



**UNIVERSITY OF NEW HAMPSHIRE**  
**2023 ANNUAL SECURITY & FIRE SAFETY REPORT**

UNH Division of Safety & Security

Durham NH, 03824

Updated 9/26/23

[www.unh.edu/upd](http://www.unh.edu/upd)

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## RESOURCES AT A GLANCE

### **Safety and Security**

#### **UNH Police Department**

Emergency.....911  
 Non-Emergency.....(603)862-1427  
 18 Waterworks Rd., Durham, NH 03824  
[www.unh.edu/upd](http://www.unh.edu/upd)

#### **Town of Durham Police Department**

Emergency.....911  
 Non-Emergency.....(603)868-2324  
 86 Dover Rd., Durham, NH 03824  
<https://www.ci.durham.nh.us/police>

#### **Campus Service Officers- UNH**

Free walking escorts for students, faculty  
 And staff.....(603)862-1427

**Durham Fire Department**.....(603)862-1426  
 Emergency.....911  
 49 College Rd, Durham NH 03824

**McGregor EMS- Ambulance**..... (603)862-3674  
 Emergency.....911  
 47 College Rd, Durham, NH 03824

### **Campus Offices**

**Dean of Students Office**.....(603)862-2053  
 105 Main St. T-Hall (Rm 118) Durham, NH 03824

**Office of Community Standards**...(603)862-3377  
 5 Quad Way Hitchcock Hall, Durham, NH 03824  
[www.community.standards@unh.edu](mailto:www.community.standards@unh.edu)

**Office of Clery Compliance**.....(603)862-1427  
 18 Waterworks Rd. UNH PD. Durham, NH 03824  
[ajordan@unh.edu](mailto:ajordan@unh.edu), [mark.collopy@unh.edu](mailto:mark.collopy@unh.edu). or  
[kevin.cyr@unh.edu](mailto:kevin.cyr@unh.edu)

**Office of Human Resources**.....(603)862-0501  
 103 Main St. Nesmith Hall, Durham, NH 03824  
[Hr.services@unh.edu](mailto:Hr.services@unh.edu)

**Employee Assistance Program (EAP)**  
 Confidential resource available 24/7 (800)424-1749  
[www.EAPhelplink.com](http://www.EAPhelplink.com)

**Housing Department**.....(603)862-2120  
 10 Academic Way Durham, NH 03824

**Residential Life Department**.....(603)862-2268  
 13A Hitchcock Hall Durham, NH 03824

**Parking Services**.....(603)862-1010  
 MUB Bldg Rm 211. Durham, NH 03824

**Community, Equity & Diversity** ....(603)-862-1058  
 Thompson Hall Rm G14, Durham NH 03824  
 Email: [affirmaction.equity@unh.edu](mailto:affirmaction.equity@unh.edu)

**Civil Rights & Equity Office**.....(603)-862-2930  
 105 Main St Thompson Hall Rm 305  
 Durham, NH 03824  
 TTY Users.....7-1-1  
 Email: [unh.civilrights@unh.edu](mailto:unh.civilrights@unh.edu)

**Health and Wellness**.....(603)-862-9355  
 4 Pettee Brook Ln. Durham NH 03824  
 Walk-in Hours M-TH 8:00am-4:30 pm  
 Friday 9:00am-4:30 pm, Saturday 10:00am-4:30pm

### **After Hours health options:**

**WDH Express Care**..... (603)-868-8507  
 65 Calef Highway Lee, NH 03861 (5 min from  
 campus)  
 Hours: 8am-8pm

**WDH Hospital**.....(603)-742-5252  
 789 Central Ave Dover NH 03820 (20 min from  
 campus)  
 Open 24 hours per day

**Portsmouth Hospital ER**.....(603)-740-1500  
 10 Central Ave Dover, NH 03820 (10 min from  
 campus)  
 Open 24 hours per day

### **Sexual Assault, Domestic Violence, Dating Violence and Stalking Resources:**

**SHARPP**.....(603)-862-3494  
 2 Pettee Brook Lane Durham, NH 03824  
 Hours 8am-4:30pm M-F  
 24/7 hours crisis line.....(603)-862-7233  
 Confidential on-campus advocacy and support for  
 victims, of sexual assault, domestic violence, dating  
 violence and/or stalking.

**NH Coalition against Domestic Violence  
Haven**.....(603)-994-7233

20 International Drive #300 Portsmouth NH 03801  
 24-HR Domestic Violence Hotline...1-866-644-3574  
 24-HR Sexual Assault Hotline..... 1-866-277-5570

**Military and Veteran Services**.....1-603-862-0643  
 Email @ [unh.veterans@unh.edu](mailto:unh.veterans@unh.edu)

### **Mental Health Resources**

**Psychological and Counseling** ...(603)-862-2090  
 Smith Hall, 3 Garrison Ave, Durham, NH 03824  
 3<sup>rd</sup> floor  
 Hours: M, TH, F 8am-5pm; T, W 8am-7pm  
**Afterhours call: 1-800-735-2964** goes to Portsmouth Hospital.

**Portsmouth Regional Hospital**.....(603)436-5110  
 333 Borthwick Ave Portsmouth, NH 03801  
 Open 24 hours a day for mental health emergencies

**National Suicide Prevention Hotline**...800-273-8255  
 Substance Abuse and Mental Health Services Administration. [www.samhsa.gov](http://www.samhsa.gov)  
[Dial 9-8-8 National Suicide Hotline](https://www.samhsa.gov/988)

**Veterans Crisis Line**.....800-273-8255  
 Or text 838255 for immediate help US department of Veteran Affairs: [www.veteranscrisisline.net](http://www.veteranscrisisline.net)

### **Substance Abuse Resources**

**Health & Wellness**.....(603)862-9355  
 4 Pettee Brook Ln. Durham, NH 03824  
 Walk-in Hours M-TH 8:00am-4:30pm  
 Friday 9:00am-4:30pm, Saturday 10:00am-4:30pm

**Substance Abuse and Mental Health Services Administration (SAMHSA)**.....800-662-4357  
[www.samhsa.gov](http://www.samhsa.gov)

### **Legal Resources**

**Legal Advice and Referral Center**....800-639-5290  
**NH Legal Assistance**.....800-562-3174  
**Lawline**.....800-868-1212

### **Visa and Immigration Resources**

**Office of International Students & Scholars**  
 10 Library Way, Conant Hall Rm 315 Durham  
 .....(603)862-1288  
 Email: [oiiss@unh.edu](mailto:oiiss@unh.edu)

### **Financial Aid Resources**

**Financial Aid Office**.....(603)862-3600  
 11 Garrison Ave Stoke Hall Durham, NH 03824  
 Hours: M, W, TH, and F 8am-4:30pm T: 8am-3:30pm



## Chief Paul Dean's Welcome

Dear UNH Community,

Thank you for taking the time to read the 2023 Annual Security Report and Annual Fire Safety Report (AFSR). The AFSR, provided to you in accordance with the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act, is full of useful information about safety and security at the University of New Hampshire – Durham, Isle of Shoals, and New Castle Coastal Marine Lab. Within this guide you will find crime statistics for the previous three calendar years, statistics for on-campus residential housing fires for the previous three calendar years, campus safety and disciplinary policies, alcohol and drug policies, and policies that specifically address prevention of and response to sexual assault, domestic violence, dating violence, and stalking.

While UNH is generally a safe place to study and work, it is not without the challenges that other institutions of similar size and scope face. There are many resources available to help you make informed decisions about your safety and security at University of New Hampshire. The UNH Police Department is active on Instagram, Facebook, and Twitter. UNH communicates to staff, students, faculty and guests through press releases regarding incidents happening in or around campus. We also provide multiple community events such as Citizen Police Academy, RAD (women's self-defense training), Comfort dog visits and coffee with a cop.

By making yourself familiar with UNH's safety and security policies you are taking a significant step in protecting yourself and your community. This AFSR contains a great deal of resources for students and employees who are in crisis, and we encourage you to reach out should you or someone else need our assistance.

Sincerely,

A handwritten signature in black ink that reads "Paul H. Dean".

Paul H. Dean  
Chief of Police/ Associate VP for Public Safety and Risk Management  
University of New Hampshire Police Department



## Compilation of the 2023 Annual Security and Fire Safety Report for the University of New Hampshire.

The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act requires the distribution of an Annual Security Report and Annual Fire Safety Report to all current faculty, staff, and students and notice of its availability to prospective students, faculty, and staff. This document, referred to as the “Annual Security Report and Annual Fire Safety Report” or “AFSR” is one of many mechanisms designed to inform current and potential UNH community members about crime, arrest and referral statistics, of current crime response, reporting, prevention and awareness policies, including policies regarding sexual assault, domestic violence, dating violence, and/or stalking, of campus disciplinary policies and relevant state laws, and about campus safety and security. This “AFSR” includes crime, arrest and referral statistics for the previous three calendar years about reported crimes that occurred on campus, in certain off-campus buildings or property owned or controlled by the University of New Hampshire, and on public property within, or immediately adjacent to and accessible from, the campus. The fire report at the end of the document contains current University of New Hampshire Housing fire safety protocols and fire statistics for the previous three calendar years.

This report is prepared by the University of New Hampshire Police Department (UNH PD). To gather information for this report, UNH PD collaborated with Human Resources, Department of Student Life, Civil Rights & Equity Office (CREO), University Housing, Community Standards, Health & Wellness, and the Sexual Harassment and Rape Prevention Program (SHARPP), and other departments on campus.

Statistics are gathered through reports to the University of New Hampshire Police Department (UNH PD), Community Standards, Civil Rights & Equity Office, the Office of Human Resources, Health & Wellness, Psychological and Counseling Services (PACS), Sexual Harassment and Rape Prevention Program (SHARPP) and reports submitted by Campus Security Authorities. UNH PD also requested crime statistics from outside law enforcement agencies that may have jurisdiction over UNH non-campus property. UNH PD and Community Standards collaborated in compiling the crime, arrest and referral statistics to ensure statistics are not missed or double counted.

A copy of this report is disseminated to students, faculty, and staff in an e-mail sent in late September of each fall semester. Crimes are classified using the FBI Uniform Crime Reporting Handbook, the National Incident Based Reporting System Handbook and the Guidance from the Department of Education. New Hampshire law is used to define drug, liquor and weapon law violations, as well as incidents of domestic and dating violence.

### Reporting of Criminal Offenses:

All emergency calls should be made to the University of New Hampshire Police Department (UNH PD) by dialing **911** from all campus and off campus telephones. Regular business calls of a non-emergency nature can be made to UNH PD at (603)862-1427, or by visiting the Department at 18 Waterworks Rd. Durham, NH 03824. UNH encourages all campus community members to accurately and promptly report all crimes to law enforcement.

If you are at one of UNH’s separate campuses you are encouraged to contact the local police department with jurisdiction. For Appledore Island, that would be the Kittery Maine Police Department. For the Coastal Marine Lab the police department with authority is the New Castle, NH Police Department. All agencies can be reached by dialing **911**.

Crimes that occur off campus can be reported to the Durham Police Department via the non-emergency number (603) 868-2324, by calling **911** from an off campus location within Durham or by visiting the Police Department located at 86 Dover Rd, Durham, NH 03824. The University encourages all campus community members to accurately and promptly report all crimes to law enforcement.

Crimes or violations of the student code of conduct should be reported to the Office Community Standards by calling (603) 862-3377, by going in person to Hitchcock Hall at 5 Quad Way Durham, NH 03824, or by filling out a form online at: <https://www.unh.edu/ocs/complaint>. If the complaint involves discriminatory harassment, sexual harassment, domestic violence, or stalking reports should be made to the Civil Rights & Equity Office (CREO) by completing the online form at: [www.unh.edu/incidentreportform](http://www.unh.edu/incidentreportform), by calling (603) 862-2930 or by going to the CREO office located in Thompson Hall, 105 Main St. Durham, NH 03824. CREO will assist the victim in notifying the local law enforcement agency of sexual assault, domestic violence and/or stalking.

Crimes/violations of employment policies should be reported to the University of New Hampshire Human Resources Department. An anonymous report can be filed by calling 1-800-592-8455 or by filing a complaint online at: <https://secure.ethicspoint.com/domain/media/en/gui/48734/index.html>. If requested human resources will provide assistance in notifying law enforcement of sexual assault, domestic violence, and/or stalking crimes.

Victims of sexual assault, sexual harassment, domestic violence, dating violence and/or stalking who do not wish to report the crime to law enforcement officials, CREO office or human resources are still encouraged to get help and support.

Child abuse should be reported to the UNHPD or NH Child Protective Services. For more information regarding an employees' obligation to report child abuse, please visit: <https://www.usnh.edu/unh/iii-administrative-policies/f-protection-minors>, for more information on reporting requirements.

### **Voluntary Confidential Reporting:**

University of New Hampshire does not provide voluntary, confidential crime reporting for the purpose of including crime statistic disclosures in the AFSR. As a matter of policy UNH directs people to report Clery Crimes to UNHPD for the purpose of including a statistic in UNH's AFSR; though people may report crimes to any Campus Security Authority. However, the University of New Hampshire may be obligated to investigate when there is a report of sexual assault, domestic violence, dating violence and/or stalking.

UNH's Sexual Harassment and Rape Prevention Program (SHARPP) is a free and confidential resource for UNH community members who have experienced interpersonal violence. Individuals can contact SHARPP 24/7 at (603)-862-7233. SHARPP provides general numbers for the purpose of collecting data for the AFSR, however no identifying information is given.

Victims or witnesses of hazing or suspected hazing can report confidentially and anonymously at the following number: (603)862-3686.

UNHPD reports are public records under state law, therefore, they cannot hold reports of crime in confidence, so UNH does not allow voluntary confidential reporting to the UNHPD.

The purpose of an anonymous report is to possibly take steps to promote safety. In addition, UNH can keep an accurate record of the number of incidents involving students, determine where there is a pattern of crime with regard to a particular location, method, or assailant, and alert the campus community to potential dangers. Reports filed in this manner are counted and disclosed in the annual crimes statistics for the institution.

Persons wishing to contact the UNHPD anonymously may call (603) 862-1427, or they can file a complaint over the Wildcat (RAVE) Guardian APP.

Finally, persons may use "Ethics Point Incident Report Form online" as a place to report incidents or potential discrimination, discriminatory harassment, hate/bias, civil rights-related retaliation, sexual harassment, sexual assault, domestic violence, dating violence, and stalking can all be reported using the IRF. A report can be made anonymously, or the reporter can provide their name to receive outreach from the Civil Rights & Equity Office. The

Incident Report Form is linked on the homepage of Civil Rights & Equity Office. That URL is [www.unh.edu/incidentreportform](http://www.unh.edu/incidentreportform). "Ethics Point" is not monitored 24-hours a day.

## Professional and Pastoral Counselors

Campus "professional counselors," when acting as such, are not considered to be Campus Security Authorities and are not required to report crimes for inclusion in the AFSR or for a crime warning evaluation. Psychological and Counseling Services (PACS) provides aggregate data for the Clery ASR at the end of each calendar year. While the University recognizes various area clergy as Chaplains there are no specific policies in place regarding reporting of crimes. UNH Chaplains follow policies adopted by their respective denominations, as well as relevant laws.

Health & Wellness also follows applicable professional guidelines and statutes. Please consult with a staff member or visit their website for more information.

Please see the chapter in this AFSR entitled "Sexual Assault, Domestic Violence, Dating Violence, and Stalking" for more information regarding official reporting and confidential resources for sexual assault, domestic violence, dating violence and/or stalking.

## SAFETY AND SECURITY ON CAMPUS

### On-Campus Safety and Security

The University of New Hampshire Police Department (UNHPD) is a full-service, 24-hour agency with approximately 32 sworn officer positions. Officers are armed.

All UNHPD officers have the power and authority to make an arrest. Police officers assigned to patrol use Body Worn Cameras (BWCs) for all contacts with the general public. In addition, UNHPD provides services through its own 911 Communications Center and are further supported by a non-sworn campus service division. Non-sworn campus service officers do not have the power or authority to make arrests, nor are they armed. UNHPD is accredited by two different accreditation agencies: The Commission on Accreditation for Law Enforcement Agencies (CALEA) and the International Association of Campus Law Enforcement Administrators (IACLEA).

