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YOUR RESPONSIBILITY

Creating and maintaining a healthy and safe campus environment requires the cooperation and involvement of everyone. All students, faculty, staff, and visitors must assume responsibility for their personal health and safety and the security of their personal belongings, as well as the safety and security of others.

Precautionary measures are recommended. For example, although the campus is well lit, students may feel more comfortable using the services of the Public Safety officers or Grizzly Personal Safety (see page 2) when walking across campus late at night. Another service, Home Free Missoula (see page 32), provides bar-goers free transportation back to campus (courtesy of several local drinking establishments).

Keep the following considerations in mind. Room security is essential. Keep your door locked at night and when your room is unoccupied. Mark your valuables (stereos, cameras, and televisions) with engraving instruments available for checkout from the Office of Public Safety. The City of Missoula requires that you register your bicycle (see page 3). You should park your bike in a designated area or rack and secure it with a sturdy lock. Park your car in designated lots and keep it locked at all times. Lock your valuables in the trunk or keep them in a secured room or apartment. Report suspicious-looking persons to the Public Safety office. If you choose to drink alcohol, you are encouraged to do so in moderation. If alcohol use by you or your friends becomes abusive, seek help.

The University of Montana does not assume responsibility for individual acts and activities. The University is not responsible for damage to employees' personal property or property belonging to students unless the loss is due to negligent or wrongful acts or omissions by state employees, agents, or officers in accordance with the Montana State Liability and Insurance Act, Title 2, Chapter 9, Parts 1-3, MCA. Students failing to provide coverage for their personal property will be responsible for paying for the loss themselves.

**THE STUDENT RIGHT-TO-KNOW AND
CAMPUS SECURITY ACT**

In November 1990, President Bush signed into law the Student Right-To-Know and Campus Security Act. The crime reporting provisions of the act require the 8,000 post-secondary institutions that receive federal financial assistance to report specified crimes to their campus community members, warn them when specific violent crimes occur on campus, and develop crime-awareness programs and security policies.

At The University of Montana (UM) the welfare and safety of students, faculty, and staff are the most important aspects of public safety commitment to the campus. Therefore, The University of Montana has developed policies and procedures that are designed to help protect its community members. The campus has been fortunate in not experiencing a significant number of serious crimes, but a risk-free environment cannot be guaranteed. While no campus is entirely isolated from crime, a safer campus can be achieved through shared knowledge and the cooperation of all students, faculty, and staff. This document is part of an effort to ensure that such a collaborative endeavor is effective and achieved.

OFFICE OF PUBLIC SAFETY

The University of Montana Office Of Public Safety is located in Building 32 (Physical Plant), directly east of the football stadium. The office is staffed by a director, assistant director, office manager, clerical support staff, law enforcement officers, parking enforcement officer, locksmith, and student employees. Their objective is to provide a safe and healthy environment.

The Office of Public Safety:

- enforces federal, state, and local statutes and University regulations
- coordinates safety and security programs
- issues all UM keys, except those for residence halls, University Villages, and Lewis and Clark Village

- manages the campus parking program
- provides daily, 24-hour patrol protection to the UM campus, parking lots, residence halls, College of Technology, University Villages, and Lewis and Clark Village
- provides patrol support to UM's fraternities and sororities
- conducts investigations and writes crime reports
- enforces laws regulating underage drinking, the use of controlled substances, and weapons
- responds to medical and fire emergencies, traffic accidents, and all other incidents requiring police assistance

Public Safety officers are vested with full law enforcement powers and responsibilities within their jurisdiction, identical to the Missoula City Police Department and the Missoula County Sheriff's Department. Their authority is derived from Montana Code Annotated, Section 20-25-321.

All Public Safety officers receive training and state certification at the Montana Law Enforcement Academy. They complete additional in-service and regional training in firearms, defensive tactics, legal updates, evidence gathering, traffic investigations, and a variety of crime investigation and crime prevention techniques.

Public Safety officers prepare and submit incident report statistics to the Montana Department of Justice, Board of Crime Control (Uniform Crime Reporting, National Incident Based Reporting System). They routinely share information on arrests and serious crimes with the Missoula City Police Department and Missoula County Sheriff's Department.

**SECURITY AWARENESS AND
CRIME PREVENTION PROGRAMS**

A campus community must do more than simply react to crime; it must look for opportunities to deter crime. The Office of Public Safety provides the following services and programs to improve safety on campus and educate the community about safety issues.

Grizzly Personal Safety (GPS)

Grizzly Personal Safety (GPS) is a free student-staffed safety service. The GPS objective is to ensure that no campus member has to walk on campus alone after dark. When called, GPS members will meet the caller at their location and walk with them to their destination. GPS members travel the campus in pairs, wear distinctive clothing, and carry radios and flashlights. This nighttime service is available seven days a week when school is in session. If GPS is unavailable, Public Safety officers will provide the same service. Call 243-2777, for more information or to have GPS accompany you across campus.

New Student Orientation

Public Safety officers and staff provide crime-prevention materials and answer student and parent questions at orientation sessions.

Residence Hall Security

Public Safety officers patrol the residence halls, and residence hall staffs are on duty seventeen hours a day with 24-hour assistance available. In addition, the entrances to all residence halls and the exterior areas of Lewis and Clark Village are equipped with video security surveillance.

Emergency Telephones

Tan emergency telephones are mounted to the outside walls of residence halls and other campus buildings. Additional pole-mounted telephones, illuminated with a bright green or blue light, are located at various locations on campus (see back cover), at University Villages, Lewis and Clark Village, and the College of Technology. No dialing is required at emergency phones; simply push the button and the University dispatcher will answer. Activation of the telephone will alert the dispatcher of the caller's location via a digital display at the switchboard. The caller should tell the dispatcher the problem and then stay on the line, unless the caller's safety is in danger. A Public Safety officer will be dispatched to the caller.

Crime-Prevention Programs

Upon request, Public Safety officers, local police, and guest speakers will make crime-prevention presentations.

Crime-Prevention Materials

Brochures and posters relating to a variety of safety issues are distributed to the campus on a periodic basis or upon request. An example is the "Personal Safety Handbook" distributed by the Office of Public Safety. The handbook is also available online at [http://www.umt.edu/publicsafety/docs/2011 Public Safety Booklet.pdf](http://www.umt.edu/publicsafety/docs/2011%20Public%20Safety%20Booklet.pdf)

Electronic Alarm Systems

A variety of intrusion, fire, and general emergency alarms has been installed on campus. By monitoring them University Police can provide immediate response to alarms.

Architectural Design and Security Surveys

The Offices of Public Safety and Facilities Services review campus buildings and exteriors to ensure that safety and security considerations are built into all aspects of the campus infrastructure.

Sexual Assault Prevention

The UM Advocates address the issue of sexual assault during the "Slice of Life" skits at summer orientation sessions. Following the skits, small-group leaders help students process the information.

The Health Enhancement (HE) office and the Student Assault Resource Center (SARC) coordinate a multimedia violence prevention program entitled "Beer Goggles" every fall for all first-year students. The offices also create or purchase positive, inclusive, and empowering marketing materials to promote safe and healthy relationships as a campus norm.

Violence Prevention Project (VPP) Peer Educators, trained through SARC, facilitate peer presentations on campus. Topics discussed include preventing sexual and relationship violence, examining and challenging cultural norms, defining and redefining healthy relationships, and media literacy.

Various men's and women's student groups bring awareness to the issues of sexual and relationship violence and work toward their end. For more information about these groups, call SARC at 243-6429.

Bicycle Registration

Students, faculty, and staff are required to register their bicycles in order to deter thefts and help Public Safety officers recover and return lost and stolen property (Missoula City ordinance). Registration services are available at the University Center customer service counter (The Source), the Office of Public Safety, Missoula City Hall, and various Missoula bicycle dealerships.

Facilities Services

Facilities Services maintains University buildings and grounds with a concern for safety and security. The office regularly inspects campus facilities, responds to reports of potential safety and security hazards, and promptly makes repairs. The Office of Public Safety, as well as individual students, faculty, and staff, help with these activities by calling the work order desk at 6091 to report any safety or security hazards.

Access to Campus Buildings

Public Safety personnel open the campus buildings at the beginning of each academic school day to provide access. Custodial Services personnel lock the buildings after completion of their custodial tasks. Arrangements for after-hour access to buildings can be made by contacting: University Center Scheduling (243-4114), the Registrar's office (243-2995), or the Public Safety office (243-6131). Such arrangements require prior approval from the respective facility managers.

The Office of Public Safety will issue keys to individual rooms and offices, with the exception of residence halls, University Villages, and Lewis and Clark Village, if the requestor provides an approved key request and authorization card. A deposit is required on all keys issued.

Access to Mountain Line

The Missoula Urban Transportation District provides bus service on and around the campus and the greater Missoula community. Students, faculty, and staff ride free with their Griz Card.

CRIME REPORTING

The definitions for offenses reported in the Montana Uniform Crime Report and the FBI Uniform Crime Reporting Handbook do not necessarily correspond exactly to those found in Montana's criminal statutes. Consequently, the following definitions are used for the Campus Security Act annual report. Any modification to statute language or terminology was accomplished to make it more reader-friendly.

DEFINITIONS

Criminal Homicide

- **Murder and Non-Negligent Manslaughter**

Murder and non-negligent manslaughter is the willful killing of one human being by another. This offense does not include "Assault to Murder" or "Attempted Murder." Attempted Murder is classified as an offense under Aggravated Assault.

- **Negligent Manslaughter**

Negligent Manslaughter is the killing of another person through gross negligence.

Sexual Intercourse Without Consent

A person who knowingly has sexual intercourse with another person without consent has committed the offense of sexual intercourse without consent as defined in MCA 45-5-503. Also included in this offense is the attempt to commit the offense and leaving the scene. Without consent means engaging in sexual intercourse by force and/or against the victim's will or if the victim is incapable of giving consent because of a temporary or permanent incapacity.

"Sexual intercourse" means penetration of the vulva, anus, or mouth of one person by the penis of another person, penetration of the vulva or anus of one person by a body member of another person, or penetration of the vulva or anus of one person by a foreign instrument or object manipulated by another person to knowingly or purposely: cause bodily injury or humiliate, harass, or degrade; or arouse or gratify the sexual response or desire of either party. Any penetration no matter how slight is sufficient.

Forcible Category

Included in this definition are forcible rape (completed) and any attempt to commit forcible rape. Also considered under the forcible category are:

Physical molestation/sexual assault with an object – wherein an object or instrument is used 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. An "object" or "instrument" is anything used by the offender other than the offender's genitalia. Examples include a finger, bottle, handgun, or stick.

Forcible Sodomy – oral or anal sexual intercourse with another person, forcibly and/or against that 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 Sexual Intercourse Without Consent

The following factors are used to determine whether victim was compelled by force to submit: infliction, attempted infliction, or threatened infliction of bodily injury; or reasonable threat of retaliatory action.

Non-Forcible (Statutory) Rape

Statutory Rape is defined as non-forcible sexual intercourse with a person who is under the statutory age of consent (16 years of age). If force was used or threatened, the offense will be classified as Forcible Rape, not statutory rape.

Non-Forcible (Other)

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

Sexual Assault

A person who knowingly subjects another person to any sexual contact without consent commits the offense of sexual assault. This includes any forcible contact against the victim's will as well as when the victim is incapable of giving consent.

"Sexual contact" means touching of the sexual or other intimate parts of the body of another person, directly or through clothing, in order to knowingly or purposely: cause bodily injury to or humiliate, harass, or degrade another; or arouse or gratify the sexual response or desire of either party.

Incest

A person commits the offense of incest if the person knowingly marries, cohabits with, or has sexual intercourse or contact with any family member related by blood, adoption, or a step relationship. Consent is a defense to incest unless the victim is less than 18 years old.

Indecent Exposure

A person commits the offense of indecent exposure if the person knowingly or purposely exposes the person's genitals when such conduct is likely to abuse, humiliate, harass, or degrade another; arouse or gratify the person's own sexual response or desire; or to arouse or gratify another person's sexual response or desire.

Robbery

Robbery is the taking or attempting to take, anything of value under confrontational circumstances from the control, custody, or care of another person by force or threat of force or violence and/or putting the victim in fear of immediate harm.

Aggravated Assault

Aggravated assault is the unlawful attack by one person upon another wherein the offender uses a weapon or displays it in a threatening manner, or the victim suffers obvious severe or aggravated bodily injury involving apparent broken bones, loss of teeth, possible internal injury, severe lacerations, or loss of consciousness. A "severe laceration" is one that should receive medical attention. A "loss of consciousness" must be the direct result of force inflicted on the victim by the offender.

Arson

Arson is any willful or malicious burning or attempt to burn, with or without intent to defraud, a dwelling house, public building, motor vehicle, aircraft, or personal property of another.

Burglary

Burglary is the unlawful entry into a building or other structure with the intent to commit a felony or a theft.

Motor Vehicle Theft

Motor vehicle theft is the theft of a self-propelled machine that runs on the surface of land and not on rails. This includes automobiles, buses, recreational vehicles, trucks, vans, motorcycles, motor scooters, trail bikes, mopeds, snowmobiles, and golf carts.

Alcohol Violations

Alcohol violations are violations of laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, or use of alcoholic beverages. Driving or operating a motor vehicle or common carrier while mentally or physically impaired as the result of consuming an alcoholic beverage is an alcohol violation.

Drug/Narcotic Violations

Drug/narcotic violations are violations of laws prohibiting the production, distribution, and/or use of certain controlled substances and the equipment or devices utilized in their preparation and/or use. This includes drug/narcotic violations and drug/narcotic equipment violations.

Drug/narcotic violations involve the unlawful cultivation, manufacture, distribution, sale, purchase, use, possession, transportation, or importation of any controlled drug/narcotic substance.

