to maintain confidentiality, submit the information in writing to his/her **institutional official** without signature. If the student wishes not to maintain confidentiality, the student will contact his/her **teacher or school official** who in turn will contact the nearest **supervisor** to report criminal actions or emergencies to the **appropriate agency by calling (911)**.
3. Only students, employees and other parties having business with this institution should be on institutional property. Staff, faculty, students, and prospective students or any person entering the premises must have and CARRY on them at all times a security identification badge. Those without an identification badge must sign in at the entrance and identify their purpose of visit, the person to be visited and register their time in and out of the building. The visitor must also wear a visitor's badge while on campus. All rear access doors leading to the campus are closed and locked during evening hours starting at 5 PM. When the school closes for the night, the school's official or supervisor will inspect each floor to see that it is empty and then set the alarms on each floor and then lock down the campus. Other individuals present on institutional property at any time without the express permission of the appropriate institutional official(s) shall be viewed as trespassing and may as such be subject to a fine and/or arrest. In addition, students and employees present on institutional property during periods of non-operation without the express permission of the appropriate institutional official(s) shall also be viewed as trespassing and may also be subject to a fine and/or arrest.
4. Current policies concerning campus law enforcement are as follows:
  - a. Institution's officials have no powers of arrest other than the Citizens Arrest Law, and are required in the event of a crime or emergency to call the correct agency or dial (911) for the police and emergency services. The Citizens Arrest Law will be invoked only as a last resort, and after all other possibilities have been explored.
  - b. Employees shall contact their immediate or nearest ranking supervisor to report any criminal action or emergency to the appropriate agency by calling (911). If possible, in the interim, the security guard(s) and or institutional official shall attempt to non-violently deal with the crime or emergency with the appropriate agency on campus. Individual discretion must be used; as undue risk should not be taken.
  - c. The institution currently has no procedures for encouraging or facilitating pastoral or professional counseling (mental health or otherwise), other than the student or employee is encouraged to seek such aid.
5. Though this institution does not offer regularly scheduled crime awareness or prevention programs, students are encouraged to exercise proper care in seeing to their personal safety and the safety of others. The following is a description of policies, rules and programs designed to inform students and employees about the prevention of crimes on campus.
  - a. Do not leave personal property in classrooms.
  - b. Report any suspicious persons to your institutional official.
  - c. Always try to walk in groups outside the school premises.
  - d. If you are waiting for a ride, wait within sight of other people.
  - e. Employees (staff and faculty) will close and lock all doors, windows and blinds and turn off lights when leaving a room
  - f. The Crime Awareness and Campus Security Act is available upon request to students, employees (staff and faculty) and prospective students.
  - g. The school has no formal program, other than orientation, that disseminates this information. All information is available on request.
  - h. Information regarding any crimes committed on the campus or leased/attached properties (parking lot) will be available and posted in a conspicuous place within two (2) business days after the reporting of the crime and be available for sixty (60) business days during normal business hours, unless the disclosure is prohibited by law, would jeopardize the confidentiality of the victim or an ongoing criminal investigation, would jeopardize the safety of an individual, would cause a suspect to flee or evade detection, or would result in the destruction of evidence. Once the reason for the lack of disclosure is no longer in force, the institution must disclose the information. If there is a request for information that is older than sixty 60 days, that information must be made available within two (2) business days of the request.
6. The institution does not offer regularly scheduled crime awareness or prevention programs other than orientation where all the institution's policies and regulations are properly disclosed to prospective students.
7. All incidents shall be recorded in the Daily Incident Log at the institutional official's station. The log includes the date, time, location, incident reported, and disposition of incident and the name of the person who took the report. The report must be entered in the log within two (2) business days after it is reported to the school's official, unless that disclosure is prohibited by law or would endanger the confidentiality of the victim.
8. This institution does not permit the sale, possession or consumption of alcoholic beverages on school property and adheres to and enforces all state underage-drinking laws.
9. The institution does not permit the possession, use or sale of illegal drugs by its employees and students and adheres to and enforces all state and Federal drug laws. The violation of these policies by students or employees may result in expulsion, termination and/or arrest