UNHPD cooperates with local police and other state and federal authorities in the exercise of their responsibilities. In addition, the UNHPD offers security services with the primary responsibility of ensuring the security of campus properties. This is done with patrols, building checks, and safety escorts.

UNHPD maintains a strong working relationship with the Durham Police Department and other surrounding state and local law enforcement agencies. Staff participate in local and statewide meetings to share information and resources, as deemed necessary. UNHPD has a memorandum of understanding with the Town of Durham, Town of Lee, Town of Madbury and other local agencies where our properties are located throughout the State of New Hampshire. UNHPD primary jurisdiction and patrol jurisdiction is the University of New Hampshire Campus-Durham. Durham Police Department has primary jurisdiction over the town of Durham and concurrent jurisdiction on the University of New Hampshire campus.



UNHPD is represented on university, county and state committees that address sexual assault, domestic violence, stalking, mental health concerns, traffic accident reconstruction team, emergency management, behavioral intervention team, and Drug Enforcement Activity (DEA) team.

UNH works with the Durham Police Department to collect crime statistics and information regarding non-campus locations and recognized fraternities & sororities. This information is provided in a timely manner so that it can be evaluated for a timely warning or emergency notification.

## **Academic & Administrative Building Security**

All buildings are secured each night and are open to members of the community and visitors only during normal business hours. Entry after normal hours is only available to faculty, staff, and authorized students, as determined by the appropriate academic or administrative offices. Access to these buildings is controlled by either key or card access after normal business hours, and all of these buildings have varied levels of access.

Buildings are patrolled and checked by University Police and Campus Service Officers regularly. Buildings are equipped with emergency telephone and fire detection systems directly connected to the University Emergency Dispatch Center.

Certain buildings are alarmed for the protection of contents and personnel and the alarms are activated when any illegal entry is made. Immediate response to the alarm location is made by University Police personnel.

## **Residence Halls**

Authorized access to residential areas is restricted to residents, their approved guests, and other approved members of the UNH community. Residents gain entry by presenting the UNH Student ID to the card access readers 24 hours a day. Individual rooms have regular key access or card access. Through signage and other forms of communication, all residents are cautioned against permitting strangers to enter the buildings and are urged to contact residential life and/or housing or the UNHPD if they encounter strangers attempting to enter the building or the residence portions of the halls. UNHPD police officers and campus service officers routinely patrol the residence halls.

Hall staff perform regular assigned building checks each evening in addition to UNHPD and campus service officers. Unscheduled patrols of the residence halls are conducted by patrol officers to help deter crime and detect damage to doors, windows and safety features. Any suspicious activity, suspicious person, or crimes in progress should be reported immediately to the University Police Department at (603)862-1212.

Housing/ Residential Life staff also enforce security measures in the residence halls and work with residents to achieve a community respectful of individual and group rights and responsibilities. Housing/Residential Life staff and UNHPD staff conduct periodic educational sessions on prevention of various crimes, including sexual assault.

## **Athletic Facilities**

Access to athletics facilities is generally from 6am-12:30am. Limited exceptions may be made with prior approval. Access to athletic facilities is controlled by the Athletic Department at all times using your UNH issued id. There are security cameras located in some of the athletic buildings and fields.

## **Security and Maintenance of Campus Facilities**

Security is provided in the maintenance of the UNH facilities through a number of mechanisms, including limitations on hours of operation, policies on keys, restricting access to those bearing proper identification as university staff or students, and making available outside "blue light" telephone call boxes that are connected directly to the UNHPD

dispatcher for emergency assistance. Specific security mechanisms may vary with the type of university facility. Each building has a manager that will report problems.

UNH maintains campus facilities in a manner that minimizes hazardous and unsafe conditions. Parking lots and pathways are illuminated with lighting. UNHPD works closely with facilities management to address burned out lights promptly as well as malfunctioning door locks or other physical conditions that enhance security. Other members of the University community are helpful when they report equipment problems to UNHPD at (603)862-1427 or to facilities management at (603) 862-1437.

## **Off-Campus Safety and Security**

The Durham Police Department (DPD) has primary jurisdiction in most areas off campus within the town of Durham. Other county, state and federal agencies also provide law enforcement services in the Durham area.

The Durham Police Department works closely with the fraternities and sororities located off campus to address issues and assist with security and safety concerns. The Durham Police Department started the Adopt-a-Cop program in 1999 where an officer is assigned to each Greek house. The officer attends house meetings, helps with community work and attends social gatherings to ensure rules are followed. The UNHPD is also available to work with the Greek Systems to provide security and safety presentations.

If criminal activity takes place at a non-campus location that is rented or owned by the University, or in a student organization housing off campus, community members should contact the local police department with jurisdiction. In Durham contact the Durham Police Department in person at 86 Dover Rd., Durham NH or by phone at 603-868-2324.

## **Information about Sex Offenders:**

The Federal Campus Sex Crimes Prevention Act required institutions of higher education to issue a statement to the campus community about where to find information on registered sex offenders in the state.

In NH, convicted sex offenders must register with the local police jurisdiction in which they reside. This information is transferred to the NH State Police who maintain this website. This information can be found at:

<https://business.nh.gov/nsor/>.

## **GENERAL CRIME PREVENTION TIPS**

- Call the police at (603)862-1427 IMMEDIATELY if you see or hear something suspicious. Don't hesitate to dial 911 in an emergency. Be sure to tell them exactly where you are.
- Keep your possessions in sight at all times. Don't leave computers, cell phones, or electronics unattended.
- If you leave your office or room, even for a few minutes, lock the door.
- Be alert to potential danger. Trust your instincts.
- Walk with friends whenever possible.
- If jogging, walking or biking alone, stay in well-lit and well-traveled areas.
- Shred documents you discard that contain personal information
- See the section of this document titled "Sexual Assault, Domestic Violence, Dating Violence and Stalking" for protective behaviors regarding those offenses.
- Do not prop open the outside doors to academic and residential buildings
- Always know who is at your door before opening it



## COMMUNICATIONS ABOUT CAMPUS CRIME AND SAFETY

Through a variety of methods, the University of New Hampshire provides information to students and employees about campus security procedures and practices and encourages them to be responsible for their own safety and the security of others. One method is keeping students and employees informed about crime prevention strategies and by communicating with the campus community about reported crimes or emergencies that pose serious or continuing threats to students and employees. This section highlights some of the ways in which the University of New Hampshire communicates information about crime and safety on campus.



### Timely Warning Notifications-Crime Alerts

The University of New Hampshire issues Timely Warning-Crime Alerts to warn the campus community about Clery crimes that present a continuing threat to the campus community and to aid in the prevention of similar crimes. Known in the Clery Act as a “timely warning,” the intent of the Timely Crime Alert is to warn of a criminal incident so that people will be better able to make informed decisions regarding their safety. Timely Crime Alerts are issued in a manner that is timely, withholds the names of victims as confidential, and that will aid in the prevention of similar occurrences. The Clery Act requires UNH to distribute Timely Crime Alerts regarding certain Clery crimes that occur within UNH’s Clery geography and represent a serious or continuing threat to the safety of students or employees. These crimes are murder/non-negligent manslaughter, manslaughter by negligence, rape, fondling, statutory rape, incest, robbery, aggravated assault, burglary, motor vehicle theft, and arson, domestic violence, dating violence, and stalking. Larceny-theft, simple assault, intimidation, and destruction/damage/vandalism will be assessed for a crime warning if there is evidence they were motivated by hate or bias against a protected party. A Timely Warning crime alert is not required when crimes are reported to a pastoral or professional counselor.

UNHPD’s Chief of Police or his designee has the authority to write and develop the content of a Timely Warning Crime Alert and authorize its distribution using the guidelines listed below. The Chief of Police or his/her designee

will consider the type of offense, location, nature of any threat and whether there is a continuing threat to the community or a continuing crime pattern in determining the appropriateness of a Timely Warning Crime Alert. Some information may be withheld if there is a risk of compromising law enforcement efforts to investigate and/or solve the crime. If the victim of the crime is a person, that person will not be identified by name in a Timely Warning Crime Alert. Timely Warning Crime Alerts are issued as soon as the pertinent information is available to the UNHPD.

Crimes will be assessed on a case-by-case basis and Timely Warning Crime Alerts will be distributed as deemed necessary. Cases of aggravated assault involving known parties, such as two roommates fighting which result in an aggravated injury, will be evaluated on a case-by-case basis to determine if an individual is believed to be an ongoing threat to the larger UNH community. Cases of sexual assault will be considered on a case-by-case basis to determine whether there is an ongoing threat to the larger UNH community. Elements that are considered include where the incident occurred, when it was reported, and the amount of information known by UNHPD. Timely Warning Crime Alerts will not typically be issued for property crimes unless there is some evidence of a pattern or a serious, continuing threat to the community.

The following factors will be considered when determining whether to issue a Timely Warning Crime Alert

- Where the crime occurred
- The nature of the crime (serious/non-serious, violent/non-violent)
- The nature of the threat (general threat versus limited threat to a specific person)
- Whether or not there is a continuing danger to the community or continuing crime pattern.

In the event a Timely Warning Crime Alert is needed, consideration will be given to the most appropriate means to be used to disseminate the information to the UNH community. The primary form of distribution is through a mass email message sent to the entire university community through the UNH Rave Alert system. This email is sent by the Chief of Police or his designee, including, but not limited to UNHPD communications specialists, or UNH Clery Compliance team members.

Notification and updates to the community about any particular case resulting in Timely Warning-Crime Alert may be distributed to the campus through any one or more of the following mechanisms:

- **UNH Alert (Rave):** a free service that automatically sends a brief message alerting the community regarding an emergency on campus to email accounts or cell phones. UNH students, faculty, and staff, with UNH email addresses are automatically enrolled others may sign up for alerts at <https://alert.unh.edu>.
- **Directed Communications/Blast email:** UNH email system alerting students, faculty, and staff.
- **Fliers:** posted on bulletin boards in academic buildings, residence halls, outdoor boards and kiosks and administrative buildings.
- **UNH Police Department website:** [www.unh.edu/upd](http://www.unh.edu/upd).
- **UNH website:** [www.unh.edu](http://www.unh.edu).
- **The New Hampshire:** student newspaper.
- Local area radio and television stations and print media.
- UNH TV boards: [www.unh.edu/unhtv](http://www.unh.edu/unhtv).
- UNHPD electronic signboards.
- Social media sites; UNHPD Facebook, Twitter, and Instagram

Other Campus Security Authorities learning of an incident in which a Timely Warning Crime Alert might be appropriate will share the information with the Clery Staff at UNHPD to determine whether the incident meets the criteria for a Timely Warning Crime Alert.

A Timely Warning Crime Alert notice will typically include the following, unless issuing any of this information would risk compromising law enforcement efforts

- The date and time or time-frame of the incident
- A brief description of the incident
- Information that will promote safety and potentially aid in the prevention of similar crimes (crime prevention or safety tips)
- Suspect description(s)/photo(s) when deemed appropriate and if there is sufficient details
- Police agency contact information
- Other information as deemed appropriate.

UNHPD does not issue Timely Warning Crime Alert notices for the above listed crimes if:

- The Chief of police or designee determined there is no serious or continuing threat to the safety of the UNH students, employees and community members.
- The subject(s) apprehended and the threat of imminent danger to the UNH community has been mitigated by the apprehension.
- Withholding a Timely Warning would be justified if UNHPD perceived that issuing a warning would compromise law enforcement efforts.

The institution is not required to issue a Timely Warning with respect to crimes reported to a pastoral or PACS counselor, Health & Wellness Staff or SHARPP counselor.

A copy of the Timely Warning Crime Alert will be filed in the corresponding case file.

## Emergency Notification Alerts

This section describes the procedures University of New Hampshire uses to immediately notify the campus community upon the confirmation of a significant emergency or dangerous situation involving an immediate threat to the health or safety of students or employees occurring on the campus.

Upon confirmation of an emergency or dangerous situation, UNHPD will, without delay, and taking into account the safety of the community, determine the content of the notification and initiate the notification system, unless issuing a notification will, in the professional judgement of first responders (including, but not limited to: UNHPD, Local PD, and/or Local Fire and EMS), compromise efforts to assist a victim, or to contain, respond to or otherwise mitigate the emergency. The notification system at University of New Hampshire is known as Rave Alerts.

The Chief of Police, or designee, in conjunction with other University administrators, local first responders and/or the National Weather Service typically confirms significant emergencies or dangerous situations involving immediate threat to the health or safety of students or employees on campus. An emergency will be confirmed when a police, fire, or EMS unit responds on scene and verifies the incident. In the event of an outbreak of a serious illness or other public health emergency, the Executive Director of the University Health and Wellness Department or designee will collaborate with UNHPD Emergency Management division to confirm the emergency, the UNHPD will draft the language of the warning and distribute the warning to the affected campus community.



UNHPD and Media Relations will collaborate to determine the content of the message and will use some or all of the systems described below to communicate the threat to the UNH Community, or to the appropriate segment of the community. If the threat is limited to a particular building or segment of the population, the police chief or designee can decide to notify those in close proximity of the impending emergency rather than the entire campus.

All UNHPD sergeants, captains, chief, and dispatchers are authorized to initiate and use the Rave Alert notification system. During situations in which there is a time-critical threat to campus, a Rave Alert message and messages sent via the other systems listed below are sent immediately on authority of the Chief of Police or his/her designee. The UNH Chief or his designee is responsible for drafting the content, which is developed based on the type of emergency, determining the appropriate segment of the community to receive the message based on the affected community, and sending the message to the community using any or all systems listed below. If time permits UNH Media relations may review media distributions prior to UNHPD sending them.

Situations for sending a Rave Alert include, but are not limited to: active harmer, significant and serious hazardous materials spill, large fire on campus, significant disruption to campus infrastructure, multiple building closings, or a mass casualty disaster. All students and staff are automatically entered into UNH's Rave Emergency Alert System once they are assigned an UNH email account. Rave alerts are typically sent via email in an effort to notify the largest percentage of students and employees in the fastest way possible. Anyone with an email ending in unh.edu will automatically receive an email from Rave Alert in the event of an emergency. Usually, Rave alerts are also sent via text message to those registered to receive texts. In addition to, or in the event of an email or text system failure, UNH may use some or all of the following systems to communicate an immediate threat to the community: directed communication, UNH web page [www.unh.edu](http://www.unh.edu), Whelen Outdoor Siren System, UNH PD webpage [www.unh.edu/upd](http://www.unh.edu/upd), Facebook, Instagram, and Twitter, To opt-in for emergency text and voice messaging, students, faculty, staff, and guests can register through [www.alert.unh.edu](http://www.alert.unh.edu), UNH also can use TV boards, [www.unh.edu/unhvtv](http://www.unh.edu/unhvtv), fliers, local area radio and television stations, fliers or face to face communications.

Situations requiring a Rave Alert will almost always require ongoing communications support. UNHPD will determine what level of emergency is present and use the Emergency Operations Plan (EOP). Once the EOP is activated, the process of posting information on UNH's homepage and preparing a crisis communications response will begin. Depending on the type of emergency, UNHPD and Media Relations may work together to craft a consistent set of follow-up messages that can be efficiently distributed to update the UNH and larger community, including through additional Rave Alert or through the UNH homepage ([www.unh.edu](http://www.unh.edu)), directed communication, or UNHPD web page ([www.unh.edu/upd](http://www.unh.edu/upd)).

Parents and the larger community can receive information pertaining to an emergency situation at the university through some or all of the following systems: signing up for Rave Alerts at [www.alert.unh.edu](http://www.alert.unh.edu), by following UNHPD Facebook or Instagram account, by visiting UNH's homepage at [www.unh.edu](http://www.unh.edu) or visiting the UNHPD home page at [www.unh.edu/upd](http://www.unh.edu/upd).