WHEN AND HOW TO REPORT A CRIME OR EMERGENCY

When:

- You see someone is injured or ill
- You see fire or smell smoke
- You see anything suspicious
- You see someone hurting someone else
- You see someone stealing something or committing any criminal act
- You see what you think is an intoxicated driver

How:

- Call from any campus telephone or emergency telephone
- To access Public Safety officers from a campus telephone, dial 4000; when calling from an off-campus telephone, dial 243-4000
- Dial 911 from any telephone to access the Missoula County 911 system
- Call quickly and do not assume that someone else has called
- Stay on the line and be ready to assist Public Safety in determining the location of the incident, those involved, and what medical attention may be required
- As a matter of practice, crime reports can be made at any time. Public Safety officers provide 24-hour service. Priority is given to reports of incidents that threaten the life or safety of people, the security of property, and the peace of the campus community
- For non-emergencies and other services, dial 6131 from a campus telephone; dial 243-6131 when calling from an off-campus telephone

ON-CAMPUS STUDENT HOUSING

There are nine residence halls on campus, each administered by a head resident and supported by the Office of Residence Life office. The Office of Public Safety and the Office of Residence Life are jointly responsible for developing and implementing safety measures, procedures, and programs that promote the greatest possible security of residence halls.

All entrances to the residence halls are locked at 8:00 p.m. and are monitored electronically and by desk attendants and resident assistants. The entrances to all residence halls have video security surveillance and the exterior lighting around the periphery of the buildings is effective and well maintained. In addition, Residence Life employs night security personnel to make hourly rounds to check door security and deter potential security risks. University Police patrol the residence hall areas. Inside residence halls, rooms have safety door viewers and chain door guards. Bulletin boards adjacent to each resident assistant's room keep floor residents abreast of campus events, programs, potential security risks, and campus incidents. Staff members are available on a 24-hour basis to address emergencies.

Although residence hall staff make continual efforts to ensure all residence halls are free of uninvited guests, residents themselves must take an active role in reporting strangers to the staff and keeping doors closed. Residents who allow unauthorized or unescorted people into the residence halls create risks to themselves and the other residents of the building. Residents are held accountable for their guests' actions.

Special safety education programs can be arranged by contacting Residence Life at 2611, Public Safety at 6131, Student Assault Resource Center at 6429, or Health Enhancement at 2809. Examples of safety education topics include personal safety, risk management, sexual assault, substance abuse, sexuality, conflict management, interpersonal relationships, and other topics related to college adjustment.

GREEK HOUSES AND OFF-CAMPUS STUDENT HOUSING

There are four residential sororities, four residential fraternities, and one commuter fraternity located off campus. The Office of Public Safety and the Missoula Police Department share concurrent jurisdiction of the fraternities and sororities. When crimes are reported at fraternity or sorority houses, the 911 dispatch center will alert both the Office of Public Safety and the Missoula Police Department. The two agencies have a formal mutual aid

agreement, providing each other with patrol and backup assistance. In addition, many students live in privately owned housing within the Missoula community. The Missoula Police Department has jurisdiction over these residences.

UNIVERSITY VILLAGES

Three apartment complexes, located within four blocks of the main campus, compose University Villages. Craighead and Sisson apartments are two three-story brick and concrete apartments containing 120 units ranging in size from studio to four-bedroom. A playground for young children is provided. Elliot Village includes 274 units in a brick-and-frame two-story complex, with four to twelve apartments per building. Apartments range in size from studio to three-bedroom. Toole Village includes 184 units in a townhouse design. Apartment sizes range from studio to three-bedroom units. Several small play areas for children are provided. Only students, faculty, staff, and their immediate families are permitted to live in these apartments. The Director of Residence Life must approve other arrangements. Six community affairs assistants are employed at University Villages to assist students and provide community-based programming.

The University Villages housing office is located at Elkhorn Court on the corner of South and Maurice Avenues and is open Monday through Friday from 8:00 a.m. to 5:00 p.m. The office phone number is 243-6030. If no one answers, assistance may be obtained through the University switchboard at 243-0211. Improved lighting, numerous routine patrols by the Office of Public Safety, and on-going crime prevention efforts have been established for University Villages. Community policing includes the membership of a Public Safety coordinator on the Missoula Crime Stoppers Board and the initiation of neighborhood watch meetings.

LEWIS AND CLARK VILLAGE

Lewis and Clark Village is located approximately eight blocks from the main campus and consists of two- and three-bedroom apartments. The Village is designated for single upper class or graduate students. The Village has eleven residential buildings, an office and maintenance building, and a community center. Many social and academic programs are offered at the community center. Four Village assistants and a supervisor are employed to assist students and provide community-based programming. Electronic access, safety viewers, and chain door guards are provided for each apartment. An electronic message sign is strategically located at the mail delivery area to communicate important messages to students. The Village has effective exterior lighting and the entire exterior is monitored by video surveillance. All residents are expected to assist in creating a safe, healthy, and productive community. The University's golf course, the soccer and track sport facilities, and the Lewis and Clark neighborhood border the Village. As a resident of the Village, good neighborhood relations are expected.

OTHER UM CAMPUSES AND FACILITIES

The College of Technology (COT) east and west campuses are located on South Avenue; one is adjacent to Sentinel High School and the other is near Fort Missoula. Public Safety provides service to the campuses on a year-round basis.

The Flathead Lake Biological Station is about ninety miles from Missoula at Yellow Bay. Lake County law enforcement authorities provide service to the station on a year-round basis.

The Lubrecht Experimental Forest Station is about thirty miles east of Missoula along Highway 200. The Missoula County Sheriff's Department provides service to the station on a year-round basis.

The Montana Island Lodge is about forty-five miles north of Missoula on Highway 83. The Missoula County Sheriff's Department provides service to the center on a year-round basis.

Several homes adjacent to the campus are owned and operated by the University as offices and residences. Both the Office of Public Safety and the Missoula Police Department patrol these areas. Investigation of crimes occurring at these locations is the responsibility of the Office of Public Safety.

CONTACT INFORMATION

Contact	Phone number	Email address/website	Location
Missoula County Emergency System	911		
UM Emergency Telephone on campus: off campus:	4000 243-4000	http://www.umt.edu/publicsafety	Physical Plant
Public Safety Director Gary Taylor	243-6131	http://www.umt.edu/publicsafety	Physical Plant
Non-emergency Public Safety services	243-6131	http://www.umt.edu/publicsafety	Physical Plant
Grizzly Personal Safety (GPS)	243-2777	http://umt.edu/publicsafety/PersonalSafety/GrizzlyPersonalSafety	
Student Assault Resource Center (SARC)	243-6429	http://www.umt.edu/curry/SARC/default.html	East end of Curry Health Center
Vice President for Student Affairs Teresa Branch	243-5225	http://life.umt.edu/vpsa	022 University Hall
Dean of Students Charles Couture	243-6413 or 243-5225	http://life.umt.edu/vpsa	022 University Hall
Residence Life Director Sandra Schoonover	243-2611	http://life.umt.edu/rlo	101 Turner Hall
University Villages	243-6030	http://life.umt.edu/rlo	Elkhorn Court
Lewis and Clark Village	829-3728 or 544-8724	http://life.umt.edu/rlo	3000 S Higgins Ave
University Switchboard	243-0211		
Personal Safety Handbook		http://umt.edu/publicsafety/handbook.htm	

CALENDAR YEAR CRIME DATA

Public Safety Statistics – Occurrences, Arrests, and Disciplinary Referrals

Category	2008 Occurrences	2008 Arrests	2009 Occurrences	2009 Arrests	2010 Occurrences	2010 Arrests
Criminal Homicide:						
Murder and Non-Negligent Manslaughter	0	0	0	0	0	0
Negligent Manslaughter	0	0	0	0	0	0
Sex Offenses:						
Forcible Rape	2	0	6	0	2	0
Non-Forcible Rape	0	0	0	0	0	0
Sexual Assault	0	0	0	0	3	1
Aggravated Assault	1	1	3	2	3	2
Robbery	1	0	2	0	0	0
Burglary	1	0	4	0	1	0
Auto Theft	3	2	2	2	2	1
Arson	0	0	0	0	5	2
Alcohol Violations ♣	67	123	29	49	27	45
Drug Violations ♣	48	45	87	71	70	45
Weapon Violations	0	0	0	0	1	1
Hate Crimes	0	0	0	0	0	0

♣Some occurrences resulted in multiple arrests.

In 2009 all cases of forcible rape the victims declined prosecution.
Of the five Sex Offences in 2010 only 2 were reported as crimes.

Public Safety Crime Statistics by Location

CATEGORY	2008				2009				2010			
	On Campus	Residential Facilities	Non Campus	Public Property	On Campus	Residential Facilities	Non Campus	Public Property	On Campus	Residential Facilities	Non Campus	Public Property
Criminal Homicide: Murder/Non-Negligent Manslaughter Negligent Manslaughter	0 0	0 0	0 0	0 0	0 0	0 0	0 0	0 0	0 0	0 0	0 0	0 0
Sex Offenses: Forcible Rape Non-Forcible Rape Sexual Assault	2 0 0	2 0 0	0 0 0	0 0 0	6 0 0	4 0 0	2 0 0	0 0 0	2 0 3	0 0 2	0 0 0	0 0 1
Aggravated Assault	1	1	0	0	3	0	0	0	3	0	0	0
Robbery	1	1	0	0	2	0	0	0	0	0	0	0
Burglary	2	1	0	1	4	2	0	0	1	0	0	0
Auto Theft	4	0	0	3	2	0	0	3	2	0	0	1
Arson	0	0	0	0	1	1	0	0	5	1	0	0
Alcohol Violations	67	23	8	31	29	19	0	2	27	15	0	6
Drug Violations	48	42	2	4	68	62	0	5	70	64	0	4
Weapon Violations	0	0	0	0	0	0	0	0	1	1	0	0
Hate Crimes	0	0	0	0	0	0	0	0	0	0	0	0

Student Conduct Code Incidents*

OFFICE	2008				2009				2010			
	Alcohol	Drugs	Weapons	Location	Alcohol	Drugs	Weapons	Location	Alcohol	Drugs	Weapons	Location
Residence Life	643	176	2	Residential facilities on campus	610	232	0	Residential facilities on campus	736	258	0	Residential facilities on campus
Dean of Students	11	4	0	On Campus	2	11	0	On Campus	4	6	0	On Campus

*These data do not include those students who were cited by Public Safety officers.

City of Missoula – Number of Reported Incidents of Selected Crimes
can be found on the web site listed below.

This will allow you to see city and county reports from the State of Montana.
The City of Missoula/County of Missoula and University of Montana are listed under Missoula County.

<http://mbcc.mt.gov/CrimeReport/default.asp> --- Montana - Crimes Reported to Law Enforcement

SECTION 2

**SEXUAL MISCONDUCT, SEXUAL AND RELATIONSHIP VIOLENCE, AND
STALKING POLICY**

INTRODUCTION

The University of Montana recognizes the need for ongoing efforts to reduce sexual harassment, sexual and relationship violence, and stalking.

As stated in the previous section on Public Safety, The University of Montana cannot guarantee a risk-free environment. Most incidents of sexual harassment, sexual and relationship violence, and stalking on campus are committed by individuals known to their victims through acquaintances or dating relationships. A safer campus can be achieved only through shared knowledge, attitudinal and behavioral changes, and the cooperative effort of all students, faculty, and staff.

**SEXUAL MISCONDUCT, SEXUAL AND
RELATIONSHIP VIOLENCE, AND STALKING
POLICY**

The University of Montana fosters a safe learning and working environment that supports the academic and professional growth of students, faculty, and staff. The University of Montana has zero tolerance for sexual misconduct, sexual harassment, relationship abuse and violence, and stalking regardless of gender, sexual orientation, disability, race, ethnicity, class, religion, or relationship status. When incidents occur, the

University will hold perpetrators accountable through appropriate disciplinary actions, while respecting the rights of survivors, in accordance with federal and state law, the University's Student Conduct Code, and other applicable University policies.

Sexual misconduct includes attempted or completed surreptitious visual observation or recordation, indecent exposure, knowingly transmitting sexual infection, inducing incapacitation for sexual purposes, sexual assault, sexual harassment, relationship abuse and violence, stalking, and rape. The University recognizes both men and women as potential perpetrators or victims of sexual misconduct, and recognizes that sexual misconduct can involve two people of the same or different genders, strangers, non-strangers, and/or more than two people.

DEFINITIONS

Consent

Agreement between equal partners that includes the following elements: clear, informed, and voluntary communication of intent; "equal partners" means people with the legal capacity to consent; "voluntary"

means subject to modification or withdrawal at any time; and “clear and informed” disallows agreement by inference from silence, past consent, or consent to a different form of sexual activity

Surreptitious Visual Observation or Recordation

Watching, gazing at, recording, or attempting to record with any device, the intimate acts or parts of others without the knowledge and consent of all parties

Indecent Exposure

Knowingly or purposely exposing the person’s genitals when such conduct is likely to abuse, humiliate, harass, or degrade another; arouse or gratify the person’s own sexual response or desire; or to arouse or gratify another person’s sexual response or desire

Knowingly Transmitting Sexual Infection

Without knowledge or consent, to infect another person sexually

Inducing Incapacitation for Sexual Purposes

Using alcohol, drugs, or other means to facilitate sexual contact or assault

Sexual Harassment

A broad spectrum of behavior, ranging from severe and pervasive sexual innuendoes and gender-based comments made at inappropriate times - even if in the guise of humor - to coerced sexual relations, or using one’s position of influence over another to coerce sexual relations or to impose punishment for refusing sexual relations

Relationship Abuse and Violence

Abuse or violence between partners involving one or more of the following elements:

- battering that causes bodily injury
- emotional abuse reflecting apprehension of bodily injury or property damage
- repeated telephonic or other forms of communication, anonymously or directly, using coarse language or threats in order to intimidate, terrify, annoy, harass, threaten, or offend
- sexual assault or harassment
- forcible denial of use of or access to owned or shared assets, or limiting or controlling access to educational or work opportunities
- coercion used to compel another to act as directed
- isolation used to deprive another of personal freedom of movement or access to friends, family, or support systems

Stalking

Repeated following, harassing, threatening, or intimidating another by telephone, mail, email, or any other method that purposely or knowingly causes emotional distress or reasonable fear of bodily injury or death

Sexual Assault

A person who knowingly subjects another person to any sexual contact without consent commits the offense of sexual assault; this includes forcible contact or against the victim’s will as well as when the victim is incapable of giving consent

"Sexual contact" means touching of the sexual or other intimate parts of another person, directly or through clothing, in order to knowingly or purposely cause bodily injury to or humiliate, harass, or degrade another, or arouse or gratify the sexual response or desire of either party.