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10. Information concerning drug and alcohol abuse education programs is posted at the campus and is distributed annually to students and staff. *(Institutions are advised to make available to students and staff members information on an agency that provides counseling and help on drug and alcohol abuse education).*
11. It is the policy of this institution to have any sexual assaults (criminal offenses) on campus to be reported immediately to the institution's official, who will report it to (911) emergency and police units. The institution during the orientation of given to newly admitted students emphasizes the prevention of sexual crimes by insisting students to work, study and walk outside of the premises in as much as possible, accompanied by other students or in view of other persons, generally, avoiding as much as possible to be alone by themselves at any time. During the daily functioning of the school operations, staff and administrators focus in observing that students are not in any circumstance by themselves.
  - I. The institutional program to prevent sexual crimes consists in maintaining a continuous lookout for each other to protect and prevent any sexual assaults. The entire staff takes part of this program to protect the students and the staff among themselves.
  - II. A person who was victimized will be encouraged to seek counseling at a rape crisis center and to maintain all physical evidence until such a time when that person can be properly transported to a hospital or rape crisis center for proper treatment.
  - III. A victim of a sexual crime has the option of reporting this crime to the institutional authorities or to report it directly to (911) and search for professional assistance from the emergency agencies. If requested, the institutional personnel will be prepared to request assistance calling (911). When the crime is reported, the school will provide the victim with a written explanation of his or her rights and options.
  - IV. The institution does not have accessibility to professional counseling, mental health or otherwise, students and employees are encouraged to seek such professional assistance at the nearest hospital or health care services.
  - V. The institution will offer the victim of a sexual crime, any available options to change the academic schedule in as much as possible to the benefit of the victimized person.
  - VI. The institutional disciplinary actions in reference to an alleged sex offense are as follows:
    - a. The accuser and the accused are entitled to the same opportunities to have others present during a disciplinary proceeding: and
    - b. Both the accuser and the accused must be informed of the outcome of any institutional proceeding brought alleging a sex offense
  - VII. This institution has zero tolerance of violation of this policy. Once the offense is confirmed the institutional disciplinary action against students or employees may result in expulsion from school, or termination of employment and in accordance to local laws, to an arrest of the offender by the authorities.
12. The institution provides the following website to obtain information concerning the registration of sex offenders arrest.  
Https:\_\_\_\_\_
- 13 **Description of school's emergency response and evacuation procedures.**  
Required elements:
  - Procedures to immediately notify the campus community upon the confirmation of a significant emergency or dangerous situation involving an immediate threat to the health or safety of students or employees occurring on campus
  - Statement that institution will, without delay, and taking into account the safety of the community, determine content of the notification Must initiate notification system, unless issuing notification will compromise efforts to assist a victim or to contain, respond to, or otherwise mitigate the emergency
  - A description institution's process to confirm there is a significant emergency
  - Determine whom to notify
  - Determine content of the notification
  - Initiate the notification system
  - List of titles of persons/organizations responsible for carrying out these actions
  - Procedures for disseminating emergency information to the larger community
  - The institution's procedures to test the emergency response and evacuation procedures on at least an annual basis
  - Tests Announced or unannounced
  - Publicized in conjunction with at least one test per calendar year
  - Documented (description of the exercise, the date, time, and whether it was announced or unannounced)
- 14 **Revised Crime Classification: Burglary vs. Larceny:** An incident must meet three conditions to be classified as a Burglary.
  - There must be evidence of unlawful entry (trespass). Both forcible entry and unlawful entry – no force are counted.
  - The unlawful entry must occur within a structure, which is defined as having four walls, a roof, and a door.
  - The unlawful entry into a structure must show evidence that the entry was made in order to commit a felony or theft. If the intent was not to commit a felony or theft, or if the intent cannot be determined, the proper classification is Larceny.
- 15 **Definition of On-Campus Student Housing Facility:** For the purposes of the Clery Act regulations, as well as the HEA fire safety and missing student notifications regulations, any student housing facility that is owned or controlled by the institution, or is located on property that is owned or controlled by the institution, and is within the reasonably contiguous geographic area that makes up the campus is considered an on-campus student housing facility. This definition clarifies that any building located on campus on land owned or controlled by the institution that is used for student housing must be counted as an on-campus student housing facility, even if the building itself is owned or controlled by a third party.

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- 16 **Campus Law Enforcement Policies:** All institutions must include a statement of policy regarding campus law enforcement in their Annual Security Report. This statement must contain the following elements:
- A description of the law enforcement authority of the campus security personnel.
  - A description of the working relationship of campus security personnel with State and local law enforcement agencies, including whether the institution has agreements with such agencies, such written memoranda of understanding (MOU), for the investigation of alleged criminal offenses.
  - A statement of policies which encourage accurate and prompt reporting of all crimes to the campus police and the appropriate law enforcement agencies.
  - Students and employees should refer to the person or agency listed at the end of this report when reporting or seeking help on a criminal incident. Please note that any emergency that requires immediate attention should not wait to report to the school's officer but rather should contact the appropriate agency by calling (911).

**The institution does not maintain any special relationship with State and local police and does not have an agreement with those police agencies (such as written memoranda of understanding) to investigate alleged crimes.**

**This Institution encourages students to complete a timely reporting of all crimes to the campus administrators, police and appropriate law enforcement agencies**

**This institution encourages students to immediately report an incident where an emergency evacuation will be needed. All students should be familiar with the evacuation procedures posted in several key places around the campus.**

**This institution does not provide on-campus housing. Therefore, the following disclosures do not apply to this institution:**

**Fire safety (668.49)**

**Missing students (668.46(h))**

**Peer to Peer file sharing: Students authorized to utilize the institutional electronic equipment for purposes of conducting research, practical work, writing essays, doing homework assignments or in any general use of the equipment for course related work, are strictly unauthorized to copy or distribute any copyrighted material and any violations will subject the individual violator (staff member, non-staff member or student) to civil and criminal liabilities. The first violation will be punished by removing any authorized privilege use of any institutional equipment, if the violation includes the use of individually owned equipment, the individual will not be allowed to bring in his/her personal equipment into the school premises. Second violation the staff member may be terminated or the student may be expelled from school. This decision will be taken by the school administration. The institution conducts annual evaluations of the procedures in place to prevent any violations of copyrighted materials observing the need of the students to have access to the institutional network. The institution will keep a log summarizing violations reported and disciplinary actions taken.**

**Students and employees should refer to the following person or agency when reporting or seeking help on a criminal incidents. Please note that any emergency that requires immediate attention should not wait to report to the school's officer but rather should contact the appropriate agency by calling (911).**

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|---------------------------------------------|-------------------------------|
| Name of institution's Financial Aid Officer | Jennifer C. Phan              |
| Title                                       | Director                      |
| School Name                                 | <b>SAN BERNARDINO 462001</b>  |
| Street address                              | 600 N. SIERRA WAY             |
| City, State Zip                             | SAN BERNARDINO, CA 92410-0000 |
| Phone No.                                   | (909)891-1111                 |