## Notification Systems that can be utilized by UNH in an emergency

System to Use	Primary Message Creator	Backup message creator	Authority to approve & send msg.	Primary message sender or distributor.	Back up message sender or distributor
<b>PRIMARY</b> <b>UNH Alert-Rave</b>	UNH PD Chief or designee	Media Relations	UNH PD Chief or designee	UNHPD Dispatchers	UNH PD Chief
UNH Directed Communication	UNH PD Chief or designee	Media Relations	UNH PD Chief or designee	UNHPD Dispatchers	UNH PD Chief
UNH PD Website/ UNH Website	UNH PD Chief or designee	Media Relations	UNH PD Chief or designee	UNHPD Dispatchers	UNH PD Chief or Media Relations
<b>SECONDARY</b> <b>Fliers</b>	UNH PD Chief or designee	Media Relations	UNH PD Chief or designee	UNH PD Chief or designee	Residential Life and Building Managers
<b>Local Radio and TV</b>	UNH PD Chief or designee	Media Relations	UNH PD Chief or Designee	Media Relations	UNH PD Chief of Police or Designee
<b>UNH TV boards</b>	UNH PD Chief or designee	Media Relations	UNH PD Chief or Designee	UNH PD Chief of Designee	Media Relations

**Safety Alert:**

The UNHPD may also issue “**Safety Alerts**,” when necessary, to apprise the UNH community of safety issues and concerns. These “safety alerts” will include safety tips and recommendations to follow so that the UNH community can make informed decisions about personal safety.

The UNHPD also maintains a daily crime log that contains all crimes reported to the department. It can be viewed by coming to the UNHPD located at 18 Waterworks Rd, Durham, NH 03824, during normal business hours.

**Emergency Drills, Testing & Evacuation Procedures:**

The University of New Hampshire conducts a campus-wide drill and exercise on an annual basis. When UNH tests the systems it includes a test of all notification systems as well. Once the test or drill is complete the directory of emergency management or designee will complete an after action report on the exercise and share it with those involved.

Annually UNH will publicize the emergency response and evacuation procedures in conjunction with the test, and will document each test, to include a description of the exercise, the date, time and the exercise and whether or not the exercise was announced or unannounced.

### **To sign up to receive Timely Warnings and Emergency Notifications:**

Students and employees with valid UNH.edu email addresses are automatically enrolled to receive email alerts from Rave Alerts unless they opt out. They are also able to opt-in and sign up to receive text alert messages at [www.alert.unh.edu](http://www.alert.unh.edu). Visitors and guests may also sign up to receive alerts while on campus at events. The email database is updated regularly with the most current list of email addresses.

## **SEXUAL HARASSMENT, SEXUAL ASSAULT, DOMESTIC VIOLENCE, DATING VIOLENCE AND STALKING**

### **Programs to Prevent Dating Violence, Domestic Violence, Sexual Assault & Stalking:**

The Sexual Harassment and Rape Prevention Program (SHARPP) work to prevent, educate and address interpersonal violence at UNH. SHARPP's mission is to provide free & confidential response services and comprehensive prevention initiatives for students, staff, and faculty at the University of New Hampshire. Along with our community, we co-create education, prevention, and advocacy opportunities from an intersectional and empowerment-based lens that recognizes oppression as the root of violence. By centering those most impacted by interpersonal violence, we strive to foster individual healing and collective liberation.

### **Primary Prevention & On-going awareness programs:**

UNH is dedicated to prevention education. Primary programs are informed by research and assessed for value, effectiveness, and outcomes. SHARPP's prevention education trainings are informed by research & evidence – based best practices as well as the CDC's recommendations on sexual violence prevention. The goals of such programs are to stop sexual assault, domestic violence, dating violence, and stalking before they occur. SHARPP's goals for their prevention education programs are to build skills, increase knowledge, and change attitudes and beliefs that contribute to violence. Primary prevention programs promote behaviors that foster healthy, mutually respectful relationships and sexuality, encourage safe bystander intervention, and seek to change social norms in healthy and safe directions. Primary prevention and ongoing educational/awareness efforts at UNH contain information about options available to victims, procedures for institutional disciplinary action, risk reduction, and bystander intervention. SHARPP strives to target individual, interpersonal, organizational, institutional, and systemic strategies for change also known as the socio-ecological perspective.

In the fall of 2023, all new, incoming students and employees will receive training and be informed about primary prevention and awareness programs and learn that UNH prohibits domestic violence, dating violence, sexual assault and stalking or any other form of sexual violence. All freshmen and transfer students will complete the online training "Get Inclusive" which covers topics such as bystander intervention, healthy relationships, consent and rape culture. In 2022, The Civil Rights & Equity Office provided SUNY's SPARC Sexual & Interpersonal Violence Prevention and Response training to students. They had contact with over 4613 people while SHARPP provided 226 prevention

programs to students, faculty and staff including bystander intervention, healthy relationships, street harassment, and Wildcats get consent among many others. They had contact with over 8,960 people.

The table below is a non-exhaustive list of some of the prevention education programs and courses offered by various departments at UNH.

Course/Program	Facilitated By	Topic	Audience Target
Wildcats get Consent; Hooking up with Confidence	SHARPP	Consent	Residence Halls, Athletes, Fraternity & Sorority life, Academic classes
You Can Help	SHARPP	Bystander Intervention	Residence Halls, Athletes, Fraternity & Sorority life, Academic classes, student staff
Healthy Relationships	SHARPP	Examine healthy & unhealthy relationships and relationship abuse	Residence Hall, Academic Classes, student athletes and Fraternity & Sororities
Living in a Rape Culture	SHARPP	Rape Culture	Residence Halls, Athletes, Fraternity & Sorority life, Academic classes, student staff
Sexual Harassment: What crosses the line?	SHARPP	Sexual Harassment	Residence Halls, Athletes, Fraternity & Sorority life, Academic classes
Preventing Harm in your role	SHARPP	Harm reduction, social norms, bystander intervention	Student Staff, Fraternity & Sorority Life Chapters, student org. leaders
Get Inclusive- Title IX Harassment training	CREO	Interpersonal violence prevention, sexual harassment & reporting options	Students, Faculty, and Staff
RAD- Rape Aggression Defense	UNH Police	Women's Self Defense	Female students and employees

## Prohibited Conduct- Definitions:

**Dating Violence:** Violence (actual physical injury to another) or threat to cause violence committed by a person; (1) who is or has been in a social relationship of a romantic or intimate nature with the victim; and (2) where the existence of such a relationship shall be determined based on a consideration of the following factors: the length of the relationship, the type of relationship, and the frequency of interaction between the people involved in the relationship.

**Domestic Violence:** An act of violence (actual or an attempt to cause physical injury to another) or threat to cause violence to another, committed by spouses, ex-spouses, other intimate partners, parents, other relatives, persons cohabiting with each other, and person who cohabited with each other but who no longer share the same residence.

**Non-Consensual Sexual Contact:** Intentionally touch the intimate body parts, such as breasts, buttocks, groin, genitals, or the clothing covering them, of another person, or forcing or coercing another person to touch your intimate body parts or themselves without consent.

**Non-Consensual Sexual Penetration:** Oral, anal, or vaginal penetration, however slight, by an inanimate object, penis, or digitally without consent.

**Stalking:** Engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for their own safety or the safety of others or suffer substantial emotional distress. For the purposes of this definition, (i.) course of conduct means two or more acts, including, but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method, device, or means, follows, monitors, observes, surveils, threatens, or communicates to or about a person, or interferes with a person's property. (ii.) "Reasonable person", as hypothetical or an idea, meaning under similar circumstances and with similar identities to the victim. (iii.) Substantial emotional distress means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling.

**Sexual Exploitation:** Taking non-consensual or abusive sexual advantage of another for their own benefit or for the benefit of anyone other than the person being exploited.



## **Bystander Intervention: Programs and Risk Reduction**

Wildcats are active bystanders. For more information on programs go to: [www.unh.edu/sharpp/prevention/bystander-intervention](http://www.unh.edu/sharpp/prevention/bystander-intervention).

As a bystander you may wonder what you can do to help. Sometimes, active bystanders are needed in heightened or escalating incident of explicit violence. Other times, active bystanders serve to disrupt the use of offensive language, hurtful jokes, or objectifying comments.



## How to intervene safely:

**Direct:** Approach the person causing harm, name the inappropriate behavior.

**Distract:** Create a diversion to interrupt harm and/or give the target an opportunity to remove themselves.

**Delegate:** Ask someone else for help, such as a supervisor, bouncer, RA, friend, etc.

**Document:** Create a record of the incident or situation.

**Delay:** Circle back later if you didn't intervene in the moment.

## Risk Reduction:

Act as a community and remember these tips

- **Go out together:** go out as a group and come home as a group. Don't leave friends behind.
- **Have a plan:** Talk with your friends about your plans for the night before you go out.
- **Watch out for others:** If you notice someone walking alone, ask if they want to join you, if you see someone heavily intoxicated check in on them.
- **Diffuse situations:** If you see a friend coming on too strong to someone who may be too drunk to make a consensual decision, interrupt, distract, or redirect the situation.
- **Check in:** Don't assume that it will always be obvious when someone is fearful, distressed or hurt. Check in with the people around you and demonstrate you care.
- **Lead by example:** It often takes one to go first, this makes it acceptable for others to follow.
- **Know your resources:** You are never alone in the work of anti-violence, harm prevention and community care.

## Procedures for Reporting Sexual Misconduct at UNH (to include dating violence, domestic violence, stalking, sexual harassment and sexual assault)

A student who has experienced sexual harassment or sexual violence is not required, but encouraged, to report the incident. Students who know about, or suspect, sexual harassment or sexual violence has occurred against another student are not required to report these incidents unless they are designated as a mandatory reporter.

**Definition of Mandatory Reporter at UNH:** A mandatory reporter refers to certain individuals at UNH who are required to report any information they receive indicating that a student has been subjected to sexual harassment or sexual violence to the Title IX Coordinator. UNH Mandatory Reporters include: UNH Staff, UNH Faculty, Coaches, Community Assistants (CA's), Resident Assistants (RA's), Teaching Assistants (TA's), Research Assistants, Connect Mentors, Graduate and Undergraduate Student Senate Executive Leaders (when conducting work for the Student Senate), Youth Camp Counselors working with minors, and Campus Safety Officers.

### REPORTING OPTIONS:

1. One can directly file a report either in person or online to the Title IX office by calling (603) 862-2930 or by calling the UNH Police Department at (603) 862-1427 or 911. TTY use 7-1-1.
2. All instances of sexual violence must be reported at UNH, sexual violence includes sexual harassment, sexual assault, unwanted sexual contact, sexual misconduct, domestic violence, relationship abuse, dating violence and stalking (including cyber stalking).

3. All Mandatory reporters are required to report the incident to the Civil Rights & Equity Office at (603) 862-2930. The only exceptions to this rule are students who personally experience sexual violence but do not wish to report, privileged confidential support service providers and Employee Assistance Program.
4. If someone is in danger call 911 immediately. During business hours 8am-5pm Monday through Friday call the UNH Title IX Coordinator at (603) 862-2930 / TTY users 7-1-1. This should be reported immediately.
5. Those who wish to file an anonymous report of sexual violence or sexual harassment about themselves or others may do so in any one of the following ways:
  - a. The online [Incident Report Form](#) sends a report directly to the UNH Title IX Coordinator. (not monitored 24 hours a day).
  - b. Report anonymously to the UNH police department by downloading the Rave Guardian App.
  - c. Contact UNH Privileged Confidential Support Resources.

By reporting sexual violence anonymously it may limit UNH's ability to respond fully and effectively to sexual violence complaints, but it is an available option. Anonymous reporting is only available to UNH students who are not mandatory reporters.

6. Privileged Confidential Support Services: While we encourage students and others to report sexual violence incidents so that we can keep you, and the campus as a whole, safe, we understand the difficulties that such processes can entail. Therefore, UNH offers medical, counseling, and general advice about options through our Privileged Confidential Support Services. These services include SHARPP, Health & Wellness, Psychological Counseling Services (PACS), Employee Assistance Program (EAP), and professional staff in the Beauregard Center. Discussions with these offices will not trigger a police investigation, UNH investigation or student conduct proceeding unless you requires it.

## REPORTING PROCEDURES:

UNH encourages victims of sexual assault, domestic violence, dating violence, and/or stalking to report the incident immediately to UNHPD at 603-862-1212 or by calling 911. In addition to law enforcement, individuals may also report sexual assault, domestic violence, dating violence and stalking to UNH's Civil Rights & Equity Office. Following a report of sexual assault, domestic violence, dating violence and/or stalking to UNH, whether the offense occurred on or off campus, UNH will provide the student or employee a written explanation of the student's or employee's rights and options. All victims have the right to be accompanied by a person of their choosing, including a victim advocate, when they file a report and to any meetings related to institutional disciplinary proceedings.

A victim has the right and is encouraged to notify proper law enforcement authorities, including UNHPD and local police, to report sexual assault, domestic violence, dating violence and/or stalking. Victims have the right to be assisted by campus authorities in notifying law enforcement if the victim chooses. UNH will comply with a request for assistance in notifying law enforcement. If the crime occurred on UNH property, UNHPD has jurisdiction. If the crime occurred off campus, the victim can notify the appropriate local law enforcement agency with jurisdiction at the location of the crime. UNHPD will assist the victim in identifying the correct law enforcement agency and will assist the victim in reporting it to that agency. Victims have the right to NOT notify law enforcement or report the crime if they so choose.

If a victim chooses to report to UNHPD, the Dean of Students Office, Human Resources or the Civil Rights & Equity Office, UNH will investigate for a hostile environment and, where applicable, pursue disciplinary action against the person alleged to have committed the offense. The Dean of Students, Human Resources, and the CREO Director

&Title IX coordinator are required to respond appropriately to all reports of sexual violence, and will do so when they receive notice of a possible hostile environment.

When reporting sexual assault, domestic violence, dating violence and/or stalking, please note the following:

- The preservation of evidence may strengthen an investigation, which may result in a better chance of holding the accused party responsible or obtaining a restraining order. (Evidence may include the clothing worn at the time, a record of threatening text messages and e-mails, and bodily fluids). The local hospitals (WDH and Portsmouth) have SANE nurse examiners on staff that can provide no-cost forensic medical exams, even if a victim chooses not to report to law enforcement.
- Although not showering may provide a greater change of evidence being found, even if a victim has showered and changed clothes, a police report can be filed and/or medical exam can be obtained.
- Campus officials are required to provide information about options and assist in making contact with law enforcement personnel if requested.
- Filing a report will generally involve an interview with law enforcement officer or an investigating officer from the CREO office (or both, if you choose to report to both agencies).

#### **CONFIDENTIALITY:**

UNH's CREO Director/Title IX Coordinator will be informed of all reports and will coordinate, as appropriate, with the police, Community Standards office and other campus staff only on a need-to-know basis.

SHARPP, Psychological and Counseling Services (PACS), Health & Wellness staff and ordained pastoral counselors operate under policies and procedures that comply with Federal and New Hampshire state laws regarding confidentiality. Please check with each of these offices to learn more about limits on confidentiality. In addition, victims are encouraged to speak with the CREO Director/Title IX Coordinator, UNH Police Chief and Director of Community Standards to discuss their guidelines on confidentiality.

When a student or employee victim reports to a university office or official who is not explicitly designated as confidential, UNH will take every precaution to protect the victim's privacy and confidentiality by sharing information only with university officials who have a legitimate educational interest and/or those who need to know for the purposes of providing an institutional response.

In an effort to protect victim safety and privacy, UNH maintains information about sexual & domestic violence in a secure manner. If the University has notice of an incident, UNH will keep the victim's identifying information confidential to the extent possible by law.

However, once a report is made to the University, or the University has notice of an incident of sexual assault, sexual harassment, domestic violence, dating violence or stalking, confidentiality cannot be guaranteed unless that information is reported directly to one of the confidential resources listed. UNH will strive to maintain as confidential any accommodations or supportive measure provided to the victims but keeping victim information confidential may limit UNH's ability to provide accommodations or supportive measures.

For victims aged 18 and older who report to non-confidential sources, reports of sexual assault, domestic violence, dating violence and/or stalking are directed to the CREO Director/ Title IX Coordinator, who will share relevant information only with those who need to know, such as complaint investigators, and other individuals who are responsible for handling the school's response to incidents, or as necessary to comply with the New Hampshire's 91-A Right to Know Law, a lawful discovery request or a governmental inquiry or investigation. UNH follows applicable

Title IX guidance and the requirements of the federal Family Educational Rights and Privacy Act, 20 U.S.C.s. 1232g, when evaluating whether to disclose student information. In the case of minors, UNH employees must report child abuse to Child Protective Services (DCYF) or local law enforcement.