Sexual Intercourse Without Consent

A person who knowingly has sexual intercourse with another person without consent has committed the offense of sexual intercourse without consent as defined in MCA 45-5-503; also included in this offense is the attempt to commit the offense and leaving the scene; both the attempt to commit this offense and the flight after the attempt or commission are included; without consent means engaging in sexual intercourse by force and/or against the victim’s will, and if the victim is incapable of giving consent because of a temporary or permanent incapacity

"Sexual intercourse" means penetration of the vulva, anus, or mouth of one person by the penis of another person; penetration of the vulva or anus of one person by a body member of another person; or penetration of the vulva or anus of one person by a foreign instrument or object manipulated by another person to knowingly or purposely cause bodily injury or humiliate, harass, or degrade; or arouse or gratify the sexual response or desire of either party; any penetration no matter how slight is sufficient.

REPORTING PROCEDURES

The University encourages reporting of all incidents of sexual misconduct, and respects the choices that survivors make regarding the methods of reporting, including the following.

- filing a criminal report with Public Safety and the appropriate law enforcement agency to pursue legal redress
- filing a Student Conduct Code complaint to pursue University disciplinary action

- filing a confidential report to alert the University to the threat of violence and contribute to accurate University data concerning violence
- filing a sexual harassment policy violation complaint with the University's Office of Equal Opportunity/Affirmative Action

Survivors may opt for one or more of these choices. However, legal or disciplinary action requires a formal complaint.

Survivors choosing to pursue the reporting process have the right to assistance or consultation by a friend or trained advocate. The University offers services to survivors even if they choose not to report the incidents. The Student Assault Resource Center (SARC) provides services, advocate support, and information for survivors in a safe, supportive, and confidential setting. In some circumstances, a survivor may seek a Temporary Order of Protection (TOP) from a court of appropriate jurisdiction against the alleged perpetrator. A survivor may also seek restriction of access to the University by non-students or non-employees in certain circumstances.

Federal law requires the University to collect, publish, and distribute an annual security report that includes statistics concerning the incidence of sexual offenses and other serious crimes occurring on campus and on public property, in non-University buildings, or on non-University property. The reports do not include identifying information about survivors, but incidents included within the reports require confirmation. These reports increase awareness of the extent of crime on campus and help foster the development of policies, procedures, and programs to prevent and report crime. Following a formal or confidential report of an incident of sexual violence on campus, the Office of Public Safety will issue a public warning if the evidence indicates that a threat of continued violence exists (see "Response Team" section on page 15).

FILING A CRIMINAL REPORT

A survivor may make a criminal report of the incident to the Office of Public Safety and/or local law enforcement by calling 911 or 243-4000. Law enforcement personnel will investigate allegations and the City or County Attorney will determine whether to charge the accused.

If a survivor of sexual assault chooses to report the incident, the survivor should go to First STEP

Resource Center (329-5635) as soon as possible for a forensic examination and evidence collection.

Physical evidence can be obtained up to 72 hours after an assault. As time passes, the quality of the evidence diminishes.

To facilitate evidence collection, do not bathe, go to the bathroom, douche, eat, drink, smoke, or brush your teeth. Clothes worn during the assault should be placed in a paper bag. If you have already done these things, or if more than 72 hours has elapsed, you may still have a forensic examination, but evidence collection may not be successful.

There are special considerations for documenting relationship violence or stalking incidents. Contact a Public Safety officer or a SARC advocate for more information.

A survivor who has doubts whether the incident constitutes a crime, or delays a report to a later date, should contact a Public Safety officer.

FILING A UNIVERSITY COMPLAINT

A survivor wishing to pursue University disciplinary sanctions against any student must file a Student Conduct Code complaint with the Dean of Students (243-6413).

Once the survivor has filed a complaint, the University will become the complainant, although the survivor may request to stop the process at any time. In most cases, the University will honor the request. In special circumstances, such as when not proceeding may threaten public safety, the University may proceed.

A survivor may request a "No Contact Order" in which the University may limit or prohibit contact between the survivor and the accused student.

Information regarding University disciplinary proceedings appears in the "Disciplinary Process" section of this policy (see page 14) and in the Student Conduct Code. Information regarding how to file a sexual harassment complaint against a University student or employee can be obtained from the University Discrimination Grievance Officer.

A survivor may in some circumstances, seek to restrict access to campus by non-students and non-employees pursuant to University Policy 202.4 <http://www.umt.edu/policies/200-FacilitiesProperty/restrictingaccess.aspx>

FILING A CONFIDENTIAL OR ANONYMOUS REPORT

A survivor who does not wish to pursue action within the University or the criminal justice system may file a confidential or anonymous report. The survivor may speak with the Dean of Students, Director of Residence Life, or an officer from Public Safety, or may download a crime reporting form and mail it to the Office of Public Safety (www.umt.edu/publicsafety/pdf/crimeForm.pdf).

The confidential report complies with the survivor's wish to keep the matter confidential, while allowing protection for the safety of others; enables the University to investigate and maintain records of incidents involving students; indicates patterns of crime with regard to particular locations, methods, and/or perpetrators; and alerts the campus community to potential danger. Verified reports filed in this manner appear in the annual crime statistics for the University, without identifying personal information.

An anonymous report serves the same purpose as a confidential report, without revealing the survivor's name. However, by remaining anonymous, the survivor will not obtain a copy of the report or have use of the report to file a University complaint or criminal charges.

FILING A THIRD PARTY REPORT

Campus Safety authorities must disclose to the Office of Public Safety all verified offenses reported to them, but must not disclose the name of the survivor without the survivor's consent.

Campus safety authorities include:

- Public Safety officers
- individuals with responsibility for campus security, such as an individual responsible for monitoring entry and exit
- Dean of Students
- Director of Residence Life
- other officials with significant responsibilities for student and campus activities, except when acting as a professional or pastoral counselor

WITNESS/BYSTANDER REPORTING OPTIONS

A witness/bystander may secure provisional immunity from other incidental infractions of the Student Conduct Code by reporting a violation of this policy to campus authorities.

The University encourages people to report incidents of sexual assault, relationship violence, and stalking, or any specific knowledge of plans of assaults, to the Office of Public Safety, Dean of Students, Director of

Residence Life, a resident assistant in the residence halls, or a community assistant at University Villages or Lewis and Clark Village.

SURVIVOR RIGHTS

Survivors of sexual violence, relationship violence, or stalking have certain rights, to the full extent permissible by law, including:

- treatment with dignity and respect, not subjected to biased attitudes or judgments
- not having past and irrelevant conduct discussed during any resulting proceedings
- having academic and living situations changed if reasonably available
- having access to all support services regardless of one's decision regarding the filing of University or criminal complaints
- submission of a written account of the incident and a victim-impact statement
- having a person of choice, including legal counsel or an advocate, present throughout the proceedings, as set forth in the Student Conduct Code
- being present throughout all stages of the proceedings, except for the deliberation process, and being informed promptly of the outcome
- having one's identity protected, in accordance with legal and Student Conduct Code requirements
- making additional statements as events are recalled more clearly
- provisional immunity from infractions of the Student Conduct Code the survivor may have committed at the time of the assault
- appealing the decision in the light of evidence, such as a new witness or showing that Student Conduct Code procedural deviations significantly prejudiced the student or the University
- having all questions fully answered except to the extent prohibited by an applicable federal or state privacy law

DISCIPLINARY PROCESS

The University holds violators of the Student Conduct Code accountable through appropriate disciplinary action, while respecting the rights of survivors and alleged perpetrators (see the Student Conduct Code). Membership in the campus community does not exempt one from local, state, or federal laws, but rather imposes the additional obligation to abide by all of the University's policies and regulations.

A student found to have committed sexual misconduct, relationship abuse, or violence, stalking, or sexual harassment by clear and convincing evidence will receive discipline under the University's Student Conduct Code. Violations of the terms of any disciplinary sanction imposed in accordance with the Student Conduct Code can lead to further discipline under the Student Conduct Code. Attempting to commit acts prohibited by the Sexual Misconduct, Sexual and Relationship Violence, and Stalking Policy, or knowingly or willfully encouraging or assisting others to commit such acts also violates the Student Conduct Code, subjecting the perpetrator to punishment to the same extent as the prohibited acts. Additionally, retaliation against a person for filing a complaint and/or acts of intimidation intended to coerce a person to drop a complaint violate the Student Conduct Code. Possible Student Conduct Code sanctions include expulsion or suspension and other actions. The accused has rights guaranteed by the Student Conduct Code, including the right to confidentiality and the right to due process.

If members of a University-affiliated student organization violate this policy during any activity sponsored by the organization, the organization becomes subject to University sanctions, including the possible revocation of University recognition. Generally, the University's jurisdiction extends to conduct occurring on University premises or at University-sponsored activities. In certain circumstances, Student Conduct Code action will be initiated against a student who engages in conduct off-campus that allegedly constitutes a criminal offense under Montana or federal criminal law and directly and seriously threatens the health and safety of the campus community. Regardless of where the incident takes place, the Dean of Students can impose reasonable measures to protect the campus community. For example, the University may impose a "No Contact Order" which limits or prohibits contact between the survivor and the accused student.

The University also has an obligation to uphold the laws of the larger community. Although the laws of the larger community and the Student Conduct Code overlap, they operate independently and do not substitute for each other. The University may enforce its rules and policies regardless of external legal proceedings, and may use information from third party sources, such as law enforcement agencies and the courts, to determine the violation of University rules and policies.

The University will promptly investigate and respond to specific complaints of alleged sexual misconduct, relationship abuse and violence, stalking, or sexual harassment by University employees or individuals otherwise closely associated with the University.

RESPONSE TEAM

Immediately after an incidence of sexual violence has been reported, the Response Team will meet to coordinate the University's response.

The members of the Response Team include:

- Vice President for Student Affairs
- Vice President for Administration and Finance
- Director of Public Safety
- Director of University Relations

The Director of Public Safety has the responsibility to issue the call to meet immediately upon notice of an incident of sexual violence.

The Response Team will coordinate a total response including:

- notice to the University President
- services to the survivor
- interaction with law enforcement agencies
- public release of information
- campus alert

RESOURCE GUIDE AND INFORMATION

University Services

The following resources are available to all students who are affected by sexual assault, relationship violence, or stalking.

- The Student Assault Resource Center offers free, confidential, or anonymous support, information, referrals, and advocacy services to all survivors of sexual assault, relationship violence, stalking, child sexual abuse, or sexual harassment. SARC offers support to friends, family, and partners of survivors. It is located in the basement at the east entrance of Curry Health Center.
24-hour crisis line: 243-6559
Business line: 243-5244
- Counseling and Psychological Services (CAPS) provides rapid access to individual, group, and couples therapy. In addition, CAPS serves the needs of students in crisis and facilitates off-campus referral when necessary. CAPS is located at the west entrance of the Curry Health Center
24-hour crisis line: 243-4711
- Curry Health Center (CHC) provides medical care. CHC can assist in pregnancy and STI testing

following an assault. CHC does not collect evidence in sexual assault cases, but can make referrals for these services.

24-hour crisis line: 243-2122

- Residence Life staff members are trained and knowledgeable about campus services and can help survivors find assistance. Staff can help survivors acquire changes in housing and phone numbers.

Director Sandra Schoonover: 243-2611

- The Dean of Students investigates violations of this policy and the Student Conduct Code and can impose sanctions on the student offender, including expulsion or suspension.

Dean Charles Couture: 243-6413

- Public Safety officers are available 24 hours a day to respond to emergencies on campus. Officers will answer questions and explain reporting options, as well as offer access to a SARC advocate or additional resources.

911 or 243-4000, or UM emergency phones

Missoula Community Services

- St. Patrick's Hospital First STEP doctors and nurses are specially trained to provide complete medical care, evidence collection examinations, information, and referrals in a safe environment.

24-hour crisis line: 329-5635

- YWCA Pathways provides emergency crisis counseling and follow-up advocacy for all survivors of relationship violence, sexual assault, and child sexual abuse. The YWCA also offers support groups and shelter for women and children who are survivors of relationship violence.

24-hour crisis line: 542-1944 or 800-483-7858

- Crime Victim Advocates helps victims obtain Temporary Orders of Protection (TOP), provides information on Crime Victim's Compensation, and assists survivors through the judicial system, including checking on the status of individual cases.

Business line: 258-4630

To find out if a TOP has been served: 258-4788

- The Missoula Police Department and the Missoula County Sheriff's Department are responsible for all criminal investigations and can answer questions about the legal process. In cases of sexual assault, officers will ask if the survivors want advocates present to help them understand the proceedings.

Emergency: 911

City business line: 523-4777

County business line: 258-4810

SEXUAL OFFENDER REGISTRATION

Sexual Offender registration information is available from the Missoula Police Department, the Missoula County Sheriff's Department, or the Montana Department of Justice at <http://www.doj.mt.gov/svor>.

WHAT YOU CAN DO IF YOU NEED HELP

In case of an emergency on campus, such as an injury or threatening situation, call 4000. Remain on the line and the operator will send the assistance needed; if you are off campus call 911. Remember, sexual assault, sexual or relationship violence, or stalking is never the survivor's fault. Information is provided below regarding personal safety and medical attention.

If you have been sexually assaulted or raped

You have choices. The following are recommendations to assist you in dealing with this crime. You can:

- go to a safe place; find someone you trust and feel comfortable talking to about the incident, such as a friend, family member, or support group
- seek medical attention for any injuries sustained in the assault or as a precaution, since you may have been exposed to a sexually transmitted infection (STI) or pregnancy; you can visit Curry Health Center or a hospital, or have a private physician provide medical care
- report the assault to law enforcement or to the Dean of Students; see "Reporting Procedures" (page 12) for more information, including preserving evidence
- contact support services such as SARC (243-6559) or the YWCA (542-1944) for more information or for support in making these decisions; you do not have to give your name; an advocate will talk with you about your options and rights, and offer you any referrals you may need

If you are in an abusive relationship

You have choices. Remember, no one deserves to be abused; it is not your fault. The following are recommendations to assist you in dealing with this crime. You can:

- find someone you can safely talk to about the situation, such as a friend, family member, or support group
- seek medical attention for any injuries; visit Curry Health Center or a hospital, or consult a private

physician; ask your physician about documenting your injuries

- report abuse to law enforcement or the Dean of Students; see “Reporting Procedures” (page 12) for more information
- obtain a Temporary Order of Protection; for assistance, contact the Crime Victim Advocates office (258-4630)
- develop a safety plan
- speak with a counselor; for an appointment, contact Counseling and Psychological Services (243-4711) located at the Curry Health Center
- keep the number of your local crisis line somewhere safe and accessible
SARC 24-hour crisis line: 243-6559
YWCA 24-hour crisis line: 542-1944
- contact support services such as SARC or the YWCA for more information or for support in making these decisions; you do not have to give your name; an advocate will talk with you about your options and rights, and offer you any referrals you may need

If you are being stalked

You have choices. Early intervention is critical. Most stalking does not end on its own. Recognizing stalking behavior is the first step. Many people minimize the seriousness of stalking, assuming that the stalker has poor social skills or misplaced romantic notions. There are several signs that indicate stalking behavior. Trust your feelings. The following are recommendations to assist you in dealing with this crime. You can:

- clearly state that you are not interested in the attention of the stalker and that you want the behavior to stop
- develop a network of support, such as resident assistants, friends, family, or SARC advocates
- report the behavior to law enforcement; see “Reporting Procedures” (page 12) for more information
- obtain a Temporary Order of Protection; for assistance, call the Crime Victim Advocates office (258-4630); develop a safety plan
- develop documentation of stalking incident
- contact law enforcement, SARC or the YWCA for assistance
- keep the number of your local crisis line somewhere safe and accessible
SARC 24-hour crisis line: 243-6559
YWCA 24-hour Crisis Line: 542-1944
- contact support services such as SARC or the YWCA for more information or for support in

making these decisions; you do not have to give your name; an advocate will talk with you about your options and rights, and offer you any referrals you may need

SUPPORTING SURVIVORS – FIRST RESPONDER GUIDELINES

You may be the first person an individual turns to for assistance. Responding compassionately can make all the difference in the survivor’s recovery. Here are some helpful ways to respond:

- listen; do not question, doubt, or look for an explanation.
- check the immediate needs of the survivor, i.e., is he/she safe or in need of medical attention or emotional support
- let the survivor make his/her own choices
- offer information and resources (see “Resource Guide” section on page 15)
- maintain confidentiality for the survivor; do not disclose survivor’s name, identifying information or details of his/her experience
- for assistance in responding, additional ideas, or to speak with someone about how this has affected you, contact SARC or the YWCA; the resources in this policy will help you as well
- if you are unable to respond, please refer the survivor to SARC (243-6559)

PREVENTION, OUTREACH, AND EDUCATION

The University of Montana recognizes the need to prevent sexual assault, relationship violence, and stalking. Various campus departments and organized groups coordinate events, provide programs, and disseminate materials addressing violence prevention and risk reduction. These offices include SARC, Health Enhancement, Dean of Students, the Women’s Center, Public Safety, and Residence Life.

Violence prevention encompasses multiple strategies designed to reduce the occurrence of sexual and relationship violence and stalking. Prevention strategies involve empowering the campus community to examine, question, and change the social, cultural, political, and environmental factors that influence individuals’ behaviors and contribute to violence. Prevention activities focus on individuals and groups at increased risk for perpetration of violence or victimization. Risk reduction strategies involve skills training to increase awareness of potentially harmful situations, increase individual confidence, and foster protective behaviors.

**STUDENT ASSAULT RESOURCE CENTER (SARC)
2010 ANNUAL REPORT**

SARC is in its 20th year of operation since first opening in 1992. During 2010, SARC served 81 survivors of rape, sexual assault, physical assault, child abuse, child sexual abuse, relationship violence, sexual harassment, and stalking. SARC also served 23 secondary victims: friends, family, or partners of survivors. The following services were provided.

Crisis Counseling

- Provision of emotional support by peer counselors either during walk-in hours or over the telephone: 141 times
- Crisis line: staffed 24-hours a day while school is in session, providing assistance through peer crisis counseling, information and referrals: 66 times
- Walk-in services: SARC office staffed with advocates (from 10am-5pm, Monday-Friday) to provide assistance through crisis peer counseling, information and referrals: 61 times

Follow-Up

Contact initiated by SARC staff after the initial client contact with SARC to provide follow-up services: 15 times

Information and Referral

Provision of resource information about community and University services to clients during walk-in hours or over the telephone: 87 times

Criminal Justice Support and Advocacy

Accompaniment to report crime or to court proceedings and provision of general information and assistance in regards to participation in the criminal justice program: 9 time

Medical Advocacy

Assistance in securing rights and services within the medical setting, including at the Curry Health Center and First STEP Resource Center: 16 times

Academic Advocacy

Assistance in securing rights and services within the academic setting: 33 times

Support Group

One eight week closed support group was offered: 5 individuals participated. One ten week closed support group was offered: 5 individuals participated.

Library

Twenty-two clients utilized the library materials and informational handouts; information regarding SARC services was distributed throughout the campus

Crime Victim Assistance

Provision of information about the Crime Victims Compensation program: minimum of 30 times

SARC Crime Report Data

These data do not provide locations or dates of incidents.			
	Crimes reported to SARC by primary victims	Crimes reported to SARC by secondary victims	Total
Rape	28	4	32
Sexual assault	13	2	15
Relationship violence	22	4	26
Child sexual abuse	3	1	4
Sexual harassment	6	2	8
Stalking	5	2	7
Child abuse	1	0	1
Assault	11	5	16
Other	11	5	16
Number of clients	100	25	125
	Primary victims	Secondary victims	Total
Unduplicated # of clients	81	23	104
A primary victim was a person against whom a crime was committed, and who sought services at SARC.			
A secondary victim was a person who sought services at SARC because the individual knew a person against whom a crime was committed.			

Of the Primary Victims, 84% (n=68) were female and 15% (n=12) were male. Seventy-three percent (n=59) were ages 18-29, 11% (n=9) were over 30 years old and 6% (n=5) were under 18.

Of the Secondary Victims, 74% (n=17) of secondary victims were female and 22% (n=5) were male. Fifty-two percent (n=12) were ages 18-30 and 44% (n=10) were over 30 years old.

Fifty-seven percent of the crimes reported to SARC occurred off campus. Sixteen percent of the crimes occurred in Greek housing, campus housing or elsewhere on campus. For 27% of the assaults, information about the location of the assault was not reported.

Of the crimes reported to SARC, 65% were non-stranger assaults, including 31 crimes committed by a person who was an acquaintance, roommate or friend of the victim, 28 by a partner or former partner, three by a co-worker or employer, and six by another relative of the victim. Seven percent of the perpetrators were strangers, or someone the victim had no prior relationship with. The relationship to offender is unknown in 30 of the crimes reported.

Thirty-one percent of the primary and secondary victims sought SARC services less than three weeks after the assault occurred; thirteen percent contacted SARC between three weeks and six months after the assault occurred; thirteen percent contacted SARC between six months and two years after the assault; 3% contacted SARC after two years, and 23% reported the assaults as on-going. Eighteen percent did not specify the incident date.

Eighteen percent of the primary and secondary victims indicated that they had reported the crime to law enforcement (Missoula Police Department, Missoula County Sheriff, Missoula County Sheriff Department, or other outside law enforcement). One percent reported to Residence Life. One percent reported to the Dean of Students. Fifty-two individuals said that the crime was not reported. Thirty-four individuals gave no information about reporting the crime.

The preceding data suggest most survivors knew their assailants, consistent with national statistics. The terms: date rape, acquaintance rape, and non-stranger rape are terms used to describe violence perpetrated by persons the victims knew. These types of sexual violence are more prevalent than sexual violence perpetrated by strangers. The preceding data also suggest the majority of survivors seeking SARC

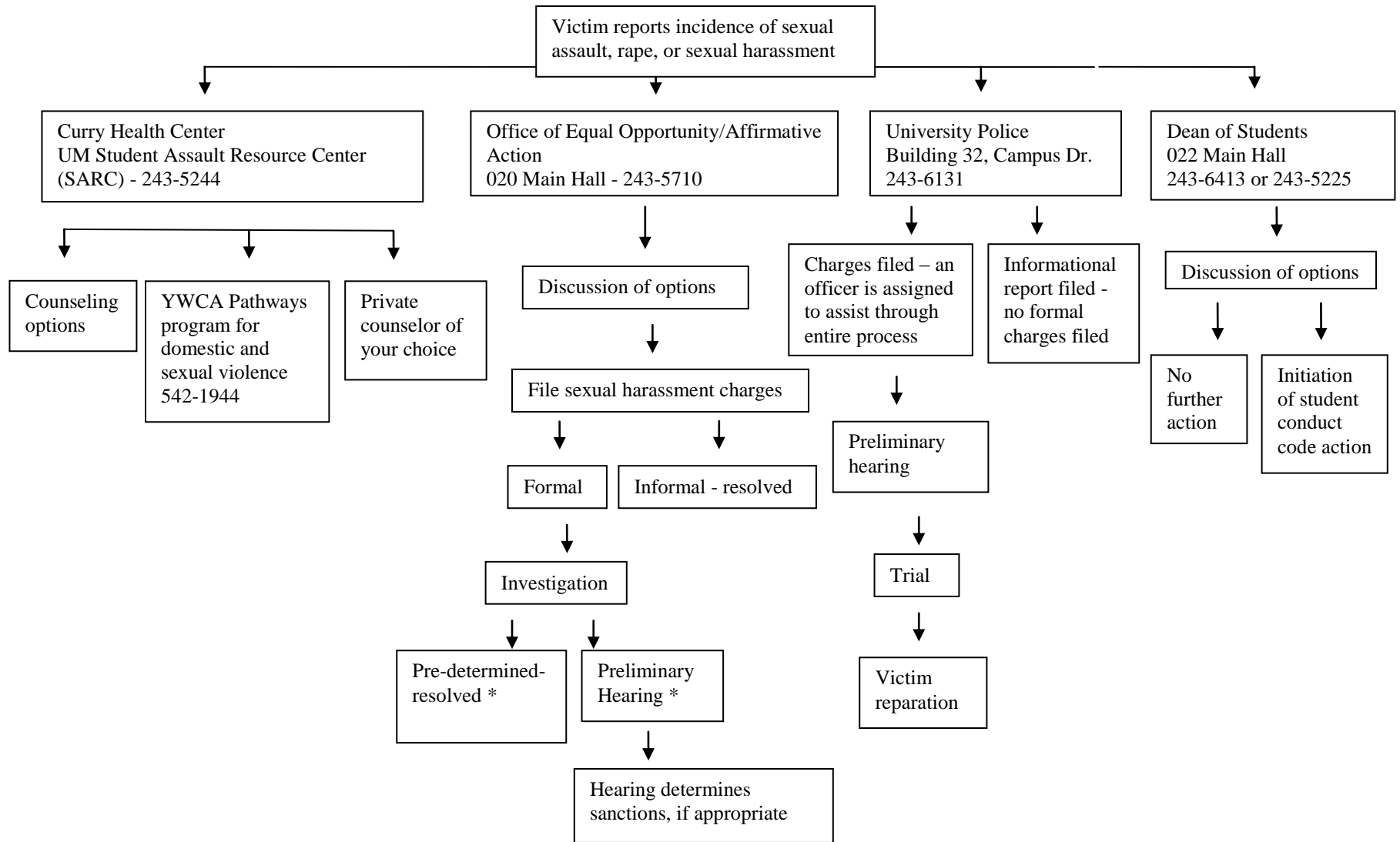
services for sexual violence are women between the ages of 18-30. While this group might be the most affected, men and women of all ages can be victims or perpetrators of sexual misconduct, sexual and relationship violence, and stalking. SARC continues to welcome and encourage women and men of all ages, ethnicity, and sexual orientation, who are affected in some way by these crimes, to seek support and services.

SARC DATA COMPARED TO PUBLIC SAFETY DATA

Sexual assault is a vastly under-reported crime. This is clearly demonstrated by the difference between the number of sex offenses reported to University public safety authorities (Office of Public Safety, Vice President for Student Affairs, Dean of Students, and Director of Residence Life) as shown in the previous section of this publication and the SARC annual report. This discrepancy may occur, in part, because of the ordeal associated with rape prosecutions, especially without certainty of obtaining convictions; many victims fear they will not be believed, or they fear they might be blamed for their own rapes.

An increasing number of victims of sexual assault are coming forward to file criminal and/or Student Conduct Code complaints against their assailants. Victims are being supported and assisted by campus services like the Office of Public Safety, Dean of Students, Residence Life, and SARC. The Curry Health Center established SARC as part of its commitment to confront sexual assault through educational programs, support groups, individual support and advocacy, training for Residence Life staff, and Public Safety officers.

REPORTING OPTIONS



*Continuation when warranted

INTRODUCTION

This section describes laws, policies and expectations regarding the use and possession of alcohol, tobacco and illicit drugs by faculty, staff and students on University property, at University sponsored events or by University-recognized organizations. Off-campus and on-campus use of alcohol is also addressed. In addition, this section expresses the University's social responsibility for providing educational and prevention programs while emphasizing the importance of individual and group responsibility for compliance. The University of Montana does not assume responsibility for individual acts and activities.

The Drug-Free Workplace Act of 1988 prohibits the unlawful manufacture, distribution, dispensation, possession, or use of a controlled substance in the workplace. Personnel actions, consistent with University policy and applicable state and federal laws, will be taken against any violator of this Act.

The Drug-Free Schools and Communities Act Amendments of 1989 prohibit, at a minimum, the unlawful possession, use or distribution of illicit drugs and alcohol by students and employees on school and campus property or as part of any school or campus activity. Standards more rigid than those required by this Act may be imposed. Personnel and Student Conduct Code action and federal laws apply to any violator of this Act.