For Clery Act reporting and disclosures, a victim's name or identifying information will never appear in a Crime Warning, on the Daily Crime log or in the AFSR. UNH will redact a victim's identifying information when responding to requests for information pursuant to New Hampshire's 91-A Right to Know Law.

#### **WRITTEN NOTIFICATION:**

The institution will provide students and employees who have experienced sexual or domestic violence with a written explanation of their rights and options, as outlined in this publication, regardless of whether the offense occurred on or off campus. These resources will be provided regardless of whether the victim chooses to report the crime to campus police or local law enforcement. Such written information will include:

- The procedures victims should follow if a crime of domestic or sexual violence has occurred;
- Information about how the institution will protect the confidentiality of victims and other necessary parties;
- A statement that the institution will provide written notification to students and employees about victim support services within the institution and in the community;
- A statement regarding the institution's provisions about options for, available assistance in, and how to request accommodations and protective measures; and
- An explanation of the procedures for institutional disciplinary action.

When the Civil Rights & Equity Office receives a report or disclosure that a student experienced sexual misconduct or sexual exploitation, a staff member from that office will offer information to the student about the student's rights, options, and resources available. UNH may provide support whether or not a Complainant chooses to file a Formal Complaint.

If the student wishes to meet with a staff member from the Civil Rights & Equity Office, the staff member will provide the student with written information about their rights, responsibilities, resources, and options.

UNH will provide reasonably available supportive measures to an impacted student and typically after a Formal Complaint, to a Respondent. Supportive measures are non-disciplinary, non-punitive, individualized support services that are offered as appropriate, as reasonably available, and without fee or charge to the parties when a report is received. Supportive measures are designed to restore or preserve equal access to UNH's education program or activities without unreasonably burdening the other party.

Supportive measures may include counseling, extensions of deadlines or other course related adjustments, modifications of work schedules, class schedules, or co-curricular activities, campus escort services, mutual restrictions on contact between the parties, changes in work or housing locations, leaves of absence, increased security and monitoring of certain areas of the campus and other similar measures. Supportive measures are available to both the Complainant and Respondent at any point after an incident of sexual misconduct or sexual exploitation is disclosed.

UNH will maintain as confidential any supportive measures provided to the victim, to the extent that maintaining such confidentiality would not impair the ability of UNH to provide accommodations or supportive measures.

UNH works to ensure that disciplinary investigations and procedures are prompt, fair, and impartial. Student Disciplinary process time frames are listed in the Student Code of Conduct under Article VI, Sexual Misconduct and

Sexual Exploitation. UNH works to limit delays. Such delays will be evaluated by UNH on a case-by-case basis, and both parties will receive updates throughout the process.

### Protection Order Chart

Type of Order:	Who Can File For One:	Court:	Based On:
Domestic Violence Civil /Criminal Protection Order – up to 5 years, can be renewed**	Family or household members including : <ul style="list-style-type: none"> <li>• Spouses, former spouses</li> <li>• Parent, child, foster parent</li> <li>• People who have kids together</li> <li>• Intimate partners who lived together in the last 5 years</li> <li>• Same sex couples are eligible</li> </ul>	Local District, Superior or Family Court – where victim lives, where abuser lives or has a business, or where incident(s) occurred	Causing or trying to cause injury or placing someone in fear of imminent serious harm (Courts use different requirements for how recent the incident must be)
Stalking Protection Order - up to 5 years, can be renewed**	Any person who is a victim of stalking. No relationship with stalker is required.	Local District, or Superior Court where victim lives (if family or household member, can be filed as DV Protection Order, see above)	Pattern of conduct (2 or more events), closely related in time, that cause distress or make a victim believe the stalker will cause harm
Juvenile Protection Order – until abuser reaches age 19	Victim of abuse by a person who is under age 18, or the victim's parent or other household member, or Other parties the Court approves.	Juvenile Court – where victim lives	Assault, stalking, sexual offenses, threats of harm or aggravated trespass



## DISCIPLINARY PROCEDURES FOR STUDENTS:

**Timeline:** Individuals are encouraged to report sexual misconduct and sexual exploitation as soon as possible after the incident occurs to maximize the University's ability to respond promptly and effectively. Prompt reporting allows the University to obtain the most reliable information, be able to contact relevant witnesses (if any) and provide reasonable assistance and supportive or interim measures for affected parties. The University does not limit the time for reporting these incidents or filing a complaint, however, and in all cases, a decision will be made on existing facts to determine if an investigation and conduct proceedings are necessary to comply with the law and to serve the university community. If the student accused of sexual misconduct or sexual exploitation is no longer a student at the time the complaint was received, either because the student graduated or left the University permanently, the University is unable to pursue resolution. The University will assess whether any remedial steps can be taken to address any prohibited conduct or its effects on the university community.

## TYPES OF DISCIPLINARY PROCEEDINGS:

UNH determines the type of disciplinary proceedings to use based on the status of the accused. Complaints against students for disciplinary code violations should be reported to CREO. When the accused person is a student, the student disciplinary process will be utilized. Complaints can be submitted via the following form: [Incident Report Form](#). You can also file a complaint, in person with the Director & Title IX Coordinator or at the Community Standards Office. Complaints against employees should be reported to CREO as well. When the accused person is an employee, the appropriate employee disciplinary process will be used based on the employee's category.

CREO Office	Thompson Hall Room 305	603-862-2930
Community Standards	Hitchcock Hall 5 Quad Way	603-862-3377

The University is committed to the timely and fair resolution of disciplinary matters involving students and organizations accused of violating the Code of Conduct, within the principles of due process that do not undermine the integrity of the conduct process. Generally, the more serious the possible deprivation, the greater due process protections owed. Although the Code of Conduct affords significant procedural protections in the conduct process to ensure the parties involved a meaningful resolution, this does not include the right to confront accusers in a manner inconsistent with this Code or be represented by counsel. As such, the Director may make reasonable alterations to any of these procedures in the spirit of a prompt conclusion depending on the context of the situation.

**Resolution Agreement.** When UNH provides notice of an allegation to a Respondent, the Respondent may elect to participate in an expedited process by resolution agreement upon timely response to the notice of allegations and in lieu of a live disciplinary proceeding. The Respondent accepts responsibility for all pending charges, admits to the relevant allegations, agrees to specific sanctions, and waives the right to an appeal. The Respondent will be provided information regarding a meeting to review the terms of the agreement and any conditions, sanctions, and remedies implemented. Resolution Agreements are final upon signatures of the Respondent and the Director or Conduct Officer.

1. When the potential sanctions, as set forth in Article IV, are not likely to rise above Disciplinary or University Housing Probation, the case is referred to a **Conduct Conference**. The following procedures apply to resolve the alleged prohibited conduct:
  - a. **Notice.** Respondents are notified through their UNH-issued email. The notice will include a summary of the allegations made against them, charges under consideration, proposed sanctions, and the resolution options available. The notice will also specify instructions on procedures for responding and deadlines, and the date, time, and location of the meeting. Requests to reschedule conduct meetings are typically only granted when there is an academic conflict.

- i. **Conduct Conference.** The Respondent is denying responsibility for one or more of the charges under consideration and agrees to participate in a one-on-one fact-finding meeting with a Conduct Officer. This will allow for further exploration of other facts and circumstances of the alleged misconduct. The burden is on the respondent to prove that their position has merit. The Respondent will have an opportunity to share their perspective about the incident in question, clarify or correct any information submitted for review and answer questions specific to their alleged involvement.
  - b. **Decision.** Typically, the Conduct Officer will send the Respondent a written notice of the decision as to whether the charges have been substantiated or not, based upon preponderance as the standard of proof, the rationale for the determinations, and the assigned sanctions (if any) five (5) business days after the meeting or at the conclusion of the conduct process when such cases involve multiple respondents.
2. When the potential sanctions, as set forth in Article IV, either for a single incident of serious prohibited conduct or a persistent pattern of less severe prohibited conduct, could reasonably result in University Housing Removal (for a period of time or indefinitely), University Suspension, or University Dismissal, the case is referred to a **University Hearing**. The following procedures apply to resolve the alleged prohibited conduct:
  1. **Notice.** Respondents, and Complainants when applicable, are notified through their UNH-issued email. The notice will include a detailed summary of the allegations made against the respondent, charges under consideration, and the resolution options available. The notice will also specify deadlines and instructions on procedures for responding, the date, time, and location of the preliminary meeting, and relevant links or attachments where the Code of Conduct is located and can be accessed.
  2. **Preliminary Meeting.** The preliminary meeting is likely to be the first time for the Respondent to review all relevant information that will be used to support the charges brought forth against them and to have the procedures to be followed at a live hearing explained. If the date, time, and location of the hearing have been confirmed and the names of the Panel or Hearing Officer are known, this information will also be shared at that time. Additionally, the Respondent should be prepared to identify the advisor (if any) that will support them for the duration of the conduct process, to discuss alternative resolutions of the matter without a hearing, and to resolve special considerations, answer other questions, and share information prior to the hearing. Requests to reschedule preliminary meetings are typically only granted when there is an academic conflict.
  3. **Additional Investigation.** If the Respondent does not accept responsibility for the charges and admit to the allegations, the Director may proceed with further investigation if necessary. The Respondent may provide a written response to the allegations within three (3) days of the preliminary meeting, with any relevant information, including supporting documentation, they want to be considered and the names and contact information for any witnesses they want to be interviewed. Reasonable attempts will be made to interview relevant witnesses and additional information, documentation, and witnesses from other sources may be explored. The Director will consider information that is relevant, material, and temporally proximate to the conduct at issue. As appropriate, the Director will provide both the Respondent (and any Complainants) with periodic status updates during the investigation.

Any additional investigation will be completed expeditiously with a timeline of twenty (20) days; however, the actual duration of each investigation may vary commensurate with its complexity, the severity, and extent of the allegations, the number of witnesses, the need for language assistance or accommodation of disabilities, and the possibility of interruption by break periods. If the duration of an investigation substantially exceeds these estimates, the Director will notify the parties, in writing, of any such delay.

4. **Options for Resolution.**

1. **Administrative Hearing.** Respondents who accept responsibility for all charges but disagree with the proposed sanctions will have their case resolved by a single Hearing Officer. The Hearing Officer will not revisit the question of alleged prohibited conduct, but rather consider the Respondent's petition for a lesser consequence before imposing the appropriate sanction. The full range of sanctions is available for the Hearing Officer, including dismissal.
2. **Panel Hearing.** Respondents who deny responsibility for one or more of the charges under consideration and contest the allegations will have their case adjudicated by a body of trained community members comprised of faculty, staff, and students.
5. **Pre-Hearing Submissions.** Community Standards reserves the right to verify the accuracy and authenticity of germane information shared prior to and during the hearing process, including witnesses, authors of letters or documentation submitted, and inspect documents in an effort to corroborate the account provided by the student. The Director, in consultation with the Chair, will establish a reasonable deadline for these submissions, typically no longer than five (5) business days.

Formal rules of evidence do not apply, and the Chair shall make all determinations regarding the admissibility, probative value, prejudicial effect, repetitiveness, redundancy, relevancy, etc., of evidence presented. Evidence that was excluded or redacted from the record as impermissible will not be admissible at the hearing. Hearsay is admissible if the Chair finds that it is generally reliable, but any party may present reasons that admitted hearsay evidence is or is not sufficiently reliable to be the basis for a finding of responsibility.

Witnesses presented on behalf of the parties must have factual first-hand knowledge of the incident in question. In cases requiring special expertise, the University may appoint individuals with similar expertise to serve as consultants to the hearing body. The consultant may be present and provide information as called upon during the hearing. Expert Witness testimony is admissible only when the Director determines that such testimony is potentially relevant to the investigation and where the investigator determines that the expert witness is qualified to provide such testimony. In order for expert witness testimony to be considered for purposes of adjudication, they must be available to attend the live hearing and must testify at the live hearing if called by the Panel. The expert witness must also submit to cross-examination. If an expert witness is not available to testify at the live hearing and/or does not testify when called at the live hearing, any prior statement, testimony, or written report submitted may not be considered to determine responsibility.

6. The parties may request extensions that may be granted, if reasonable, at the discretion of the Director. Extensions granted to one party will be granted to the other party. Delays simply to prolong the process will not be permitted, and failure to meet deadlines will generally result in forfeiture of a party's ability to participate in that aspect of the process. Subject to a demonstration of compelling circumstances, a party who declines or fails to participate in a meeting or interview, provide evidence, or suggest witnesses, waives their right to do so upon the issuance of the final report and/or record.
7. **Notice of Hearing.** Hearings are scheduled as timely as possible. All efforts will be made to provide notice of hearing no less than three (3) days or no more than ten (10) days after a notice of allegations has been issued. The Respondent may waive the three-day notice. Time limits for scheduling meetings and hearings may be extended at the discretion of the Director. If the notice does not include the names of the decision-maker(s) slated for adjudication, the parties will be notified, in writing, at a later time, prior to the hearing. Hearings may take place in person or via video conference or other remote technology.

In matters where there is more than one Respondent arising from the same incident, the Chair in

consultation with the Director and the parties may order a consolidated or severed hearing. Respondents may request that hearings be conducted separately. In the case of a consolidated hearing, the Chair may reasonably adjust timelines and procedures if doing so is likely to result in reliable and more efficient outcomes without causing prejudice to the parties involved or confusion for the fact finders. When a hearing occurs at the end of an academic semester, including, but not limited to reading days and final exams, and during the summer and winter breaks, the Director may assign cases to a single Hearing Officer.

8. **Request to Delay.** The Respondent may request a postponement of no more than three (3) business days for reasonable cause. The Director will determine the validity of the request. Absent extenuating circumstances, a request for a postponement must be made in writing, include supporting rationale, and be received by the person sending the hearing notification at least two (2) business days before the scheduled hearing. The University reserves the right to reschedule a hearing for the first appropriate available date. Given the number of individuals involved in a hearing, and the attendant difficulty of scheduling and rescheduling them in a timely manner, it may not be possible to accommodate all scheduling requests. The Chair may postpone and reschedule a hearing, without a request by the parties, when the cause to do so arises.
9. **Challenge for Impartiality.** The Respondent and Complainant have the right to a hearing by an unbiased decision-making body, and the right to challenge the body that is serving in such capacity and the Chair, on the grounds of bias or conflict of interest. The Director will determine the validity of the objection but shall not impair the independence of designated hearing body, though they may provide procedural advice at all times and exercise best judgment to avoid acting in dual roles in the same conduct case.

The provisions about bias and conflict of interests shall not be construed so widely as to eliminate broad categories of panelists and no panel member will be excused solely on the basis of a protected characteristic in accordance with the University's Statement of Nondiscrimination. Mere knowledge of the events at issues shall not disqualify a panel member. Where actual bias or conflict of interest is established, the Respondent or Complainant may request that a panel member be excused because of a proven conflict of interest as provided in the foregoing provisions assuming they have not already recused themselves, to ensure that the process is managed by individuals that eliminates the identified bias or conflict.

Actual bias is an articulated prejudice in favor of or against one party or position; it is not a generalized concern about the personal or professional backgrounds, positions, beliefs, or interests of the decision-makers in the process. Panel members should be alert to potential personal, economic, or legal conflicts of interest between themselves and the persons bringing matters to the Panel or the student against whom a matter has been brought.

Panel members having past or present ties of kinship, marriage, or other very close personal relationship to any of the parties involved in the matter should notify the Chair that a conflict of interest exists and be automatically excused from participation; the nature of the relationship need not be disclosed to the Chair. Panel members having some form of close professional relationship with one or more of the parties involved in the matter (e.g., collaboration or cooperation in research, writing, or teaching with a colleague or service as an ongoing academic adviser, athletic coach, employed in the same department or unit or instructor to the student in class that is smaller in size) should notify the Chair that a potential conflict of interest exists.

A Panel member should inform the Chair that the nature of the matter creates an occasion for a conflict of interest and may request to be excused from participation. Similarly, all issues relating to conflict of interest should be raised by the student and settled before the Panel begins consideration

of the matter. Questions relating to conflict of interest may not be raised after the Panel has reached decisions, nor may they be grounds for appeal of the hearing results.

The foregoing provisions are intended not to be inclusive of all possible situations of conflict of interest, but rather to provide guidance. It is the intention of these provisions to enable the Panel to avoid both the appearance and the reality of conflict of interest so that the community will have confidence in the fairness of the proceedings. In case of doubt, the Chair and panel member should assume that a potential conflict of interest exists.

10. **Advisor Assistance.** As an alternative or in addition to utilizing a university-trained advisor, the Respondent and Complainant have the right to be assisted by an advisor of their choosing during the conduct process and at the hearing. The role of the advisor is to provide support and assistance in understanding and navigating this process. To protect the privacy of those involved, all advisors not trained by Community Standards are required to sign a confidentiality agreement prior to attending an interview or otherwise participating in the University's process.

The University's duty is to the student, not the advisor. All communication is made directly with the student. The process will not be unreasonably delayed to accommodate the schedule of the advisor. An advisor must familiarize themselves with university policy and may be provided with written expectations in advance of participation in university proceedings. The advisor may not testify in or obstruct an interview, author-written submissions, create a recording or transcription of the meeting, bring electronic devices into the meeting, or disrupt the process. The Director has the right to determine what constitutes appropriate behavior of an advisor and take reasonable steps to ensure compliance with this policy.

11. **Reasonable Accommodation.** A qualifying Respondent or Complainant has the right to reasonable accommodations to ensure the opportunity to participate fully in the conduct process. Student Accessibility Services (SAS) is committed to and responsible for assuring students with disabilities receive equitable, effective, and meaningful access to all campus programs, resources, and services. The student who wishes to request accommodation should adhere to the procedures and documentation guidelines established by SAS. Students should advise Community Standards, in writing, of their intention to request accommodation no later than two (2) days prior to the scheduled hearing in order to permit sufficient time to make any necessary arrangements.
12. **Standard of Proof and Presumption of Non-Responsibility.** The University's prescribed standard of proof used to determine responsibility for policy violations is the preponderance of the evidence standard, when the information suggests that it is more likely than not that a violation occurred. Decision-making bodies shall make no assumptions or presumptions (including about the credibility or culpability of the parties to the proceeding or witnesses) and reach decisions as to whether the Respondent has violated university policy solely on the basis of the evidence and testimony presented to them.

In incidents where the University is the Complainant, the Respondent will be presumed not responsible until the appropriate disciplinary authority, using the preponderance of evidence standard, determines that a policy violation has occurred. When participating in any of the University's conduct processes, neither the Respondent nor Complainant bears the responsibility to prove or disprove allegations. It is the University's role to gather information and apply an unbiased and transparent process so that the appropriate decision-maker can determine the outcome.

13. **Decision.** Following the conclusion of the hearing, the Respondent will be notified in writing of the hearing results outlining the findings of fact, rationale any determination whether the student is responsible for violating the Code of Conduct and the sanctions, if any. If sanctions are imposed, they will be issued in consideration of the specific circumstances of the case, institutional precedent, disciplinary history, aggravating and mitigating circumstances, and community impact. If the hearing



results involve outcomes of Disciplinary Probation, University Housing Removal, University Suspension, or University Dismissal, a summary of the appeal procedures will be included.

14. **Disciplinary Proceedings Held in Absentia.** Students have a duty to cooperate with the university's conduct system and an obligation to provide truthful information. Because the most accurate and fair review and understanding of the facts of the incident at issue can best be accomplished when all parties are present, refusal to respond or participate will be considered a forfeiture of the party's right to address the allegations and denies the decision-making body from learning important information that could influence the outcome of the proceeding.

Although no inference or adverse action may be drawn against a student for failing to participate in a Conduct Conference or University Hearing, the University reserves the right to proceed with the conduct process to its conclusion in the student's absence except when there are exigent circumstances. Any findings of responsibility or non-responsibility will be based on the information available, sanctions issued, and related deadlines will be documented in an outcome letter and sent to the applicable parties.

#### **NOTIFICATION: (NOTICE TO ACCUSER AND ACCUSED)**

UNH will simultaneously notify, in writing, both the accuser and accused of:

- a. The result of any institutional disciplinary proceeding that arises from an allegation of dating violence, domestic violence, sexual assault or stalking.
- b. The institution's procedures for the accused and the victim to appeal the result of UNH's disciplinary proceeding, if such procedures are available
- c. Notification of any change to the results
- d. Notification of when the results become final.

#### **TYPES OF SANCTIONS:**

The aim of sanctioning are to protect the University community, deter future misconduct, promote individual accountability, and enhance ethical development. Sanctions should be commensurate with the violations found to have occurred. Where appropriate, the sanction shall include the period of duration, any conditions to be observed during that period, and the conditions for termination of the sanction. Any one or more of the following can be issued to the respondent.

The types of sanctions that can be imposed for violations of sexual and domestic violence include the following:

- a. Formal Warning
- b. Disciplinary Probation
- c. University Housing Probation
- d. University Housing Suspension
- e. University Housing Dismissal
- f. University Suspension
- g. University Dismissal
- h. Discretionary Assignment or Activities
- i. Loss of Privileges.

## DISCIPLINARY PROCEDURES FOR EMPLOYEES:

It is the policy of the University of New Hampshire to uphold the constitutional rights of all members of the University community and abide by all United States and New Hampshire State Laws and University System of NH, and University of NH policies applicable to discrimination and harassment. No member of UNH may engage in discriminatory or harassing behavior within the jurisdiction of the University that unjustly interferes with any individual's required tasks, career opportunities, learning, or participation in university life.

The Director of the Civil Rights and Equity Office is responsible for the monitoring of the policy, and has oversight of all processes that are covered by the policy (including the process for student misconduct involving discriminatory harassment). The Director is the Title IX Coordinator, and has special responsibility for actions regarding sex discrimination and sexual harassment in an institution of higher learning; pursuant to this Policy and in accordance with UNH Student Rights, Rules and Responsibilities, the Director has designated the Director of the UNH Community Standards Office to conduct specified functions of the Title IX Coordinator in addressing allegations of sexual harassment between UNH students. The Director of the Civil Rights and Equity Office (Title IX Coordinator) may also designate other appropriate administrators to perform duties that are described in this policy as responsibilities of the Title IX Coordinator. In addition, there are state legal requirements that any instance of sexual harassment of a student by an employee (faculty, administrator or staff) that comes to the attention of another employee must be reported; at UNH, reporting will be to the Director of the Civil Rights and Equity Office. The ADA Compliance Officer, whose position is located in the Civil Rights and Equity Office, is directly responsible for disability compliance, and monitors all such complaints and issues.

## SUPPORT AND RESOURCES:

Members of the UNH community who believe they are being subjected to discriminatory practices or discriminatory harassment may want to seek advice and support from certain on-campus resources. These individuals/departments can provide complainants with information on the many options available. UNH may provide information and support whether or not a complainant chooses to seek formal or informal resolution. Any University community member, whether student, faculty, or staff, may always contact the Director of the Civil Rights and Equity Office with a discrimination or harassment complaint, including sexual harassment. The Sexual Harassment and Rape Prevention Program ([SHARPP](#)) offers assistance and confidential support 24 hours a day. Complainants are encouraged to seek support where they feel most comfortable. Other resources include:

- [Academic Department Chair, or any College/School Dean or Associate Dean](#)
- [Chief Diversity Officer/Community, Equity, Diversity](#)
- [Community Standards Office](#)
- Directors of Academic Counseling
  - [UNH Durham](#)
  - [UNH Manchester](#)
  - [UNH Franklin Pierce School of Law](#)
- [Human Resources](#)
- [International Students and Scholars Office](#)
- [Psychological and Counseling Services \(PACS\)](#)
- [Student Accessibility Services \(support services for students with disabilities\)](#)
- [The Beauregard Center \(working closely with underrepresented and ally students\)](#)
- [University Police](#)

The Director of the Civil Rights and Equity Office will offer supportive measures to both complainants and respondents. Supportive measures are non-disciplinary, non-punitive individualized services offered as appropriate,

as reasonably available, and without fee or charge to the complainant or the respondent before or after the filing of a formal complaint<sup>3</sup> or Title IX Formal Complaint or where no formal complaint or Title IX Formal Complaint has been filed. Such measures are designed to restore or preserve equal access to the university's education program or activity without unreasonably burdening the other party, including measures designed to protect the safety of all parties or the university's educational environment, or deter discriminatory harassment.

### **FILING COMPLAINTS:**

**Report and Disclosure:** Any member of the University community and any person may report or disclose incidents of sexual discrimination or sexual harassment at any time in person, by mail, by telephone, or by electronic mail. The report or disclosure may be made to the Title IX Coordinator. Mandatory Reporters are required to report to the Title IX Coordinator all disclosures made to them alleging sexual harassment. Individuals are encouraged to report sexual harassment as soon as possible after the incident occurs to maximize the University's ability to respond promptly and effectively. Prompt reporting allows the University to obtain the most reliable information, be able to contact relevant witnesses (if any), and provide reasonable assistance and supportive measures for affected parties. The University does not limit the time for reporting sexual harassment incidents or filing a report of violation, however, and in all cases, a decision will be made on existing facts to determine if an investigation and hearings are necessary to comply with the law and to serve the University community.

### **SUPPORTIVE SERVICES:**

Outreach, Supportive Services, and Intake: When the Title IX Coordinator receives a report of sexual harassment they will offer information to the impacted individual about the right to make a Title IX Formal Complaint for a violation of the policy, to receive supportive services and to participate in an intake. If the reporting person is not the impacted individual, only the impacted individual may make a Title IX Formal Complaint; provided that in limited circumstances the Title IX Coordinator can sign a Title IX Formal Complaint as well. The Title IX Coordinator will notify other administrators and UNH police as required and to the extent permitted by law

### **COMPLAINT: FORMAL**

The Title IX Formal Complaint is a document filed and signed by the complainant (physical or digital signature, or signed by Title IX Coordinator) alleging sexual harassment against a respondent and requesting that UNH investigate the allegations of sexual harassment.

The Title IX Coordinator will notify the complainant and the respondent of the results of the review conducted under section 6.5.1. The complainant or respondent may appeal the finding that the conduct alleged does not meet the requirements of 34 C.F.R §106.

### **NOTICE OF ALLEGATIONS:**

The Title IX Coordinator will provide all parties who are known with a notice of allegations that will include a copy of the Title IX Formal Complaint. The notice will state that the respondent is presumed not responsible for the alleged conduct until a determination regarding responsibility is made at the conclusion of the hearing process, and will include a summary of available resources, the contact information for the Title IX Coordinator, a link to this policy and a caution against retaliation or knowingly making false statements or submitting false information. The notice of allegations will provide the respondent with sufficient details known at the time and with sufficient time to prepare a response before any initial interview. Sufficient details include the identities of the parties involved in the incident, if known, the conduct allegedly constituting sexual harassment, and the date and location of the alleged incident, if known. The notice of allegations will inform the parties that they may have an advisor of their choice (who may be, but is not required to be,

an attorney), and that they will be able to inspect and review evidence as provided in this Title IX process. The university will not limit the presence or choice of an advisor for either the complainant or respondent in any meeting or hearing, except: 1) only one advisor and one support person may accompany a party; and 2) the advisor and support person may not participate in any way except as specifically permitted in this policy or as required by law.

### **INVESTIGATION:**

After completion of any appeal of the determination under section 6.5, the Title IX Coordinator will appoint an investigator, who shall work under the direction of the Title IX Coordinator to complete a thorough, prompt, and impartial investigation. The investigator will be trained in their responsibilities under Title IX and this policy, and be free from conflicts of interest or bias.

Title IX Coordinator shall provide a comment draft of the report to both the complainant and the respondent, and at the same time provide both parties with access to (or copies of) any evidence obtained as part of the investigation that is directly related to the allegations raised in a Title IX Formal Complaint. The parties will be provided with ten days to submit a written response containing suggestions to make the report more accurate. The investigator shall consider the written response(s) but is not required to accept any proposed change from either party.

### **HEARING:**

UNH will provide for a live hearing with the decision-maker to adjudicate policy violation involving sexual harassment as provided by Title IX. The decision-maker will be free of conflicts of interest or bias. Such violations shall be decided as other offenses under this policy, subject to the following adjustments.

The Title IX Coordinator will assign an advisor, free of charge, to both parties, although either party may at their own cost select a different advisor of their choice. Each advisor shall be aligned with one party and responsible for advising that party on preparing for the hearing, reviewing evidence, and conducting cross examination. The complainant and the respondent have a right to choose to bring their own legal counsel as an advisor; advisors may be present at any meeting or hearing. Legal counsel shall provide the Title IX Coordinator with 24 hours' notice that counsel will be present at any hearing or meeting. University counsel may be present at any meeting or hearing as well. Advisors shall abide by the rules of decorum at every meeting or hearing and shall not disrupt any meeting or hearing.

The decision-maker will have been trained in their responsibilities under Title IX and this policy. The decision-maker will not be the same person as the Title IX Coordinator or the investigator.

The decision-maker will have an advisor to assist them to rule on the admissibility of evidence.

The complainant and the respondent have a right to have an advisor present at any meeting or hearing and to have access to appropriate advice about the hearing process. The parties must speak on their own behalf at hearings, except that only advisors (and not the parties themselves) may conduct cross examination of witnesses and the other party.

The Title IX Coordinator and the decision-maker shall assure that the complainant and respondent have the opportunity to present witnesses and argument, either in writing or in person as required, to reach a fair and accurate determination of the matter.

The Title IX Coordinator may conduct preliminary meetings separately with the complainant and respondent. The Title IX Coordinator may permit or require the parties to be in separate rooms or behind a screen during the hearing

itself, and hearings may be held virtually, provided, however, that the respondent's right of confrontation shall be given appropriate weight and protection in fashioning protections for the complainant.

The decision-maker will issue a written determination regarding responsibility. The Title IX Coordinator will provide the written determination to the parties simultaneously. The determination regarding responsibility becomes final either on the date that UNH provides the parties with the written determination of the result of the appeal, if an appeal is filed, or if an appeal is not filed, the date on which an appeal would no longer be considered timely.

#### **APPEAL:**

Either party may appeal 1) a decision by the Title IX Coordinator to dismiss a Title IX Formal Complaint under section 6.5 or section 6.9; or 2) a responsibility determination by the decision-maker. Parties have ten (10) working days in which to file such an appeal. Both parties will have ten (10) working days following receipt of notice of appeal in which to submit a written statement in support of, or challenging, the outcome. Subject to extension for good cause, appeals will be decided within twenty (20) working days thereafter.

The Title IX Coordinator will notify both parties in writing when an appeal is filed and implement appeal procedures equally for both parties.

The decision-maker(s) for the appeal may not be the same person as the decision-maker(s) that reached the determination regarding responsibility or dismissal, the investigator(s), or the Title IX Coordinator. The appellate decision-maker will issue a written decision describing the result of the appeal and the rationale for the result. The Title IX Coordinator will provide the written decision simultaneously to both parties.

#### **RESOLUTIONS:**

Informal resolution cannot be utilized when a student alleges sexual harassment by an employee. UNH may not offer an informal resolution process unless a Title IX Formal Complaint is filed. Subject to these limitations, at any time prior to reaching a determination regarding responsibility the Title IX Coordinator may facilitate an informal resolution process, such as mediation, that does not involve a full investigation and adjudication, provided that UNH:

- (i) Provides to the parties a written notice disclosing: The allegations, the requirements of the informal resolution process including the circumstances under which it precludes the parties from resuming a Title IX Formal Complaint arising from the same allegations (provided, however, that at any time prior to agreeing to a resolution, any party has the right to withdraw from the informal resolution process and resume the grievance process with respect to the Title IX Formal Complaint); and any consequences resulting from participating in the informal resolution process, including the records that will be maintained or could be shared; and
- (ii) Obtains the parties' voluntary, written consent to the informal resolution process.

#### **TIME FRAME FOR RESOLUTION:**

Any Title IX Formal Complaint will be investigated and adjudicated in a reasonably prompt time, generally 180 working days. Informal resolutions must be concluded in the same time frame as would apply to investigation and adjudication of a Title IX Formal Complaint. Temporary delay of the grievance process or the limited extension of time frames is permitted for good cause with written notice to the complainant and the respondent of the delay or extension and the reasons for the action. Just cause may include considerations such as the absence or unavailability of a party, a party's advisor, or a witness; concurrent law enforcement activity; the need for language assistance or accommodation of disabilities.