ALCOHOL POLICIES

Montana University System

Except as expressly permitted, consumption of alcoholic beverages on University property is prohibited by the Montana University System Policy 503.1. Alcoholic beverages may be consumed by students and their guests in individual residence hall rooms or in individual University Villages and Lewis and Clark Village units, provided such consumption is in compliance with state laws, the Student Conduct Code, and relevant University policies. Unless otherwise authorized by the University President, alcoholic beverages may not be consumed in hallways, lounge areas, utility rooms, or other areas of residence halls, or in any other campus locations.

Service of Alcoholic Beverages

The University shall comply with applicable laws pertaining to the sale, possession, and consumption of alcoholic beverages and foster responsible attitudes toward alcohol among members of the University community, including students, faculty, staff, and visitors.

The sale and/or service of all alcohol beverages must be provided through University Catering, including donated alcohol.

No event involving the service of alcoholic beverages may take place on campus without the prior written approval of the University president or the president's designee.

The following restrictions apply:

- Consumption of alcohol shall be in connection with a substantive event, such as a banquet, official entertainment or reception.
- Alcohol may only be served in approved locations. Contact UM Catering Services (243-4899) for scheduling.
- The event's organizers and sponsors must arrange for and ensure the service of food and non-alcoholic beverages during the duration of the event.
- Sale of alcohol by UM-contracted, licensed vendor only. Sale of a ticket to an event where complimentary alcohol is served is considered a sale of alcohol. Contact UM Catering Services (243-4899) for scheduling of alcohol vendor.
- All servers must be trained in an authorized alcohol service program ("TIPS-trained").
- Servers may not consume alcohol during the event.
- The service of alcoholic beverages must be monitored to prevent:
 - excessive consumption;
 - service to a person not of legal age.
- Unreasonable or irresponsible conduct or violation of any regulation or noncompliance with any limitation outlined herein justifies discontinuance of the event and subsequent denial of University service and facilities.
- No service or sale of alcohol to persons who are intoxicated or disorderly will be allowed.

Tailgate Parties

In conjunction with The University of Montana home football games, tailgate parties in the University's

parking lots and fields near Washington-Grizzly Stadium are permitted.

THE FOLLOWING RESTRICTIONS APPLY:

- Alcohol service may begin no earlier than two hours prior to kick-off.
- Alcohol service and consumption is prohibited after half-time.
- Tailgate parties are to be private parties only. Individual(s) hosting the party who fail to adhere to this requirement will be subject to possible sanctions by UM Intercollegiate Athletics and the Missoula County Health Department.
- Tailgate party hosts must monitor service of alcohol and may not serve alcohol to minors (under age 21). Unattended alcohol will be confiscated.
- Tailgate parties held in the Kirkland Memorial Grove, Riverbowl South, Campus Drive, Van Buren Street, 5th and 6th Streets must have a tailgate/parking permit purchased through the Office of Events Coordinator, Internal Operations Office (406) 243-2233. A fee is assessed for tailgate and RV permits. The fee is intended to cover normal setup and cleanup activities. However, any significant damages to the grounds, sprinkling systems, lighting systems, or trees will be repaired by Facilities Services and the cost will be the responsibility of the tailgate permit holder.
- Small private tailgate parties (20 people or fewer) may be held, without a tailgate permit, in University parking lots and contiguous grassy areas in the immediate vicinity of Washington Grizzly Stadium only, to wit: lots A, F, L, M, M-1, N, P, R, T, U, V, W, Y, and Z.
- No organization, business or individual, except the Grizzly Scholarship Association, may sell or offer for public consumption, beer or other alcoholic beverages on campus in conjunction with home football games.
- No organization, business, or individual may offer on campus any food or nonalcoholic beverages for public consumption or for sale (including “donations”) in conjunction with The University of Montana home football games without prior written approval of the Athletic Director or designee.
 - Groups holding tailgate parties are responsible for providing their own designated drivers.
 - Individuals, groups, and organizations holding or participating in tailgate parties are responsible for their own conduct and are

expected to respect the rights of others and the entire University community.

- At its discretion, the University may terminate tailgate parties, or take other appropriate action against individuals, groups, or organizations whose conduct at tailgate parties is irresponsible, unreasonable, or inconsistent with University policies and regulations, ordinances or laws.

Residence Halls, University Villages, and Lewis and Clark Village

Residence halls, University Villages, and Lewis and Clark Village policies permit the use and possession of alcoholic beverages by occupants of legal age. Consumption must take place in the privacy of a student’s residence hall room or Village unit. Alcoholic beverages may not be consumed in hallways, lounges, utility rooms, or other public areas.

- Residence hall and Village social funds may not be used to purchase alcoholic beverages.
- Residence hall and Village sponsored functions involving alcoholic beverages shall adhere to the University’s alcohol risk management guidelines (See below).
- Keggers and parties involving large amounts of alcoholic beverages are prohibited in residence hall rooms and individual Village units.

Greek Fraternal Organizations

The possession and consumption of alcoholic beverages at men’s and women’s fraternity houses and functions must conform to policies established by the Board of Regents and The University of Montana; The University of Montana Men’s and Women’s Fraternities Relationship Statement, All - Greek Alcohol Agreement, their national chapters, local ordinances, and state and federal laws.

- With limited exceptions, as defined in the All - Greek Alcohol Agreement, consumption of alcoholic beverages in the common areas of fraternity residences is prohibited.
- Members of legal drinking age may store and consume alcoholic beverages in the privacy of their own rooms.
- At any event where alcohol is served, trained alcohol servers must be used to ensure that alcoholic beverages are not accessible or served to anyone under the legal drinking age, or to anyone who appears to be intoxicated, regardless of age. Contact UM Catering Services (243-4899) for scheduling of trained alcohol servers.

- The sale or any indirect means of collecting money to pay for alcoholic beverages is prohibited unless a licensed vendor caters the event. Contact University Catering Services @ 243-4899 to arrange for the UM-contracted licensed alcohol vendor.
- No Greek fraternal organization shall serve or permit the use, possession, or consumption of alcoholic beverages at recruitment functions.
- Chapters must adhere to national policies and the Men's and Women's Fraternities Relationship Statement regarding policies for purchasing alcoholic beverages with chapter funds.
- Each chapter shall adhere to the University's alcohol risk management guidelines. (See below)

University-Recognized Clubs, Organizations, and Campus Events

Clubs or Organizations that are "University-Recognized" must have a faculty advisor.

University clubs, organizations, and campus events include, but are not limited to, sport groups, academic honoraries, athletic teams, ROTC, service organizations, sponsored parties, tailgate parties, dances, picnics, banquets, field trips, sponsored recreational events, and social functions.

Possession and consumption of alcoholic beverages by University clubs, organizations, and campus events, must conform to local ordinances, state and federal laws, and policies established by the Board of Regents and The University of Montana.

- All events, except for tailgate parties, held on University property that involve the service of alcoholic beverages must be scheduled with University Catering Services.
- The sale of alcoholic beverages or any indirect means of collecting money to pay for alcoholic beverages is prohibited unless a licensed vendor caters the event. Contact University Catering Services @ 243-4899 to arrange for the UM-contracted licensed alcohol vendor.
- University Catering Services or a licensed vendor must be used for all events involving service of donated alcohol. University Catering Services will charge appropriate fees for the service of donated alcohol.
- Club or organizational funds may not be used to buy alcoholic beverages. Each club or organization shall adhere to the University's alcohol risk management guidelines.

Violations of University alcohol regulations are also violations of The University of Montana Student

Conduct Code. Violators are subject to disciplinary action pursuant to the Code. The University, including ASUM, may deny privileges to a student organization or impose other sanctions for alcohol violations.

Off-Campus Use Of Alcoholic Beverages by University-Recognized Student Organizations

Student officers or officials of University-recognized student organizations must meet with the organization's faculty advisor to ensure the organization's risk management plan adheres to University alcohol policies and risk management guidelines.

A University-recognized student organization that sponsors any gathering, meeting or other activity off-campus that involves alcoholic beverages must meet the same requirements that apply to on campus events, as well as the following:

- All alcohol beverages served at events off University property must be served by a licensed alcohol vendor or University Catering.
- The service of donated alcohol at UM-sponsored events off University property is prohibited unless served by a licensed alcohol vendor, in the case of alcohol sales, or by trained servers.
- Students who organize and participate in this type of an event assume the responsibility for serving alcohol and monitoring its use in accordance with local ordinances, state and federal laws, and Board of Regents and University of Montana policies.
- University-recognized student organizations may not apply for a special permit from the State of Montana Liquor Division.
- Violations of University alcohol regulations are also violations of The University of Montana Student Conduct Code. Violators are subject to disciplinary action pursuant to the Code. The University, including ASUM, may deny privileges to a student organization or impose other sanctions for alcohol violations.

Advertising and Promotion Involving Alcohol or Tobacco

This policy governs alcohol or tobacco product sponsorship and/or advertising for University events planned by University departments or officially recognized University groups and organizations. This policy applies to all such on campus and off-campus event advertising and promotion in whatever format, including books, brochures, posters, programs, directories, newspapers, signs, radio and television, video and audiotape, and electronic computer generated communications. Signs

include those at athletic facilities and other campus locations and on campus vehicles.

The University recognizes the correlation between the misuse of alcohol or the use of tobacco and a variety of academic, social, or health-related consequences. Although the University does not stand *in loco parentis* to its students, it accepts responsibility for advocating and upholding the virtues of community, safety, harm reduction, and social responsibility.

For any University-related event or activity, The University of Montana will not:

- Use beer, wine, liquor, or tobacco products (name, trademark, or logo) in advertisements and promotions for, or as sponsors of, any University event or activity regardless of location, unless approved by the President of the University or the president's designee;
- Use any University logo, trademark, or name in conjunction with alcoholic beverage or tobacco products or symbols;
- Make alcohol or tobacco the focus of any University event, or use availability of beer or other alcoholic beverages or tobacco to promote any University event;

Provide alcoholic beverage or tobacco products as awards or prizes to any person or organization participating in any University event or in any event on University property.

Non-University Events

Subject to approval by the President of the University, events organized by non-University organizations on University premises may display the corporate names of alcohol and tobacco-related sponsors as long as the use of alcoholic beverage or tobacco products is not promoted and University trademarked logos are not used in conjunction with the event.

University trademarked logos may be used in conjunction with off-campus events involving alcohol or tobacco products if the event has multiple sponsors, does not promote the sale of those products, and is an event that benefits an issue important to the University. Each event will be judged on its own merits.

Off-Campus Events

University trademarked logos may be used in conjunction with off-campus events involving alcohol or tobacco products only if the event has multiple sponsors, does not promote the sale of those products, and is an event that benefits an issue important to the University. Each event will be judged on its own

merits and subject to approval by the President of the University or the President's designee.

Exceptions

Exceptions to this policy shall be limited to the following:

- University football game tailgate parties to the limited extent of permitting tailgate party participants to advertise the availability of alcoholic beverages to their guests who are 21 years of age or older.
- Adams Center and University Center events to the limited extent of permitting either Center to advertise the availability of alcoholic beverages, if such beverages are otherwise permitted at an event, to participants who are 21 years of age or older.
- Any other exception authorized in advance by the University President

ALCOHOL RISK MANAGEMENT GUIDELINES

Risk management guidelines are intended to help safeguard the University community against potential harm and exposure to legal liability. Therefore, it is imperative that policies are consistently enforced and the following strategies be incorporated into planning and implementing events.

- Alcohol-free events should be promoted.
- Alcoholic beverages must not be served to minors. Adults risk criminal liability, and civil liability, when minors consume alcoholic beverages.
- At social functions where alcoholic beverages are provided by the sponsoring organization, direct access shall be limited to designated servers and consumption permitted only within designated and monitored areas.
- Drinking competitions are prohibited. Activities promoting forced consumption of alcohol are not allowed and could subject those individuals providing alcohol to civil liability.
- Service must be refused to anyone who appears to be intoxicated.
- Access to the event must be controlled. A plan must be implemented for controlling and limiting the quantity of alcohol served.
- The Office of Public Safety must be informed prior to an on-campus event that involves the service of alcoholic beverages.
- Safe transportation to and from events should be encouraged and/or provided, including a designated driver program.
- Alcohol consumption at tailgate parties may begin no earlier than two (2) hours before the scheduled

start of the game, and may continue no later than the start of the second half of the game.

- Alcohol may not be the focus of the event. The amount of alcohol may not be used as an inducement to attend or participate in an event, and event promotional material may not make reference to the amount of alcohol available for consumption, such as number of beer kegs.
- Event advertisements shall mention the availability of food and nonalcoholic beverages as prominently as alcohol.
- Alcoholic beverages are not to be provided as free awards to individual students or campus groups.

For More Information

Copies of the Montana University System and The University of Montana-Missoula alcohol policies are available from the Office of Residence Life, Office of Public Safety, and the Office of the Vice President for Student Affairs. In addition, they can be viewed on the web at <http://life.umt.edu/vpsa/policies.php> Students can also contact Charles Couture, Dean of Students, at 022 University (Main) Hall, 243-6413, 243-5225 or charles.couture@umontana.edu.

SMOKING POLICY

The University of Montana provides a safe and healthy environment for its employees, students, and visitors. In light of the U.S. Surgeon General's findings that exposure to secondhand tobacco smoke and use of tobacco causes significant health hazards, The University of Montana became a tobacco-free environment, effective Fall Semester 2011.

ILLICIT DRUGS POLICY

Illegal use, possession, manufacture, sale, or distribution of any controlled substance on University property or at University-sponsored activities is unlawful and prohibited. This prohibition complies with federal and state statutes, The University of Montana Student Conduct Code, the Drug-Free Workplace Act of 1988, and the Drug-Free Schools and Communities Act of 1989.

HEALTH RISKS

Alcohol

The majority of adults who consume alcohol do so for enjoyment and recreation. Yet many lack the information they need to consume alcohol in a responsible and safe manner. Of those who choose to drink, about one in ten will find it difficult to control

consumption and is at risk of alcohol-related dysfunction or alcohol addiction (alcoholism).