## SECURITY AWARENESS AND CRIME PREVENTION



Creating a safe campus is everyone's responsibility. The following programs are offered to inform the campus community about campus security procedures and practices, to encourage the campus community to be responsible for their safety and the safety of others, and to inform students and employees about crime prevention.

### **Active Threats Training**

UNHPD conducts Active Shooter Response training presentation for students, faculty and staff, designed to provide an overview of an active shooter event. The instructors are experienced law enforcement trainers whose main goal is to share tactics and techniques that can and will help participants survive a crisis specifically, to survive an active killer incident. This training is provided as requested, several times a year.

### **Student Orientation:**

Every year during student orientation, parents of first year students and transfer students receive a presentation from the UNHPD Chief of Police or his designee that discusses Rave Alerts, Crime Warnings, and safety on campus to include theft deterrence. UNHPD also hosts a table at the orientation resource fair where students and parents may speak with UNHPD officers and staff to get more information about crime prevention and security awareness.

### **Rape Aggression Defense (RAD)**

The UNHPD hosts two RAD classes per year, one each semester. The Rape Aggression Defense basic personal defense system is a national program of realistic self-defense tactics and techniques taught for women only. All classes are taught by nationally certified R.A.D. instructors. To learn more or sign up for a class contact the UNHPD at 603-862-1427.



### **Additional Crime Prevention and Security Awareness Programs**

Upon request, personnel from UNHPD are available to present to academic classes, departments, student organization, campus offices and residence halls regarding campus safety issues around crime prevention and security awareness. Presentations highlight steps to enhance personal safety as well as community responsibility for creating a safer campus. These programs encourage students and employees to be responsible for their own security and the security of others. UNHPD conducts many security awareness and crime prevention programs each year. Also see the chapter of this document entitled “Sexual Assault, Domestic Violence, Dating Violence and Stalking,” for more crime prevention and security awareness programs.

UNH also uses sign board messaging as a way to inform students, staff and faculty about prevention of crimes such as road safety violations, parking lot safety and other pertinent messages about safety on campus.

## **UNH ALCOHOL AND DRUG RESOURCE INFORMATION, POLICY AND LAWS**

The University is committed to establishing and maintaining an environment that fosters mutually beneficial interpersonal relations and a shared responsibility for the welfare and safety of others. Because alcohol can have a significant effect on that environment, the University has adopted this policy for governing alcohol use by students, staff, faculty, visitors, and guests. The focus of University alcohol policy is to comply with local ordinances, state laws and federal laws that protect the health and welfare of individuals and the community. The possession, consumption and transportation of alcohol by persons under the age of twenty-one is illegal in New Hampshire. While University policy permits responsible consumption of alcohol at some places and times, the consumption of alcohol should never be the primary purpose or focus of an event and should always comply with applicable law. Alcohol-free social events are encouraged.

All students are prohibited from engaging in any of the alcohol-related behaviors described in the Prohibited Conduct section of the Code of Conduct.

### **ALCOHOL IN RESIDENTIAL FACILITIES:**

1. A legal age drinker may have just one open alcohol container at a time for personal consumption.
2. Possession or consumption of alcohol is permitted only in rooms, suites, or apartments where at least one of the assigned resident is at least 21 years old, and only by those of legal age.
3. All common sources of alcohol, including but not limited to kegs, punch bowls, or beer balls are strictly prohibited in UNH-owned residence halls and apartments on the Durham Campus regardless of age.

### **ALCOHOL AT UNIVERSITY EVENTS ON CAMPUS:**

Approval must be granted for each function being planned where alcohol, beer or wine will be served. This request must be submitted 30 days prior to the event. All bar service at Durham must be provided by Conferences and Catering, as holder of the Liquor License. For events at Franklin Pierce School of Law or the College of Professional Studies - Manchester, all bar service must be provided as under applicable state law restrictions. If requests are received with less than 30 day notice, the approver has the right to deny approval and service may not be granted.

**ALCOHOL GUIDELINES AT UNH:**

The acquisition, distribution, possession, or consumption of alcohol must be in compliance with all local, state, and federal laws and university policy including the Alcohol Policy. Institutional restrictions on alcohol while on UNH property vary by location and in some cases by time.

1. Possession or consumption of alcohol while under the legal age
2. Engaging in any behavior which encourages, facilitates, or constitutes excessive or rapid alcohol consumption including, but not limited to keg stands, alcohol luges, beer bongs, borgs, beer/water pong, and other drinking games
3. Public intoxication or engaging in any behavior while under the influence that may endanger oneself or others regardless of age
4. Unauthorized or unlawful distribution, sale, or service of alcohol, regardless of age, except as expressly permitted by law and university policy
5. Permitting any underage individual or group to possess or consume alcohol or where alcohol is dispensed from common sources in a space owned, occupied, or controlled by the host
6. Unauthorized or unlawful possession or consumption of alcohol in open spaces, university buildings, common areas of university residential halls and apartment complexes, or in public except as expressly permitted by law and university policy
7. Control or operation of a vehicle while under the influence or impaired by alcohol

**DRUGS AND OTHER SUBSTANCES:**

Possession, consumption, manufacturing, or distribution of narcotic or other controlled substances except as expressly permitted by law and/or university policy. The legal status of cannabis is changing in many states and in other parts of New Hampshire, but the University of New Hampshire prohibits the possession and use of cannabis and cannabis-products.

- a. Unauthorized or unlawful possession or consumption of narcotics or other controlled substances
- b. Unauthorized or unlawful distribution, manufacture, or sale of narcotics or other controlled substances
- c. Possession or use of drug paraphernalia
- d. Permitting any individual or group to possess or consume narcotics or other controlled substances or where said substances are dispensed from common sources in a space owned, occupied, or controlled by the host
- e. Control or operation of a vehicle while impaired by drugs or other substances
- f. Being impaired by drugs or other controlled substances in public to the point where one's behavior adversely affects or could affect, the regular operations of members of the university community.

**ALCOHOL & CONTROLLED SUBSTANCE USE DURING WORK HOURS AT UNH:****Drug Free Workplace**

Goal. USNH views alcoholism and drug addiction as highly complex diseases that, once they have been diagnosed, can be addressed by appropriate treatment, and require the same consideration given to employees in cases of other illnesses. Because USNH values its employees, its only purpose in involving itself in the complex areas of alcoholism and drug addiction is to assist the employee in seeking treatment and returning to a state of effectiveness and productivity. The Employee Assistance Program (EAP) is available to assist with such illnesses. Every case is handled with the utmost confidentiality.

The use of prescription drugs will be permitted by policy in strict accordance with the prescription of a licensed health care professional.

Where the use of alcohol is permitted by policy, safety considerations and concern for the image of the institution require that discretion be exercised in the use of alcoholic beverages either on or away from USNH property.

In situations where the use of certain types of prescription and non-prescription medication may negatively affect mental concentration or coordination (such as antihistamines or "mood altering" drugs), safety considerations may require temporary reassignment of duties and responsibilities.

**Legal Requirements.** In accordance with the Drug Free Workplace Act of 1988 (Pub. L. No. 100-690, Title V, Subtitle D) employees are prohibited from the unlawful manufacture, distribution, dispensing, possession, or use of any controlled substance in the workplace. Each USNH institution will: (a) make a good faith effort to maintain a drug free workplace, (b) conduct a biennial review of its program to determine effectiveness, (c) implement changes to the program if needed, and (d) ensure that disciplinary sanctions are enforced. Each USNH institution will take the following actions within 30 days upon notification of an employee conviction: (1) take appropriate personnel action against a convicted employee up to and including termination; (2) place a notice of the drug conviction in the employee's personnel file in accordance with normal disciplinary policy procedures; (3) require the convicted employee to utilize the services of the EAP and, (4) require the convicted employee to successfully complete an approved drug abuse assistance or rehabilitation program recommended by the EAP as a condition of continued employment.

**Violations.** In the event that an employee is found to be acting against policy as stated above, they will be subject to appropriate action, which may include a warning, reprimand, or suspension, referral to counseling or EAP, or discharge.

USNH institutions may establish an ongoing drug/alcohol free awareness that informs employees of:

- A. The dangers of drug/alcohol abuse and the health risks associated with that abuse,
- B. The policy of maintaining a drug/alcohol free workplace,
- C. Any available drug counseling, rehabilitation program or an EAP, and
- D. The penalties that may be imposed upon employees for violation of this policy.

## **ENFORCEMENT POLICIES FOR ALCOHOL AND DRUG VIOLATIONS:**

In compliance with the requirements of the Drug-Free Schools and Communities Act Amendments of 1989, all students and employees of UNH are notified at least once a year, usually in the fall semester of UNH's drug and alcohol policies and procedures, enforcement of those policies, and risks regarding the use of alcohol and other drugs. The University also conducts a biennial review of UNH's alcohol and other drug programs and policies. The purpose of this report is to determine program effectiveness and consistency of policy enforcement for students and employees of the University and to identify and implement necessary changes.

The unlawful possession, use, sale and distribution of illicit drugs and alcohol on the University Campus or during University sponsored activities are prohibited. The UNH Police Department has primary responsibility for the enforcement of State underage drinking laws as well as the enforcement of Federal and State drug laws.

1. Students and employees who are found to be in violation of this state prohibition may be subject to arrest and conviction under the applicable criminal laws of local municipalities, the State of New Hampshire, or the United States. Convictions can result in sanctions including probation, fines and imprisonment.

2. Students who are found to be in violation of this stated prohibition are subject to discipline in accordance with the procedures of the Community Standards Systems. Discipline may include disciplinary probation, eviction of university housing or dismissal from the university.
3. Faculty and staff employees who are found to be in violation of this stated prohibition are subject to discipline in accordance with the applicable university employment rules and procedures. Discipline may include probation, suspension, or termination of employment. In addition to the above requirements, all employees are notified that the unlawful manufacture, distribution, dispensation, possession or use of a controlled substance by University employees on University premises or off our premises while conducting University business is prohibited. Violation of this policy will result in disciplinary action, up to and including termination and may have further legal consequences.

## **FEDERAL DRUG LAWS:**

### **Denial of Federal Benefits 21 U.S.C. 862**

A Federal drug conviction may result in the loss of federal benefits, including school loans, grants, scholarships, contracts, and licenses. Federal Drug Trafficking convictions may result in denial of Federal benefits for up to 5 years for a first conviction, 10 years for a second conviction, and permanent denial of Federal benefits for a third conviction. Federal drug convictions for possession may result in denial of federal benefits for up to 1 year for first conviction and up to 5 years for subsequent convictions.

### **Forfeiture of Personal Property and Real Estate 21 U.S.C. 853**

Any person convicted of a Federal Drug Offense punishable by more than 1 year in prison shall forfeit to the United States any personal or real property related to the violation including houses, cars, and other personal belongings. A warrant of seizure is issued, and property is seized at the time an individual is arrested on charges that may result in forfeiture.

### **Federal Drug Trafficking Penalties 21 U.S.C. 841**

Penalties for Federal Drug Trafficking convictions vary according to the quantity of the controlled substance involved in the transaction. The list below is a sample of the range and severity of federal penalties imposed for first convictions. Penalties of subsequent convictions are twice as severe. If death or serious bodily injury results from the use of a controlled substance which has been illegally distributed, the person convicted on federal charges of distributing the substance faces a mandatory life sentence and fines ranging up to \$ 8 million.

Persons convicted on Federal charges of drug trafficking within 1,000 feet of a University (U.S.C. 845a) face penalties of prison terms and fines which are twice as high as the regular penalties for the offense, with a mandatory prison sentence of at least a year.

### **Federal Drug Possession Penalties:**

Persons convicted on Federal charges of possessing any controlled substance face penalties of up to 1 year in prison and a mandatory fine of no less than \$1000 up to a maximum of \$100,000. Second convictions are punishable by not less than 15 days but not more than 2 years in prison and minimum fine of \$2,500. Subsequent convictions are punishable by not less than 90 days but not more than 3 years in prison and a minimum fine of \$5,000.

**STATE OF NH DRUG AND ALCOHOL LAWS:**

The legal drinking age in New Hampshire is 21. If you are under 21, it is illegal to:

1. Have in your personal possession any alcoholic beverages,
2. Misrepresent your age for purpose of obtaining alcoholic beverage,
3. Drive in a car having alcoholic beverage except when accompanied by a parent, step-parent, grandparent, step-grandparent, legal aged sibling, guardian, or domestic partner. "Legal age spouse" means a person 21 years of age or older.
4. Be in an area where alcoholic beverages are served unless accompanied by person 21 years of age.

**Penalty:** fine and/or jail sentence

It is illegal for anyone to:

1. Sell, give away or procure alcoholic beverage to a minor or individual who is intoxicated,
2. Charge for alcoholic beverages without a license,
3. Manufacture, sell, possess or use of a falsified ID,
4. To lend a driver's license to be used for unlawful purpose

**Penalty:** fine and/or jail sentence

**(DWI) Driving While Intoxicated and Driving under the influence (DUI)**

**265-A: 2 Driving or operating under the influence of drugs or liquor; Driving or operating with excess alcohol concentration.** No person shall drive or attempt to drive a vehicle upon any way or operate or attempt to operate an OHRV:

- (a) While such person is under the influence of intoxicating liquor or any controlled drug, prescription drug, over-the-counter drug, or any other chemical substance, natural or synthetic, which impairs a person's ability to drive or any combination of intoxicating liquor and controlled drugs, prescription drugs, over-the-counter drugs, or any other chemical substances, natural or synthetic, which impair a person's ability to drive; or
- (b) While such person has an alcohol concentration of 0.08 or more or in the case of a person under the age of 21, 0.02 or more.

**265-A: 3 Aggravated Driving While Intoxicated.-**

A person shall be guilty of aggravated driving while intoxicated if the person drives, operates, or attempts to operate an OHRV, or if the person drives or attempts to drive a vehicle upon any way, or if the person operates or attempts to operate a boat:

I. While under the influence of intoxicating liquor or any controlled drug, prescription drug, over-the-counter drug, or any other chemical substance, natural or synthetic, which impairs a person's ability to drive or any combination of intoxicating liquor and controlled drug or drugs, prescription drug or drugs, over-the-counter drug or drugs, or any other chemical substance or substances, natural or synthetic, which impair a person's ability to drive and, at the time alleged:

- (a) Drives or operates at a speed more than 30 miles per hour in excess of the prima facie limit;
  - (b) Causes a motor vehicle, boating, or OHRV collision resulting in serious bodily injury, as defined in RSA 625:11, VI, to the person or another;
  - (c) Attempts to elude pursuit by a law enforcement officer by increasing speed, extinguishing headlamps or, in the case of a boat, navigational lamps while still in motion, or abandoning a vehicle, boat, or OHRV while being pursued; or
  - (d) Carries as a passenger a person under the age of 16;
- II. While having an alcohol concentration of 0.08 or more or, in the case of a person under the age of 21 at the time of the offense, 0.02 or more and, at the time alleged:

**265-A: 18 Penalties for Intoxication or Under Influence of Drugs Offenses**

I. Except as otherwise provided in this section:

(a) Any person who is convicted of any offense under RSA 265-A:2, I shall be:

(1) Guilty of a class B misdemeanor;

(2) Fined not less than \$500;

(3) Referred by the court to an IDCMP and, if a first-time offender, required to submit to an alcohol and drug abuse screening within 14 days of conviction, and, if testing demonstrates the likelihood of a substance use disorder, to submit further to a full substance use disorder evaluation within 30 days of conviction, to be administered by a service provider indicated by the IDCMP, and thereafter to follow the service plan developed from that substance use disorder evaluation by the IDCMP;

(4) Required to complete a department of health and human services approved impaired driver education program prior to the restoration of the person's driver's license or privilege to drive; provided however, that if the person has previously completed such a program within the past 5 years and provides required proof, that shall serve as fulfillment of this requirement;

(5) Required to pay all fees arising from services provided by the IDCMP and its referrals for the service plan; (To see complete list of possible penalties see NH RSA 265-A:18).