Alcohol consumption causes a number of marked changes in behavior. Even low doses significantly impair the judgment and coordination required to drive a car safely, increasing the likelihood that the driver will be involved in an accident. Low to moderate doses of alcohol also increase the incidence of a variety of aggressive acts, including spouse and child abuse. Moderate to high doses of alcohol cause marked impairment in higher mental functions, severely altering a person's ability to learn and remember information. Very high doses cause respiratory depression and death. If combined with other depressants of the central nervous system, much lower doses of alcohol will produce the effects just described. Repeated use of alcohol can lead to dependence.

Sudden cessation of alcohol intake is likely to produce withdrawal symptoms, including severe anxiety, tremors, hallucinations, and convulsions. Alcohol withdrawal can be life threatening. Long-term

consumption of large quantities of alcohol, particularly when combined with poor nutrition, can also lead to permanent damage to vital organs such as the brain and liver.

Mothers who drink alcohol during pregnancy may give birth to infants with fetal alcohol syndrome. These infants have irreversible physical abnormalities and mental retardation. In addition, research indicates that children of alcoholic parents are at greater risk of becoming alcoholics than other children.

Tobacco

Persons who smoke or use smokeless tobacco are at risk of developing lung cancer, heart problems, mouth cancer, gum disease, and tooth loss.

Illicit Drugs

Drug types and effects of overdoses:

- Narcotics-slow and shallow breathing, clammy skin, convulsions, coma, possible death
- Depressants-shallow respiration, clammy skin, dilated pupils, weak and rapid pulse, coma, possible death
- Stimulants-agitation, increased body temperature, hallucinations, convulsions, possible death
- Cannabis-fatigue, paranoia, possible psychosis
- Hallucinogens-longer, more intense "trip" episodes, psychosis, possible death
- Anabolic Steroids-unknown

RELATIONSHIPS AMONG GENDER, WEIGHT, ALCOHOL CONSUMPTION, AND BLOOD ALCOHOL LEVEL*

Beverage Intake (in one hour)	Female (100 lb)	Male (100 lb)	Female (150 lb)	Male (150 lb)	Female (200 lb)	Male (200 lb)
1 oz spirits 1 glass wine 1 can beer	0.045	0.037	0.03	0.025	0.022	0.019
2oz spirits 2 glass wine 2 can beer	0.090	0.075	0.06	0.050	0.045	0.037
4 oz spirits 4 glass wine 4 can beer	0.180	0.150	0.12	0.100	0.090	0.070
6 oz spirits 6 glass wine 6 can beer	0.270	0.220	0.18	0.150	0.130	0.110
8 oz spirits 8 glass wine 8 can beer	.0360	0.300	0.24	0.200	0.180	0.150
10 oz spirits 10 glass wine 10 can beer	0.450	0.370	0.30	0.250	0.220	0.180

*O. Ray and C. Ksia, *Drugs, Society and Human Behavior*, Mosby: St. Louis, Missouri, 7th Edition (1966).

ENFORCEMENT OF ALCOHOL, DRUG, AND TOBACCO POLICIES

Individuals who violate University policies, city ordinances, state, or federal laws are subject to disciplinary action according to The University of Montana Student Conduct Code, the Men’s and Women’s Fraternities Relationship Statement and personnel policies, and/or criminal prosecution. These sanctions include laws and regulations pertaining to abuse of alcohol and use, possession, sale or manufacture of illicit drugs.

Enforcement procedures will not replace more stringent sorority/fraternity regulations that are imposed by their national organizations. These guidelines are minimum standards expected by The University of Montana.

Student sanctions may include reprimand, probation, suspension, expulsion, and/or restitution, as well as required attendance at educational programs. Depending upon the seriousness and frequency of the Student Conduct Code violation, a student may be assigned to any level of the following programs.

- Required attendance at a phase 1 educational program presented by the Self Over Substances Program. The student may be required to attend one open meeting of Alcoholics Anonymous and submit a written report.

- Required attendance at a phase 2 educational program presented by the Self Over Substances Program. The student may be required to attend four Alcoholics Anonymous meetings and submit a written report.
- Required attendance at regular counseling sessions or other treatment, as recommended by personnel of the Self Over Substances Program. The counselor will determine the duration of the counseling or treatment requirement.

Employees who violate policies will be subject to disciplinary action in accordance with personnel policies, collective bargaining agreements and local, state, or federal laws. They could be subject to termination and/or criminal prosecution.

University-recognized faculty, staff, and student groups that violate University drug and alcohol regulations are subject to sanctions including discontinuance of their University-recognized event and a subsequent denial of University services and facilities. In case an injury occurs at an event, individual group leaders may be personally liable for the group’s activities.

STATE ALCOHOL REGULATIONS

The following is a brief summary of Montana drinking and driving laws and what they mean to the drinking driver.

Ways of This State

“Ways of this state open to the public” means “any highway, road, alley, or other public or private place adapted and fitted for public travel that is in common use by the public.”

Driving upon a way of the state open to the public is a privilege, not a right. Any driver who wishes to enjoy the benefits of this privilege must also accept the corresponding responsibilities.

Preliminary Alcohol Screening Test

A person who operates or is in actual physical control of a vehicle upon ways of this state open to the public is considered to have given consent to a preliminary alcohol-screening breath test to estimate alcohol concentration. A peace officer who has a particular suspicion that a person was driving or in actual physical control of a vehicle while under the influence of alcohol may request and administer the test.

A person may refuse the preliminary alcohol-screening test after the peace officer informs the person of the right to refuse and of the specific consequences of refusal. However, a refusal will cause suspension of the person’s license, without provision for a probationary license. The first refusal results in a six-month suspension; a second or subsequent refusal within ten years may result in a revocation of the person’s license for up to 1 year.

Taking a preliminary alcohol-screening test does not remove the responsibility to take additional breath, blood, or urine testing. However, a refusal to take the preliminary alcohol-screening test and a refusal to take the current alcohol concentration test cannot be considered two refusals for the purposes of suspension.

Implied Consent

Any person who operates a vehicle on the ways of this state shall be deemed to have given consent to a chemical test of their blood, breath, or urine to detect and/or measure the amount of alcohol or drugs in the person’s body, if arrested by a peace officer for driving or being in actual physical control of a motor vehicle while under the influence of alcohol, drugs, or a combination of the two.

If the person refuses to submit to a test, the arresting officer will seize the person’s driver’s license and issue

a temporary driving permit that will be effective twelve hours after issuance and valid for five days.

If a person refuses to submit to a test, and has a prior refusal, prior conviction (for DUI or vehicular homicide or negligent vehicular assault), or a pending conviction, an officer can obtain a search warrant to get a blood sample.

Penalties for Refusal

On first refusal, the person’s license will be suspended for six months, with no provision for a restricted probationary license.

On second or subsequent refusals within five years of a previous refusal, the person’s license will be revoked for a period of one year, with no provision for a restricted probationary license.

If there is a trial, the Trier of fact may infer from the refusal that the person was under the influence of alcohol. However, this inference is rebuttable.

DUI PENALTIES

Alcohol Concentration for Those 21 Years of Age or Older

Montana law imposes different penalties on persons driving under the influence depending upon whether they are 21 years of age or older, 18-20 years of age, or under 18 years of age. Further, Montana law imposes different levels of proof for DUI offenses. If at the time of arrest the accused has a blood alcohol concentration in excess of .04 but less than .08 (grams of alcohol per 100 milliliters of blood or per 210 liters of breath), this fact may be considered with other competent evidence to determine whether the person was under the influence of alcohol. If at the time of arrest the accused has a blood alcohol concentration in excess of .08, this fact either, (a) creates a rebuttable inference that the person was under the influence of alcohol, or (b) imposes absolute liability with less severe punishments than those that follow.

A person convicted of driving or being in actual physical control of a vehicle upon the ways of this state while under the influence of alcohol or other drugs shall be punished as follows:

First conviction

- Imprisonment for not less than 24 consecutive hours in jail
- Maximum imprisonment of six months in jail
- Fine of not less than \$300 or more than \$1,000

- Driver's license revocation or suspension for six months or more if the driver has an alcohol concentration of .08 or greater
- A person must complete and pay for a chemical dependency assessment and a chemical dependency education course
- If approved devices are available and the person's blood alcohol concentration at the time of arrest was 0.18 or greater, a court may restrict the person to only driving a motor vehicle equipped with a functioning ignition interlock device and require the person to pay the reasonable cost of leasing, installing, and maintaining the device
- If one or more passengers were under the age of 16 at the time of the offense, the person shall be punished by imprisonment for not less than 48 consecutive hours or more than 12 months and by a fine of not less than \$600 or more than \$2,000

Second conviction (within 5 years)

- Imprisonment for not less than 48 consecutive hours in jail
- Maximum imprisonment of six months in jail
- Fine of not less than \$600 or more than \$1,000
- One-year revocation of driver's license and/or driving privilege; any driving under a restricted probationary license is limited to a vehicle equipped with a functional ignition interlock device, if available
- Convicted person must complete and pay for a chemical dependency assessment, a chemical dependency education course, and chemical dependency treatment
- Following completion of chemical dependency treatment, the person must submit to monthly monitoring for at least one year from the date of admission to chemical dependency treatment
- For a second or subsequent conviction, monitoring may take place on a daily basis if convicted person is required by the court to participate in a 24/7 sobriety program
- In addition, for a second or subsequent violation, the court shall order that each motor vehicle owned by the person at the time of the offense be either:
 1. Seized and subject to the forfeiture procedure provided by law; or
 2. During the 12-month period beginning with the end of the period of the driver's license revocation, the vehicle may be equipped with a functioning ignition interlock device and may require the person to pay the reasonable cost of leasing, installing, and maintaining the device

Third conviction (within 5 years)

- At least 48 consecutive hours of imprisonment to be served in the county jail and a maximum sentence of one year
- Fine of not less than \$1,000 or more than \$5,000
- One-year revocation of driver's license and/or driving privilege; any driving under a restricted probationary license is limited to a vehicle equipped with a functional ignition interlock device, if available. For a third or subsequent conviction, a probationary license will not be issued during the one-year revocation period unless 90 days of the suspension are completed and a court recommends that a probationary license be issued
- After conviction, the motor vehicle owned and operated by the person at the time of the offense will be seized by local authorities and subject to forfeiture proceedings
- Convicted person must complete and pay for a chemical dependency assessment, a chemical dependency education course, and chemical dependency treatment before driver's license can be reinstated
- Following the completion of chemical dependency treatment, convicted person must submit to monthly monitoring for at least one year from the date of admission to chemical dependency treatment
- In addition, for a second or subsequent violation, the court shall order that each motor vehicle owned by the person at the time of the offense be either:
 1. Seized and subject to the forfeiture procedure provided by law; or
 2. During the 12-month period beginning with the end of the period of the driver's license revocation, the vehicle may be equipped with a functioning ignition interlock device and may require the person to pay the cost of leasing, installing, and maintaining the device
- If one or more passengers were under the age of 16 at the time of the offense, the person shall be punished by imprisonment for not less than 60 days or more than 12 months and by a fine of not less than \$2,000 or more than \$10,000

Fourth or subsequent conviction

- Fourth offense is a felony for which the person shall be sentenced to the department of corrections for

placement in an appropriate correctional facility or program for 13 months; if the person completes a residential alcohol treatment program, the remainder of the 13 month sentence must be served on probation; the person shall also be sentenced to a suspended and consecutive term of prison incarceration for not more than five years

- This sentence may not be deferred or suspended, and the person is not eligible for parole
- A fine not less than \$1,000 or more than \$10,000
- For purposes of sentencing a fourth or subsequent offense, the court must use all previous convictions, not just those within the past five years
- After conviction, the motor vehicle owned and operated by the person at the time of the offense will be seized by local authorities and subject to forfeiture
- The sentencing judge may impose other restrictions or conditions on probation as provided by Montana law, including, but not limited to, payment for imprisonment, probation and alcohol treatment, if financially able; prohibition from consuming alcohol or frequenting establishments where alcohol is served; treatment in an aftercare treatment program; submission to random or routine drug and alcohol testing; and the requirement of an ignition interlock device for any driving authorized by the person's probation officer
- In addition, for a second or subsequent violation, the court shall order that each motor vehicle owned by the person at the time of the offense be either:
 1. Seized and subject to the forfeiture procedure provided by law; or
 2. During the 12-month period beginning with the end of the period of the driver's license revocation, the vehicle may be equipped with a functioning ignition interlock device and require the person to pay the reasonable cost of leasing, installing, and maintaining the device

Aggravated DUI

If a person is driving under the influence, and one or more of the following conditions is met, they may be charged with aggravated DUI, which carries greater penalties than first-time DUI:

- Blood alcohol concentration of 0.16 or greater
- Court-ordered to install interlock ignition device on vehicle
- License suspension or revocation from previous DUI

- Refusal to provide blood or breath sample and license was suspended or revoked within past 10 years
- Prior or pending conviction for vehicular homicide under the influence, negligent vehicular assault or DUI within past 3 years, or two or more convictions within past 7 years.

Penalties for Conviction

- Fine of \$1000
- Imprisonment for not more than 1 year

If sentence is suspended, the court can impose participation in mandatory DUI or drug courts, and the person is subject to the conditions of the 24/7 sobriety program if imposed by the court. The court can also impose the remainder of the sentence if any condition of the suspended sentence is violated.

License Reinstatement

A driver's license that has been suspended or revoked must remain suspended or revoked until the driver has paid \$200 to the Department of Motor Vehicles in addition to any other fines, forfeitures, and penalties assessed because of conviction for violation of traffic laws of the state.

Alcohol Concentration for Those Under the Age of 21

It is unlawful for a person under the age of 21 who has an alcohol concentration of 0.02 or more to drive or be in actual physical control of a vehicle upon the ways of this state open to the public. The person may be sentenced for absolute liability and punished as follows, or the person may be prosecuted and sentenced under the penalties previously listed.