**179:10 Unlawful Possession and Intoxication-**

I. Except as provided in RSA 179:23, any person under the age of 21 years who has in his or her possession any liquor or alcoholic beverage, or who is intoxicated by consumption of an alcoholic beverage, shall be guilty of a violation and shall be fined a minimum of \$300. Any second and subsequent offense shall be fined at least \$600. For purposes of this section, alcohol concentration as defined in RSA 259:3-b of .02 or more shall be prima facie evidence of intoxication. No portion of this mandatory minimum fine shall be waived, continued for sentencing, or suspended by the court. In addition to the penalties provided in this section, the court may, in its discretion, impose further penalties authorized by RSA 263:56-b.

II. Except for persons convicted on the basis of intoxication, any person under the age of 21 years convicted of unlawful possession of liquor or beverage shall forfeit the same, and it shall be disposed of as the court directs. The proceeds, if any, shall be paid into the treasury of the county in which the proceedings were determined.

**Keg Registration Law**

Law requires sellers of keg beer to create a record of purchases and to obtain the identity of the purchaser. Sellers will attach a unique label to the retail keg which will enable law enforcement to determine the identity of the seller as well as the purchaser. If contents of the keg are consumed by a minor, law enforcement will have an avenue to identify the purchaser of the keg. Any person who removes the label shall be guilty of a violation which is punishable by a \$1,000 fine.

**UNH ALCOHOL & DRUG RESOUCE INFORMATION:**

UNH provides a variety of programs and interventions for drug and alcohol abuse. Confidential information, assessment, referral, and short term counseling are available at Health and Wellness 603-862-WELL (9355). Employees may contact the Employee Assistance Office at 1-800-424-1749. Granite State Recovery Centers are set up across NH and ready to help people with abuse and addiction. They can be reached by calling 855-622-8271.

Information about UNH's full compliance with the Drug Free Schools and Communities Act, including the description of drug and alcohol abuse education and intervention programs, can be found in UNH's Drug-Free Schools and Campuses Regulations Biennial Review. A copy of this review can be obtained at the UNH Police Department or by contacting Allison Jean at [ajordan@unh.edu](mailto:ajordan@unh.edu).





## MISSING STUDENT NOTIFICATION- STUDENTS LIVING IN RESIDENCE HALLS

University of New Hampshire has on-campus housing facilities. As a part of the housing assignment process, each prospective residence hall student, regardless of age, is given the opportunity to provide a missing person contact name and phone number. They have the first seven days of move-in each semester to provide a contact for missing person purposes, which the Residential Life staff member will provide to the UNHPD should the student be reported missing. Students' contact person information is registered confidentially, and the information is accessible only to an authorized campus officials, and it may not be disclosed, except to law enforcement personnel in furtherance of a missing person's investigation.

If a student is reported to have been missing for more than 24 hours, a Residence Hall Director, Resident Assistant, or Community Assistant should be notified. Once a student is reported to be missing, Residential Life and/or University Housing will immediately notify UNHPD, or the local police department who will begin an investigation. UNHPD will be informed if the missing person is under 18 and not emancipated. If the missing student is under 18 and not emancipated, UNHPD will notify Durham Police Department, custodial parent(s) or guardian, and any additional missing contact person, if any, designated by the student within 24 hours of determination that the student is missing. If Durham Police Department was the entity that originally made the determination that the student was missing, there is no need for UNHPD to notify the Durham Police Department.

**Procedures for designation of missing person contact information:**

1. Students living on campus shall be given notice of this policy and an annual opportunity during the first seven days after move-in each semester to designate an individual or individuals to be contacted by the university in the event they are determined to be missing for 24-hours. Missing person contact information shall be registered confidentially, shall be accessible only to authorized campus officials, and may only be disclosed to law enforcement personnel in furtherance of a missing person investigation. The missing person contact shall remain in effect until changed or revoked by the student.
2. In the event a student is reported missing, the UNHPD or their designee shall attempt to contact his/her missing person contact no more than 24 hours after the time the student was determined to be missing for 24 hours.
3. For students under the age of 18, who are not emancipated and living on campus the following will occur: If a student under 18 is determined to be missing the university shall (is required to) notify a custodial parent(s) or guardian no more than 24 hours after the student is determined to be missing in accordance with the procedures set forth below. The missing person contact shall be notified as well.
4. For all missing students, UNH will notify the local law enforcement agency within 24-hours of determination that the student is missing, unless the local law enforcement agency was the entity that made the determination that the student was missing.

**Official Notification procedure for missing person**

1. Any faculty, staff or student who has information that a residential student may be a missing person must notify the UNHPD as soon as possible and no later than 24 hours after they determine a student may be missing.
2. The UNHPD shall gather information about the student from the reporting person and from the student's acquaintances (i.e. Clothing, physical description, where student may be, vehicle description if applicable, mental health status, physical well-being, update to date photo, and class schedules, etc.). Appropriate campus faculty and/or staff shall be notified to aid in the search for the student.
3. No later than 24 hours after determining that a residential student has been missing for 24 hours, the UNHPD or their designee shall notify the missing person contact. For students that are under 18 and not emancipated a parent(s) or guardian will also be notified that the student is believed to be missing.
4. In all cases when the student is declared missing by UNHPD after an initial investigation and in consultation with other law enforcement agencies as appropriate, UNHPD will coordinate with the UNH office of media relations to provide information to the media that is designed to obtain public assistance in the search for any missing student. The coordination will ensure that investigations are not impeded by the release of information.
5. Regardless of whether the student has identified a contact person, is above the age of 18, or is an emancipated minor, UNHPD will inform the local law enforcement agency with jurisdiction that a student has been missing within 24 hours.

**CLERY CRIME DEFINITIONS:**

**Murder and Non-Negligent Manslaughter** is defined as the willful (non-negligent) killing of one human being by another. NOTE: Deaths caused by negligence, attempts to kill, assaults to kill, suicides, accidental deaths, and justifiable homicides are excluded from this category.

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

**Robbery** is defined as the taking or attempting to take anything of value from the care, custody or control of a person or persons by force or threat of force or violence and/or by putting the victim in fear.

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

**Burglary** is defined as the unlawful entry of a structure to commit a felony or a theft. For reporting purposes this definition includes: unlawful entry with intent to commit a larceny or a felony, breaking and entering with intent to commit a larceny, housebreaking, safecracking, and all attempts to commit any of the aforementioned. An incident must meet three conditions to be a burglary: a) there is evidence of unlawful entry (trespass), b) the unlawful entry must occur within a structure that has 4 walls, a roof and a door, and c) the structure was unlawfully entered to commit a felony or theft.

**Motor Vehicle Theft** is defined as the theft or attempted theft of a motor vehicle. All cases where automobiles are taken by persons not having lawful access, even though the vehicles are later abandoned, including joy riding, are classified as motor vehicle theft,

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

**Weapon Law Violations** are defined as the violation of any law or ordinance prohibiting the manufacture, sale, purchase, transportation, possession, concealment, or the use of, firearms, cutting instruments, explosives, incendiary devices or other deadly weapons. This classification encompasses weapons offenses that are regulatory in nature. It includes the manufacture, sale, or possession of deadly weapons, and the carrying of deadly weapons, whether concealed or openly displayed. It also includes the possession and use of silencers, furnishing deadly weapons to minors, and possession of deadly weapons by aliens. These types of violations also apply to weapons that are used in a deadly manner in violation of state and local laws.

**Drug Abuse Violations** are defined as the violation of any law 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 the unlawful cultivation, manufacture, distribution, sale, purchase, use, possession, transportation, or importation of any controlled drug or narcotic substance. Drug abuse violations include arrests made for violations of state and local laws, specifically those relating to the unlawful possession, sale, use, growing, manufacturing and making of narcotic drugs.

**Liquor Law Violations** are defined as the violations of state or local laws or ordinances prohibiting the manufacture, sale, transporting, furnishing, or possessing of intoxicating liquor; underage possession, maintaining unlawful drinking places; bootlegging; operating a still; furnishing liquor to a minor or intemperate person; using a vehicle for illegal transportation of liquor; drinking on a train or public conveyance; and all attempts to commit any of the aforementioned (Drunkenness and driving under the influence are not included in this definition).

**Sexual Assault** is defined as an offense that meets the definition of rape, fondling, incest, or statutory rape as used in the FBI's Uniform Crime Reporting (UCR) program. Per the National Incident- Based Reporting System user manual from the FBI UCR program, a sex offense is "any sexual act directed against another person, without the consent of the victim, including instances, where the victim is incapable of giving consent."

**Rape** is the penetration, no matter how slight, of the vagina, or anus, with any body part or object, or oral penetration by sex organ of another person without the consent of the victim. This definition includes any gender of victim or perpetrator.

**Fondling** is the touching of the private body parts of another person for the purpose of sexual gratification, without consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or temporary or permanent mental incapacity.

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

Relationships which constitute incest in New Hampshire include ancestors, descendants, brother or sister, (of the whole or half-blood), or an uncle, aunt, nephew or niece. The relationships referred to herein include blood relationships without regard to legitimacy, stepchildren, and relationships of parent and child by adoption NH RSA 639-A:2.

**Statutory Rape** is sexual intercourse with a person who is under the statutory age of consent. The age of consent in NH is anyone 16 and over.

**Domestic Violence** is defined as a felony or misdemeanor crime of violence committed by a current or former spouse of the victim or intimate partner, a person with whom the victim shares a child in common, a person who is cohabitating with or has cohabitated with the victim as a spouse or intimate partner, a person in a similar situation to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred; or, any other person against an adult or youth victim who is protected from the person's acts under the domestic or family violence laws of the jurisdiction.

**Dating Violence** is defined as violence committed by a person who is or has been, in a social relationship of romantic or intimate nature with the victim. The existence of such a relationship shall be determined based on the reporting party's statement and with consideration of the following factors: length of relationship, type of relationship, and the frequency of interaction between the persons involved in the relationship. For the purposes of this definition:

- A. Dating violence includes, but is not limited to, sexual or physical abuse, or the threat of such abuse.
- B. Dating violence does not include acts covered under the definition of domestic violence.

**Stalking** is defined as engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for his or her safety or the safety of others, or to suffer substantial emotional distress. For the purposes of this definition:

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

**Hate Crimes** are defined as criminal offenses committed that manifest evidence that the victim was intentionally selected because of the perpetrator's bias against the victim. A bias is a preformed negative opinion or attitude toward a group of persons based on their race, gender, religion, disability, sexual orientation, gender identity, ethnicity, or national origin. Hate crimes include any offense that is motivated by bias including murder/non-negligent manslaughter, sexual assault, robbery, aggravated assault, burglary, motor vehicle theft, arson, larceny-theft, simple assault, intimidation and destruction/damage/vandalism of property.

If a hate crime occurs where there is an incident involving intimidation, vandalism, larceny-theft, simple assault or other bodily injury, the law requires that the statistic be reported as a hate crime even though there is no requirement to report the crime classification in any other area of this compliance document.

A bias-related (hate) crime is not a separate, distinct crime in New Hampshire, but it is the commission of a criminal offense which was motivated by the offender's bias. For example, a subject assaults a victim, which is a crime and if the facts of the case indicate that the offender was motivated to commit the offense because of his bias against the victim's race, sexual orientation, etc. the assault is then classified as a hate crime.

**Larceny-theft** is defined as the unlawful taking, carrying, leading, or riding away of property from the possession or constructive possession of another.

**Destruction/Damage/Vandalism of property** is defined as the willful destruction, injury, disfigurement, or defacing of any public or private property, real or personal, without the consent of the owner or person having custody or control of that property by cutting, tearing, breaking, marking, painting, drawing, covering with filth, or any other such means as may be specified by local law.

**Intimidation** is defined as the unlawful placing of another person in reasonable fear of bodily harm through the use of threatening words and/or other conduct, but without displaying a weapon or subjecting the victim to an actual physical attack.

**Simple Assault** is defined as an unlawful physical attack by one person upon another where neither the offender displays a weapon, nor the victim suffers obvious severe or aggravated bodily injury involving apparent broken bones, loss of teeth, possible internal injury, loss of consciousness or severe laceration.

## CLERY CRIME GEOGRAPHY LOCATION DEFINITIONS:

**On-campus property:** Defined as any building or property owned or controlled by an institution within the same reasonably contiguous geographic area and used by the institution in direct support of, or in a manner related to, the institution's educational purposes, including residence halls; and any building or property that is within or reasonably contiguous to campus, that is owned by the institution, but controlled by another person, and is frequently used by students, and supports institutional purposes (such as a book store or food vendor).

**On-campus student housing:** Defined as any student housing facility that is owned or controlled by the institution, or is located on property that is owned or controlled by the institution, and is within the reasonable contiguous geographic area that makes up the campus.

**Public Property:** Defined as all public property, including thoroughfares, streets, sidewalks, and parking facilities, that is within campus, or immediately adjacent to and accessible from campus.

**Non-campus property:** Defined as any building or property owned or controlled by a student organization that is officially recognized by the institution; or any building or property that is owned or controlled by an institution that is used in direct support of, or in relation to, the institution's educational purposes, which is frequently used by students, but is not within the same reasonable contiguous geographic area of the institution. This category includes property that is outside of Durham, outside of New Hampshire, and outside of the United States.

## CAMPUS CRIME STATISTIC CHART FOR DURHAM CAMPUS 2020, 2021, & 2022

The following chart contains the statistical Clery Crime data for the UNH Main Campus located in Durham, NH.

- Possession of  $\frac{3}{4}$  of an ounce or less of marijuana is a civil violation in the state of New Hampshire, not a criminal offense and therefore tickets issued for possession of marijuana are not classified as “arrests,” as per Clery Act Regulations.
- The State of New Hampshire does not recognize dating violence\* as a separate offense. It all falls under the definition of Domestic Violence. Therefore there will not be any dating violence statistics.

Crime statistics published in this document reflect crimes that are reported to have occurred in one of the four federally defined locations. Crimes that are reported to have occurred outside of the following locations are not included in this report.

### DURHAM NH CRIME STATISTICS

Crime	Year	On Campus Property	Public Property	Non-campus Property	On-Campus Residential
<b>Arrests</b>					
Liquor Law Violation	2020	82	28	0	69
	2021	81	36	23	24
	2022	120	36	22	39
Drug Law Violation	2020	5	2	0	4
	2021	1	1	0	0
	2022	0	5	0	0
Weapon Law Violation	2020	0	0	0	0
	2021	0	0	0	0
	2022	0	0	0	0
<b>Disciplinary Referrals</b>					
Liquor Law Violation	2020	165	0	0	164
	2021	241	0	0	238
	2022	455	0	0	455
Drug Law Violation	2020	0	0	0	0
	2021	1	0	0	1
	2022	0	0	0	0
Weapon Law Violation	2020	0	0	0	0
	2021	0	0	0	0
	2022	1	0	0	1



VAWA OFFENSES	Year	On Campus Property	Public Property	Non-campus Property	On-Campus Residential
Domestic Violence	2020	14	1	0	8
	2021	10	1	0	8
	2022	14	4	0	11
Dating Violence	2020	NA	NA	NA	NA
	2021	NA	NA	NA	NA
	2022	NA	NA	NA	NA
Stalking	2020	8	1	0	3
	2021	22	0	0	14
	2022	26	0	0	15
Criminal Offenses	Year	On Campus Property	Public Property	Non-campus Property	On-Campus Residential
Murder & Non-negligent manslaughter	2020	0	0	0	0
	2021	0	0	0	0
	2022	0	0	0	0
Negligent Manslaughter	2020	0	0	0	0
	2021	0	0	0	0
	2022	0	0	0	0
Robbery	2020	2	0	0	1
	2021	0	0	0	0
	2022	0	0	0	0
Aggravated Assault	2020	3	0	1	3
	2021	5	0	1	3
	2022	3	2	0	2
Burglary	2020	11	0	0	10
	2021	8	0	1	5
	2022	9	0	2	3

Motor Vehicle Theft	2020	0	0	0	0
	2021	0	0	0	0
	2022	3	0	0	2
Arson	2020	0	0	0	0
	2021	0	0	0	0
	2022	0	0	0	0
Sexual Offenses	Year	On Campus Property	Public Property	Non-campus Property	On-Campus Residential
Rape	2020	20	0	3	18
	2021	35	1	0	25
	2022	25	0	3	21
Fondling	2020	5	0	1	3
	2021	10	0	0	9
	2022	10	0	2	9
Incest	2020	0	0	0	0
	2021	0	0	0	0
	2022	0	0	0	0
Statutory Rape	2020	0	0	0	0
	2021	0	0	0	0
	2022	0	0	0	0

### Hate Crimes 2022, 2021, & 2020

In 2022 there were no hate crimes reported.