First conviction

- Fine of not less than \$100 or more than \$500
- Ninety days suspension of license, or six months suspension if the driver's alcohol concentration was 0.08 or more; if the driver's alcohol concentration was 0.18 or greater, the court may limit any driving under a restricted probationary license to a vehicle equipped with a functional ignition interlock device, if available
- If the person was under 18 at the time of the offense, no probationary driver's license may be issued for the first 30 days of any suspension
- \$100 license reinstatement fee required

- Person convicted must complete and pay for a chemical dependency assessment and a chemical dependency education course
- Alcohol and drug treatment is required if the person is found to be chemically dependent

Second conviction

- Fine of not less than \$200 or more than \$500
- Six months suspension of driver’s license; any driving under a restricted probationary license is limited to a vehicle equipped with a functional ignition interlock device, if available
- If the person was under 18 at the time of the offense, no probationary driver's license may be issued for the first 30 days of any suspension
- \$100 license reinstatement fee required
- If the person was 18 or older at the time of the offense, incarceration for not more than ten days
- Person convicted must complete and pay for a chemical dependency assessment, a chemical dependency course, and chemical dependency treatment
- Following the completion of chemical dependency treatment, convicted person must submit to monthly monitoring for at least one year from the date of admission to chemical dependency treatment

Third or subsequent conviction

- Fine of not less than \$300 or more than \$500
- One year suspension of driver's license; any driving under a restricted probationary license is limited to a vehicle equipped with a functional ignition interlock device, if available
- If the person convicted was under the age of 18 at the time of the offense, no probationary driver's license may be issued for the first 30 days of any suspension
- \$100 license reinstatement fee required
- If the person was 18 years or older at the time of the offense, incarceration for not less than 24 hours or more than 60 days
- Person convicted must complete and pay for a chemical dependency assessment, a chemical dependency education course, and chemical dependency treatment
- Following the completion of chemical dependency treatment, person convicted must submit to monthly monitoring for at least one year from the date of admission to chemical dependency treatment

First time offenders must complete alcohol and/or drug treatment if found to be chemically dependent by a licensed addiction counselor pursuant to diagnosis by

patient placement rules adopted by the state; second and subsequent offenders must be provided treatment at a level appropriate to the person's alcohol or drug problem or both as determined by a counselor, pursuant to diagnosis and patient placement rules adopted by the state; upon determination, the court shall order the person's appropriate level of treatment.

OPEN CONTAINER LAW

A person commits the offense of unlawful possession of an open alcoholic beverage container in a motor vehicle if the person knowingly possesses an open alcoholic beverage container within the passenger area of a motor vehicle on a highway.

A person convicted of the offense of unlawful possession of an open alcoholic beverage container in a motor vehicle shall be fined an amount not to exceed \$100.

MINORS IN POSSESSION

A person under the age of 21 commits the offense of possession of an intoxicating substance if the person knowingly consumes or has in his or her possession an intoxicating substance. A person may not be arrested for or charged with the offense solely because the person was at a place where other persons were possessing or consuming alcoholic beverages.

Minors convicted of the offense of possession of alcohol shall be punished as follows:

Persons Under 18 Years of Age

First offense

- Shall be fined an amount not less than \$100 and not more than \$300
- Shall be ordered to perform 20 hours of community service
- Shall be ordered, and the person’s parents shall be ordered, to complete and pay for all costs of participation in a community-based substance abuse information program if one is available
- If the person has a driver’s license, the license must be confiscated by the court for 30 days or longer depending upon completion of the substance abuse course
- A restricted probationary driver’s license may be issued after 30 days upon recommendation from the court

Second offense

- Shall be fined an amount not less than \$200 and not more than \$600
- Shall be ordered to perform 40 hours of community service
- Shall be ordered, and the person's parents shall also be ordered, to complete and pay for all costs of participation in a community-based substance abuse information program if one is available
- A person convicted of a second or subsequent offense of possession of an intoxicating substance shall be ordered to complete a chemical dependency assessment
- If the person has a driver's license, the license must be confiscated by the court for at least 30 days; confiscation can be for longer periods depending upon completion of the substance abuse program
- A restricted probationary driver's license may be issued after 30 days upon recommendation from the court

Third offense

- Shall be fined not less than \$300 or more than \$900
- Shall be ordered to perform 60 hours of community service
- Shall be ordered, and the person's parents shall also be ordered, to complete and pay for all costs of participation in a community-based substance abuse information program if one is available
- A person convicted of a second or subsequent offense of possession of an intoxicating substance shall be ordered to complete a chemical dependency assessment
- Shall be required to complete a chemical dependency assessment and treatment, if recommended
- If the person has a driver's license, the license must be confiscated by the court for at least 30 days; confiscation can be for longer periods depending upon completion of the substance abuse program
- A restricted probationary driver's license may be issued after 30 days upon recommendation from the court

Persons 18-20 Years of Age

First offense

- Shall be fined an amount not less than \$100 and not more than \$300
- Shall be ordered to perform 20 hours of community service

- Shall be ordered to complete and pay for all costs of participation in a community-based substance abuse information program

Second offense

- Shall be fined an amount not less than \$200 and not more than \$600
- Shall be ordered to perform 40 hours of community service
- Shall be ordered to complete and pay for an alcohol information course at an alcohol treatment program, which may, in the court's discretion and upon recommendation of a licensed addiction counselor, include alcohol treatment

Third offense

- Shall be fined not less than \$300 or more than \$900
- Shall be ordered to perform 60 hours of community service
- Shall be ordered to complete and pay for an alcohol information course at an alcohol treatment program, which may, in the sentencing court's discretion and upon recommendation of a licensed addiction counselor, include alcohol treatment
- Serve a maximum of six months in jail at the court's discretion

ATTEMPT TO PURCHASE

A person under the age of 21 commits the offense of attempt to purchase an intoxicating substance if the person knowingly attempts to purchase an alcoholic beverage. Persons convicted of attempt to purchase an intoxicating substance shall be fined a maximum of \$150.

UNLAWFUL TRANSACTIONS WITH PERSONS UNDER 21 YEARS OF AGE

A person commits the offense of unlawful transactions with children if the person knowingly sells or gives intoxicating substances, including alcoholic beverages, to a person less than 21 years of age. A person convicted of this offense shall be fined an amount not to exceed \$500 or be imprisoned in the county jail for any term not to exceed six months, or both. A person convicted of a second offense shall be fined an amount not to exceed \$1,000 or be imprisoned in the county jail for any term not to exceed six months, or both.

MISSOULA CITY ORDINANCES

In addition to federal and state laws concerning consumption of alcohol, the city of Missoula has restricted public drinking and public display of beer,

wine, or liquor. It is unlawful for any person to engage in public drinking or display within the city limits. Public places means all vehicles, streets, avenues, alleys, publicly-owned parking lots, and privately owned parking lots open to the public for parking in the city, except the parking lots on The University of Montana campus. However, alcohol consumption is prohibited in University parking lots without specific authorization from University officials.

STATE DRUG REGULATIONS

Possession of Dangerous Drugs

A person in possession of up to 60 grams of marijuana or 1 gram of hashish for the first offense is guilty of a misdemeanor and shall be punished by a fine of \$100-\$500 and by imprisonment for up to 6 months, but is presumptively entitled to a deferred imposition of sentence. A person convicted of subsequent offenses is punishable by a fine of up to \$1,000, or imprisonment for up to 1 year in a county jail or state prison for up to 3 years or both fine and imprisonment.

A person in possession of an anabolic steroid is guilty of a misdemeanor and shall be punished by a fine of \$100-\$500, or by imprisonment for up to 6 months, or both.

Possession of an opiate shall lead to a fine of up to \$50,000 and imprisonment of 2 to 5 years.

Possession of other dangerous drugs shall lead to a fine of up to \$50,000 and imprisonment of up to 5 years or both.

Criminal Possession - Intent To Sell

A person in possession intending to distribute any of the dangerous drugs mentioned above shall be fined up to \$50,000 and incarcerated for 2 to 20 years.

Drug Paraphernalia

It is unlawful for any person to use, or to possess with intent to use, drug paraphernalia. Any person who violates this section is guilty of a misdemeanor, and upon conviction shall be imprisoned for up to 6 months and fined up to \$500, or both. A person convicted of a first offense is presumed to be entitled to a deferred imposition of sentence of imprisonment.

Delivery of Drug Paraphernalia

Any person 18 years old or older who delivers drug paraphernalia to a minor under 18 years of age and three years younger than the person is guilty of a misdemeanor and, upon conviction shall be imprisoned for up to 1 year and fined up to \$1,000, or both.

Unlawful Transactions with Children

A person commits the offense of unlawful transactions with children if he/she knowingly sells or gives intoxicating substances other than alcoholic beverages to a child under the age of majority or sells or gives an alcoholic beverage to a person under 21 years of age.

A person convicted of the offense of unlawful transactions with children shall be fined up to \$500 or be imprisoned for a term or no more than 6 months, or both. For a second similar offense, the person shall be fined up to \$1,000 or be imprisoned for up to 6 months, or both.

Fraudulently Obtaining Drugs

A person commits the offense of fraudulently obtaining dangerous drugs if the person obtains or attempts to obtain a dangerous drug by fraud, misrepresentation, forging, failing to tell a practitioner of obtaining the same or similar drugs from another prescription, or altering a prescription and using false identification.

A person convicted of fraudulently obtaining dangerous drugs or altering the labels of dangerous drugs will be imprisoned for 1 to 5 years or fined up to \$50,000, or both. For a second conviction, a person will be imprisoned for 5 to 10 years or fined up to \$50,000, or both.

A person convicted of altering labels on dangerous drugs shall be imprisoned in the county jail for a term not to exceed 6 months.

Criminal Sale of Dangerous Drugs

A person commits the offense of criminal sale of dangerous drugs if the person sells, barter, exchanges, or gives away any dangerous drug. Following are potential penalties.

- A person convicted of criminal sale of marijuana (tetrahydrocannabinol) or dangerous drugs not referenced below shall be imprisoned for a term of not less than one year and may be fined up to \$50,000.
- A person convicted of criminal sale of a narcotic drug or an opiate shall be imprisoned for between 2 years and life and may be fined up to \$50,000.
- A person convicted of criminal sale of a dangerous drug included in Schedule I or Schedule II, except marijuana or tetrahydrocannabinol, who has a prior conviction shall be imprisoned for between 10 years and life and may be fined up to \$50,000.
- A person convicted for a third or subsequent time for criminal distribution of dangerous drugs shall be

imprisoned for between 20 years and life and may be fined up to \$50,000.

- A person convicted of criminal distribution to a minor shall receive a sentence more severe than those stated above.
- Criminal distribution of dangerous drugs on or near school property (in, on, or within 1,000 feet of a school) also carries sentences that are more severe than those previously stated.

FEDERAL DRUG PENALTIES

The following are federal penalties and sanctions for illegal possession of a controlled substance:

First conviction

Up to 1-year imprisonment and fined at least \$1,000.

Second conviction

At least 15 days in prison, not to exceed 2 years and fined at least \$2,500

Third or subsequent conviction

At least 90 days in prison, not to exceed 3 years and fined at least \$5,000

Further Provisions

- Forfeiture of personal and real property used to possess or to facilitate possession of a controlled substance if that offense is punishable by more than 1 year imprisonment
- Forfeiture of vehicles, boats, aircraft, or any other conveyance used to transport or conceal a controlled substance
- Civil fine of up to \$10,000
- Denial of federal benefits, such as student loans, grants, contracts, and professional and commercial licenses, up to 1 year for first offense, up to 5 years for second and subsequent offenses
- Ineligible to receive or purchase a firearm; revocation of certain federal licenses and benefits, e.g., pilot licenses or public housing tenancy, are vested within the authorities of individual federal agencies
- Substantial penalties are also associated with trafficking in or distribution of controlled substances

RISK TO FEDERAL FINANCIAL AID

Financial aid of any kind can be suspended due to a state or federal drug related offense. If a person is convicted of possession of a controlled substance, the person's financial aid eligibility can be suspended for up to one year. For a second conviction, financial aid eligibility can be suspended for up to two years. For a

third or subsequent conviction financial aid eligibility may be suspended for an indefinite period of time. The penalties for convictions of selling controlled substances are more severe.

ALTERNATIVE TRANSPORTATION

Home Free Missoula is a non-profit corporation that provides free cab rides home to tavern patrons who have consumed too much alcohol to drive in a safe and responsible manner. Yellow Cab, Inc. provides this service for taverns and restaurants that are paid members of the Home Free Missoula program. The program serves virtually all of Missoula's major residential districts. For a listing of licensed establishments and restaurants that provide the Home Free Missoula service, call 523-4775.

COURSES ON DRUG AND ALCOHOL ABUSE

Eleven University undergraduate courses address alcohol and drug misuse:

Freshmen Seminar	UNC 101	2 credits
Abnormal Psychology	PSYC 330	3 credits
Addiction Studies	PSYC 423	3 credits
Addiction Studies	SW 423	3 credits
Use and Abuse of Drugs	PHAR 110	3 credits
Personal Health and Wellness	HHP 184	3 credits
Health Issues of Children and Adolescents	HHP 233	3 credits
Prin. of Optimal Performance	HHP 270	2 credits
Peer Health Education	HHP 370	3 credits
Peer Health Education Practicum	HHP 371	1 to 6 credits
Advanced Principles of Health Education and Promotion	HHP 415	3 credits

SELF OVER SUBSTANCE

The Self Over Substance (SOS) program educates students about high-risk behaviors and motivates students to address high-risk behaviors associated with heavy alcohol or other drug use. Services include two intervention programs and outpatient counseling, individual and group. Students caught violating the Student Conduct Code or other University policies regarding substance use are sanctioned to attend SOS.

SOS counselors help students determine how their alcohol and/or drug use affects their lives and the lives of others. Short-term confidential individual or group counseling is available. If such counseling is insufficient, referral will be made to appropriate community resources. Call the Self Over Substances program at 243-2290.

Educational videos and books about substance abuse are available through Instructional Media Services (IMS). Pamphlets with information about many aspects

of substance abuse are available in the SOS office at the Curry Health Center.

CAMPUS RESOURCES

Twelve Step groups are frequently offered on campus in the University Center during the academic year. Check the "Today" sign located at all UC entrances or call 243-2290 for locations and times.

HEALTH ENHANCEMENT

The Department of Health Enhancement at the Curry Health Center helps students identify and develop healthy behaviors now and in the future. Excessive use of alcohol is a prevalent risk factor that affects student success. Interactive educational programs and social marketing campaigns that address safe and legal use of alcohol are priorities for the department. Health Enhancement works collaboratively with many departments on campus to implement comprehensive strategies to impact the college drinking culture. These strategies include consistent enforcement of related laws and policies, alcohol-free alternative events, and risk-reduction strategies to help students who choose to drink, do so safely and responsibly.

PEER EDUCATORS – PEERS REACHING OUT (PROS)

Research shows that students are more effective than professionals in educating and influencing fellow students. They are also a source of original and innovative ideas. Peer educators are students who receive professional training and academic credit to help other students.

Peer Educators provide educational programming, individual outreach, student referrals, and input at Drug and Alcohol Advisory Committee (DAAC) meetings.

Peer Educators gain practical experience, college credit, training in group facilitation, individual outreach, and public presentations, new friends, and skills in how to empower their fellow peers to make positive life decisions regarding their health.

Programs are designed to help students explore life choices and associated risks they face in common social settings that often involve alcohol. Activities are designed to help students identify their personal wellness strategies as well as protective factors for partying safe, if they choose to use alcohol.

For more information, call the Curry Health Center Health Enhancement Office at 243-2809.

GRIZZLY PERSONAL SAFETY

Grizzly Personal Safety (GPS) is a free, student-staffed safety service. The GPS objective is to ensure that no campus member has to walk campus alone after dark. When called, GPS members will meet the caller at their location and walk with them to their destination. GPS members travel campus in pairs, wear distinctive clothing, and carry radios and flashlights. This nighttime service is available seven days a week when school is in session. If GPS is unavailable, Public Safety officers will provide the same service. Please call 243-2777.

COMMUNITY RESOURCES

Saint Patrick Hospital

Adult and adolescent services, 327-3015

Turning Point – Western Montana Addiction Services

Intensive outpatient and continuing care treatment, 1325 Wyoming, Missoula; 532-9800

Missoula Indian Center

24-hour drug and alcohol crisis line, intensive outpatient and continuing care treatment; Building #33, Fort Missoula, 370-2745

Community Twelve Step Groups

Alcoholics Anonymous	543-0011
Al-Anon	721-5818
Narcotics Anonymous	1-800-990-6262
Gamblers Anonymous	549-7354
Overeaters Anonymous	721-7354

DRUG AND ALCOHOL ADVISORY COMMITTEE

The Drug and Alcohol Advisory Committee (DAAC) includes students, faculty, staff, and representatives of the Missoula community. The committee annually reviews campus policies, procedures, and enforcement relating to drugs and alcohol. The committee also reviews the effectiveness of drug and alcohol programs and services. Members of the Drug and Alcohol Advisory Committee can be contacted via the Office of the Vice President for Student Affairs at 243-5225.

REFERENCES

Refer to Board of Regents Policy 503.1 MCA 16-4-109; University of Montana Facilities Rental and Use Policies; General Control and Use of University Property, #10.0; Service of Alcoholic Beverages, #40.1; Tailgate Parties, #40.2; The University of Montana Student Conduct Code; The University of Montana Men's and Women's Fraternities Relationship

Statement; All-Greek Alcohol Agreement; The University of Montana Residence Halls Handbook; The University of Montana Personnel Policy, Drug-Free Workplace, #58.0; Drug Education and Testing Policy for University of Montana Student Athletes; Alcohol on Campus: A Compendium of the Law and a Guide to Campus Policy, Donald D. Gehring and Christy P. Geraci, College Administration Publications Inc., 1989; Drug-Free Workplace Act of 1988; Drug-Free Schools and Communities Act of 1989; and Complying with Drug-Free Schools and Campuses Regulations-A Guide for University and College Administrators, The Higher Education Center for Alcohol and Other Drug Prevention, Publication No. ED/OPE97

OBSERVATION GUIDE FOR COMMUNITY SAFETY

How To Use This Guide

Use these tips to observe and report crime and suspicious activities. Record your observations of the incident, suspect, or vehicle descriptions while they are still fresh in your mind.

An officer might not be dispatched to the scene in cases where there is no risk to any individual, no threat of property loss or damage, or where there is no need for an on-site investigation. In such cases, the operator will take a full report of the appropriate facts by telephone.

Police Emergency

- On-Campus (University Police) - 4000
- On-Campus (Missoula Police) - 911
- Off-Campus (University Police) - 243-4000
- Off-Campus (Missoula Police) - 911

Reporting Procedures

- Briefly indicate:
 1. Your name and telephone number
 2. Where you are presently located
 3. What the problem is by describing the incident
 4. When the incident happened
 5. Who and how many suspects are involved
 6. Which direction the suspect went
 7. Whether there are any injuries, vehicles, or weapons involved
- If the dispatcher is sending an officer to the scene, stay where you are. Do not discuss what happened with others. Your impressions should be kept untainted until you have talked with authorities.

Describe the Suspect

Sex___ Race___ Age___ Height___ Weight___
 Hat___ Hair___ Eye color___ Glasses___
 Complexion _____
 Shirt___ Tie___ Coat___ Weapon___ Distinguishable
 Walk, or Limp___ Pants and Shoes___ Tattoos,
 amputations, scars, or marks___ Speech problems or
 accents___

Suspicious Activities

The following is a list of suspicious activities that should be reported to the police. It doesn't include everything. Use your own judgment.

- Someone shouting “HELP”, “FIRE”, or “RAPE”
- Shots, alarms, or windows being broken
- Someone with a weapon
- Someone trying to enter a neighbor's residence by a window or a back door
- A strange vehicle left running and parked in a parking lot
- Someone entering or leaving an academic or business building before or after hours
- Someone carrying items of value from a residence hall or academic building before or after hours
- Someone who appears to be moving household items late at night
- Someone tampering with a vehicle
- An elderly or disabled person who appears neglected, frightened, or disoriented
- A child who appears to be lost

Describe the Vehicle

Make and model _____
 Color___ Year___
 Body style, e.g., 2-door or convertible _____
 Identifying dents, scratches _____
 License number _____
 State of issue or identifying colors _____

BOMB THREAT

Report threat immediately – see police emergency
 telephone numbers in left column

Questions to Ask

- When is the bomb going to explode?
- Where is it right now?
- What does it look like?
- What kind of bomb is it?
- What will cause it to explode?
- Did you place the bomb?
- Why?
- What is your address?
- What is your name?

Exact Wording of the Threat

Caller’s gender ___ Age ___ Length of call ___
Number at which call was received _____
Time ___ Date _____

Remarks

Caller’s Voice

Calm ___ Angry ___ Excited ___ Slow ___ Rapid ___
Soft ___ Loud ___ Laughing ___ Crying ___
Normal ___ Distinct ___ Slurred ___ Nasal ___
Stutter ___ Lisp ___ Raspy ___ Deep ___ Ragged ___
Clearing throat ___ Familiar ___ Cracking ___
Deep breathing ___ Disguised ___ Accent ___

Background Sounds

Voices ___ Kitchen ___ PA System ___
Street Noises ___ House Noises ___ Music ___
Motor ___ Static ___ Clear ___ Animal Noises ___
Booth ___ Local ___ Factory Machinery ___
Office Machinery ___ Long Distance ___ Other ___

Threat Language

Well Spoken (educated) ___ Recorded ___
Foul ___ Irrational ___ Message Read by Threat
Maker ___

MANDATORY BUILDING EVACUATION

The University of Montana policy requires that all occupants leave any facility where a fire alarm is activated as promptly as possible via the nearest available exit. In facilities without alarm systems, all occupants must leave whenever it becomes clear that an emergency exists which necessitates evacuation for their own safety.

REPORTING FIRES AND OTHER EMERGENCIES

If evacuation is needed, pull the fire alarm. Report all emergencies to the Office of Public Safety by calling extension 4000 or by calling 911. Give the operator your name, department, location, and nature of incident. Stay on the line until the operator hangs up.

FIRE EVACUATION GUIDELINES

Should you discover smoke or fire or hear the fire alarm you should do the following.

- Call the Office of Public Safety at extension 4000.
- Pull the fire alarm, if it is not already sounding.
- Notify other people.

- Immediately leave the building by means of the nearest available exit.
- Before opening the door, see if it is hot by placing the palm of your hand against it.
- If the door is hot, remain in the room.
If you are on a ground floor, carefully exit through a window, if possible. If you are on an upper floor, call 911 and give the operator your location. Block the entrance from smoke and heat. Open the window. Do not exit onto ledges. Remain calm. Firefighters will assist you as soon as possible.
- If the door is cool, open the door slightly and check for smoke in the corridor.
If the corridor is smoke-free, proceed to the nearest available exit (exterior door or stairwell). Stay low, near the floor, to avoid smoke and heat. Close doors behind you. If the corridor is too smoky to reach the stairway or an exit, remain in the room. If you have evacuated the building, get clear of the entire area.

EMERGENCY ACTION PLANS - EMPLOYEES

Unless you know the source of the fire and have training in extinguisher use, do not attempt to fight the fire. Inform others in the building who may not have responded to the alarm to evacuate immediately. If the alarm stops, continue the evacuation. Elevators cannot safely be used for emergency egress and are typically programmed to cease operating when a fire alarm is activated. A wheelchair can impede the evacuation of others using the stairway and, if so, may need to be abandoned. There are specific techniques that enable two people to carry a third person down stairs safely, but these must be learned and practiced prior to an actual emergency and are therefore impractical for occupants of a transient nature such as students.

Notify either the Office of Public Safety or fire fighters on the scene, if you know or suspect that someone is trapped inside the building.

Evacuate to a distance of at least 500 feet from the building and out of the way of emergency equipment and personnel. Do not return to the building until instructed to do so by Public Safety officers.

FIRE SAFETY FOR PEOPLE WITH DISABILITIES

There are three areas of concern in emergencies involving members of the campus community with disabilities.

Vision

1. People with visual impairments may require guidance to the primary or secondary exit.

Hearing

2. People with hearing impairments may not hear the evacuation alarm. They may require alerting and guidance to the primary or secondary exit.

Mobility

People with mobility impairments could face additional evacuation difficulties. Evacuation from basements or upper floors might be difficult because elevators may not be used during emergencies. The following guidelines are suggested for people with mobility impairments.

- Proceed to an enclosed, fire-rated stairwell or a designated area of rescue location and wait for assistance. Report your location to the nearest emergency responder or by dialing 911.
- Remain in the room. If the hazard is not near the location and the room is well constructed, this may be the best choice. Report your location to the nearest emergency responder or by dialing 911.
- Faculty and staff should be aware of how they can provide assistance during emergencies. They may assist people with mobility impairments in using the stairs to evacuate. However, great care should be used in moving a person in a wheelchair.
- Because of the many disability variables, it is impossible to develop one set of fire safety procedures for people with disabilities. For that reason, individual emergency planning is essential.

AREAS OF SAFE REFUGE

Areas of safe refuge have been identified within many University of Montana facilities (typically inside the protected emergency egress stairways) which wheelchair users can reach on their own, and where they can safely await assistance from Public Safety personnel, which does not impede or prevent emergency egress by other occupants. Other occupants who have evacuated should make public safety personnel aware of anyone needing assistance. On campus, the stairway landing in most buildings is large enough to accommodate at least one wheelchair occupant and still be viable as a means of emergency egress for others. While not all stairways fully

qualify as an area of safe refuge as defined by code, they are usually safer than any other area of the building, especially areas where exposure to heat, smoke and products of combustion presents a hazard. Pre-identifying and trying out an area of safe refuge is an acceptable alternative to assisted evacuation. If you see materials stored in or blocking stairways or landings, please alert the Office of Public Safety at 243-6131.

RESCUE AND MEDICAL DUTIES

No one is expected to become endangered in order to assist with evacuation of others, but everyone has a duty to ensure that other occupants are aware of an emergency. Similarly, it is expected that individuals will aid anyone requiring assistance to safely evacuate. When faced with a medical emergency, notify University Police at 243-4000 or call 911. Provide as much information as possible regarding the nature of the injury or illness and the state of the person needing assistance. Officers will arrange for an ambulance, if required.

Return to the person and administer any first aid you can. Keep the person as calm and comfortable as possible. You should know the names of people who are trained in first aid or CPR. Know the location of the nearest first aid kit if one is available. Do not move a seriously injured person unless it is a life-threatening situation.

HAZARDOUS MATERIAL EMERGENCIES

Hazardous material emergencies pose special concerns to the campus community. Hazardous substances can be found in many forms in numerous locations. Areas containing biological or chemical hazards must be placarded and inventoried according to the Environmental Health and Risk Management Office at 243-2881.

Medical emergencies in these areas can pose special problems. Only trained professionals should deal with leaks, spills, and biological contamination. Call the Office of Public Safety at 243-4000 or call 911. If instructed to evacuate, move a safe distance away from the building (a minimum of 100 yards). Stay upwind at all times.

**WORKERS' COMPENSATION CLAIM
REPORTING PROCEDURES**

Each employee must report any work-related accident or injury immediately to the appropriate supervisor, unless precluded by emergency medical treatment. The supervisor must complete the *First Report of Injury and Occupational Disease* form within 24 hours. If an employee is hospitalized, the supervisor must notify Environmental Health and Risk Management (EHRM) immediately at 243-2842. The report form is available at <http://www.umt.edu/research/eh/workerscomp/default.aspx>.

**NON-EMPLOYEE OR UM-OWNED
AUTO ACCIDENTS**

Timely reporting of accidents and claims is critical in order to protect the interests of the University and its employees. To report non-employee personal injury accidents or auto accidents involving UM owned/driven vehicles, contact the Office of Public Safety at 243-6131 and/or Environmental Health and Risk Management at 243-2700. Instructions for filing a claim can be found at <http://www.umt.edu/research/eh/riskmanagement/default.aspx>.

ERGONOMICS INFORMATION

Proper workstation design and use can prevent injuries. For help in assessing your workstation, call Environmental Health and Risk Management at 243-4503 or go to: <http://www.umt.edu/research/eh/other/default.aspx>.