**Bias Incidents:** Not all bias incidents are classified as hate crimes and so are not subject to Clery reporting; however, the University feels it is important to share all information we have received regarding incidents that occurred on campus during 2022. The following bias related incidents were received and did not meet criteria to be classified as hate crimes.

There were three incidents reported to the University where a racial slur was written on a surface in a campus dorm or academic building. There was one instance where a slur was written about sexual orientation in a dorm on campus.

In 2021 there was 1 crime that qualified as Hate crimes for inclusion in this report.

The hate crime reported occurred on campus, it was a crime of intimidation with a bias against both race and sex.

**Bias Incidents:** Not all bias incidents are classified as hate crimes and so are not subject to Clery reporting; however, the University feels it is important to share all information we have received regarding incidents that occurred on campus during 2021. The following bias related incidents were received and did not meet criteria to be classified as hate crimes.

- There were five (5) incidents of bias involving race. All five (5) of these were on- campus in residential housing.
- There were three (3) incidents of bias involving sexual orientation. All three (3) of these occurred in on-campus residential housing.
- There were two (2) bias incidents that involved religion reported to have occurred on campus in residential housing.

In 2020 there were two crimes that qualified as Hate crimes for inclusion in this report.

1. The first hate crime occurred in on-campus, residential housing, it was destruction, damage, vandalism with a bias against sexual orientation.
2. The second hate crime occurred on-campus, it was the crime of intimidation and had a bias against religion.

**Bias Incidents:** Not all bias incidents are classified as hate crimes and so are not subject to Clery reporting; however, the University feels it is important to share all information we have received regarding incidents that occurred on campus during 2020. The following bias related incidents were received and did not meet criteria to be classified as hate crimes.

- There were eight (8) incidents of bias involving race. Three (3) of these were on- campus in residential housing, one (1) was at a non-campus location, and the rest were on campus.
- There were three (3) incidents of bias involving sexual orientation. All three (3) of these occurred in on-campus residential housing.
- There was also one (1) bias incident that involved both race and sexual orientation reported to have occurred on campus in residential housing.

### Unfounded Crimes 2022, 2021, 2020

**There were 5 crimes that were unfounded in 2022.**

- Burglary on-campus residential unfounded property had not been stolen rather removed by housing during holiday break.
- Burglary on-campus residential subject room was not burglarized he realized he had accidentally entered the incorrect dorm room.
- Burglary- on-campus was determined the window had been opened by maintenance to deal with a water leak in the building. There was no forced entry.
- Stalking- on-campus residential. It was determined that the suspects were not responsible for posting on social media nor were they at the girls door so police unfounded this.
- Aggravated assault- on-campus: through speaking with the victim she admitted she had fabricated the story of the assault it never actually happened.

There were no unfounded crimes in calendar year 2021.

There were no unfounded crimes in calendar year 2020.

#### Separate Campus- UNH Shoals Marine Lab- Appledore Island. Kittery Maine

- Possession of 2.5 Ounces of marijuana or less by people over 21 is not a crime. Possession of marijuana by people under the age of 21 is a civil violation only.

Crime	Year	On Campus Property	Public Property	Non-campus Property	On-Campus Residential
<b>Shoals Marine Lab</b>					
<b>Kittery, Maine</b>					
<b>Arrests</b>					
Liquor Law Violation	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
Drug Law Violation	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
Weapon Law Violation	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
<b>Disciplinary Referrals</b>					
Liquor Law Violation	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
Drug Law Violation	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
Weapon Law Violation	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
<b>VAWA Offenses</b>					

Domestic Violence	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
Dating Violence	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
Stalking	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
<b>Criminal Offenses</b>					
Murder & Non-negligent manslaughter	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
<b>Criminal Offenses</b>	<b>Year</b>	<b>On Campus Property</b>	<b>Public Property</b>	<b>Non-campus Property</b>	<b>On-Campus Residential</b>
Negligent Manslaughter	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
Robbery	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
Aggravated Assault	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
Burglary	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
Motor Vehicle Theft	2020	0	0	NA	0
	2021	0	0	NA	0

Arson	2022	0	0	NA	0
	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
Sexual Offenses	Year	On Campus Property	Public Property	Non-campus Property	On-Campus Residential
Rape	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
Fondling	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
Incest	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0
Statutory Rape	2020	0	0	NA	0
	2021	0	0	NA	0
	2022	0	0	NA	0

### Hate Crimes

In 2022 there were no crime that qualified as Hate crimes for inclusion in this report.

**Bias Incidents:** Not all bias incidents are classified as hate crimes and so are not subject to Clery reporting; however, the University feels it is important to share all information we have received regarding incidents that occurred on campus during 2022. There were no bias related incidents received in 2022, 2021 or 2020.

### Unfounded Crimes

There were no unfounded crimes in 2022, 2021, or 2020 at the Shoals Marine Lab.



**Separate Campus Judd Gregg Marine Research Complex- New Castle, NH**

- Possession of  $\frac{3}{4}$  of an ounce or less of marijuana is a civil violation in the state of New Hampshire, not a criminal offense and therefore tickets issued for possession of marijuana are not classified as “arrests,” as per Clery Act Regulations.
- The State of New Hampshire does not recognize dating violence\* as a separate offense. It all falls under the definition of Domestic Violence. Therefore there will not be any dating violence statistics.

Crime	Year	On Campus Property	Public Property	Non-campus Property	On-Campus Residential
<b>Arrests</b>					
Liquor Law Violation	2020	0	0	0	NA
	2021	0	0	0	NA
	2022	0	0	0	NA
Drug Law Violation	2020	0	0	0	NA
	2021	0	0	0	NA
	2022	0	0	0	NA
Weapon Law Violation	2020	0	0	0	NA
	2021	0	0	0	NA
	2022	0	0	0	NA
<b>Disciplinary Referrals</b>					
Liquor Law Violation	2020	0	0	0	NA
	2021	0	0	0	NA
	2022	0	0	0	NA
Drug Law Violation	2020	0	0	0	NA
	2021	0	0	0	NA
	2022	0	0	0	NA
Weapon Law Violation	2020	0	0	0	NA
	2021	0	0	0	NA
	2022	0	0	0	NA

VAWA Offenses	Year	On Campus Property	Public Property	Non-campus Property	On-Campus Residential
Domestic Violence	2020	0	0	0	NA
	2021	0	0	0	NA
	2022	0	0	0	NA
Dating Violence	2020	NA	NA	NA	NA
	2021	NA	NA	NA	NA
	2022	NA	NA	NA	NA
Stalking	2020	0	0	0	NA
	2021	0	0	0	NA
	2022	0	0	0	NA
Criminal Offenses					
Murder & Non-negligent manslaughter	2020	0	0	0	NA
	2021	0	0	0	NA
	2022	0	0	0	NA
Negligent Manslaughter	2020	0	0	0	NA
	2021	0	0	0	NA
	2022	0	0	0	NA
Robbery	2020	0	0	0	NA
	2021	0	0	0	NA
	2022	0	0	0	NA
Aggravated Assault	2020	0	0	0	NA
	2021	0	0	0	NA
	2022	0	0	0	NA
Burglary	2020	0	0	0	NA
	2021	0	0	0	NA
	2022	0	0	0	NA
Motor Vehicle Theft	2020	0	0	0	NA
	2021	0	0	0	NA

Arson	2022	0	0	0	NA	
	2020	0	0	0	NA	
	2021	0	0	0	NA	
	2022	0	0	0	NA	
Sexual Offenses		Year	On Campus Property	Public Property	Non-campus Property	On-Campus Residential
Rape	2020	0	0	0	0	NA
	2021	0	0	0	0	NA
	2022	0	0	0	0	NA
Fondling	2020	0	0	0	0	NA
	2021	0	0	0	0	NA
	2022	0	0	0	0	NA
Incest	2020	0	0	0	0	NA
	2021	0	0	0	0	NA
	2022	0	0	0	0	NA
Statutory Rape	2020	0	0	0	0	NA
	2021	0	0	0	0	NA
	2022	0	0	0	0	NA

### Hate Crimes

There were no hate crimes that qualified for this report for 2022, 2021 or 2020 at the Judd Gregg Center.

### Unfounded Crimes

There were no unfounded crimes in 2022, 2021 or 2020 at the Judd Gregg Center.



## IMPORTANT INFORMATION ABOUT SHOALS MARINE LAB PROGRAM

### APPLEDORE ISLAND- KITTERY, MAINE:

#### Overview

The University of New Hampshire Shoals Marine Laboratory offers a part-time undergraduate program in experiential, place-based education to support research programs focused on understanding and sustaining the Marine environment. The program is administered jointly by the University of New Hampshire and Cornell University. Undergraduate students and staff from the UNH main campus in this program are fully considered to be students and staff of the University of New Hampshire Durham, NH Campus. There are three student residential housing facilities, each can house up to 20 people per building. There are no separate/ independent registered student organizations for this program. All University of New Hampshire – Durham policies, including compilation of the Annual Security and Fire Report, disciplinary policies, institutional responses to sexual assault, domestic violence, dating violence and/or stalking, and drug and alcohol policies, apply to the Shoals Marine Program. All University of New Hampshire resources and programming are available to the undergraduate students and staff in this program at Appledore Island.

#### Classroom and Office Space

University of New Hampshire Shoals Marine Lab owns one classroom lab/building named Hamilton Hall. All of the other buildings located on campus are leased by Cornell University from Star Island Corporation. There are both classrooms and a laboratory. There are also field classrooms on the waterfront. Appledore Island has a dining hall and infirmary located on the island to take care of all the needs of the staff and students. Shoals Marine Lab has research vessels used by undergraduates for learning and exploring. The University of New Hampshire has a Memorandum of Understanding with Cornell regarding joint programming and responsibility for this undergraduate program.

#### Undergraduate Program- Specific Policies and Statements

### Compilation of Annual Security Report

In addition to the offices noted on page 6, Compilation of the 2023 Annual Security Report and Annual Fire Safety Report, University of New Hampshire also requested statistics from Kittery Maine Police and Fire Departments, as well as the US Coast Guard. There is no non-campus property affiliated with this program.

### Safety and Security

The University of New Hampshire does not provide security services for this program. The Kittery Police Department and United States Coast Guard have jurisdiction over the waterways and Appledore Island where this campus is located. The UNH Police does provide guidance and consults with staff when issues occur on this campus. The buildings are normally open to the students and staff on campus but can be manually locked if needed.

### Crime and Emergency Reporting

In addition to reporting crimes to the offices listed below, Shoals Marine Lab students can report crimes to the law enforcement agency with jurisdiction over the space this program occupies: The Kittery Maine Police Department at 1-207-439-1638.

Students and employees should report criminal offenses to any of the following for the purpose of making timely warning reports and the annual statistical disclosure:

Director: Jennifer Seavey  
Main office: 603-862-1548  
Island Office (May-September) 603-964-9011

Academic Coordinator: Gregg Moore  
[Gregg.moore@unh.edu](mailto:Gregg.moore@unh.edu)  
Office: 603-862-5138

Academic Coordinator: Elizabeth Craig  
[Elizabeth.craig@unh.edu](mailto:Elizabeth.craig@unh.edu)  
Office: 603-862-3278

**University of NH Police Department**  
603-862-1212  
18 Waterworks Rd.  
Durham, NH 03824

For immediate law enforcement and emergency response purposes, including sexual assault, domestic violence, dating violence, and stalking, the students and staff of the Shoals Marine program should report crimes to UNH Police Department at 603-862-1212 or 911. Reporting to UNH Police Department will allow them to do their own evaluation as to whether or not to send out a timely warning or emergency notification. UNH Police Department will assist in reporting to local law enforcement upon request. UNH does not have any confidential resources at the Shoals Marine Laboratory Program site nor do they employ any professional or pastoral counselors at the Shoals Marine Campus.

### Timely Warning Policies and Procedures

Known as Crime Alerts at the University of New Hampshire, UNH will issue timely warnings to the University Shoals Community to notify members of the community about serious or ongoing threats to students, staff and community members of the Shoals Marine Lab. The UNH Police Chief or his designee is responsible for determining whether a reported Clery Crime represents a serious and ongoing threat to Shoals Marine Lab students and employees. The Chief of Police or his designee is responsible for writing and issuing the Timely Warning. UNH is not required to issue

a Timely Warning with respect to crimes reported to a pastoral or professional counselor. The warning will be sent via email through the Rave Alert system to all students and employees at the Shoals Marine Lab. It will also be sent through text message if the person has signed up to receive text alerts via Rave. To sign up go to <https://alert.unh.edu>. The message will also be sent as a directed communication which will alert all students, staff and faculty. The timely warning will also be posted on the UNH Police Departments website ([www.unh.edu/upd](http://www.unh.edu/upd)), the UNH website ([www.unh.edu](http://www.unh.edu)), and when necessary on local area radio and television stations. The message may be sent out via social media or other available means. The Shoals Marine Lab Clery geography extends one mile from shore out into the Atlantic Ocean. UNH will not issue any Timely Warnings for incidents occurring beyond these boundaries. UNHPD would be justified to withhold issuing a Timely Warning if by issuing one it would compromise law enforcement efforts.

University students and employees associated with this program are provided with a University of New Hampshire email address. The University of New Hampshire's main campus in Durham is responsible for the safety and security of the Shoals Marine Lab campus and often communicates safety and security issues via email. Undergraduate students and employees are encouraged to regularly check their UNH email account to receive important safety and security updates.

### **Emergency Response and Evacuation Policy and Procedure**

Upon notice to University of New Hampshire Police Department that there may be a significant emergency threatening the students and employees in the Shoals Marine Lab program, UNHPD will contact the Kittery Police and the Shoals Marine Lab Site Director to attempt to confirm the emergency. Upon confirmation of a significant emergency or dangerous situation involving an immediate threat to the health or safety of the Shoals Marine students and employees, the UNH PD Chief of Police or his designee will, without delay, and taking into account the safety of the community, determine the content of the notification and initiate the notification system, unless the notification will, in the professional judgement of UNHPD compromise efforts to assist a victim or contain, respond or otherwise mitigate the emergency. Notifications will be sent to undergraduate program students and employees via the Rave alerts email system. Text messages may also be used for those that registered for the Rave alert text messages (<https://alert.unh.edu>). In some cases the radio and news media will be used to send alerts, as well as social media and the UNHPD ([www.unh.edu/upd](http://www.unh.edu/upd)), and UNH ([www.unh.edu](http://www.unh.edu)) web pages. The content of the notification will be developed by the Chief of Police or his designee and based on the type of emergency. The Chief of Police or his designee will be responsible for sending out the emergency notification to the Shoals Marine Lab community.

The building evacuation policy at Appledore Island (Shoals Marine Lab) includes people being aware of fire safety and danger. As there is no municipal fire department on the island, students and employees are considered the fire department. Should students or employees see fire, smell smoke in a building or on the island they are to exit the building, pull the fire alarm, and alert others to vacate and avoid the building and notify staff members immediately. Community members should make note of where the fire extinguishers, fire alarms, and fire hoses are located in each building so that they are prepared to assist in an emergency.

### **Crime Prevention and Awareness Programming**

All undergraduate students who partake in the Shoals Marine Program will complete the safety and security orientation at the University of New Hampshire Durham campus before going to the Shoals Marine Lab. For adult and family programs offered at Appledore Island Shoals Marine Lab there is basic safety orientation upon arrival at the island.

### **Drug and Alcohol Policies**

Shoals Marine Lab students are subject to the state and federal laws, and UNH policies pertaining to Alcohol and Drug use on campus. Shoals Marine Lab has a strict zero tolerance drug policy. If you are found in possession of, or using an illegal substance, you will be expelled from the island and sent back on the next available boat at your own expense. Shoals Marine Lab also has a zero tolerance alcohol policy for anyone less than 21 years of age. The



Shoals Marine Lab is bound by Federal and State (Maine) law, as well as the policies of the University of New Hampshire. If you are under 21 and found to be drinking or in possession of alcohol, you will be expelled from the island and sent back on the next available boat at your own expense. All UNH drug and alcohol resources are available to Shoals Marine Lab students and staff who are participating in the Shoals Marine Lab program. Shoals Marine Lab students and staff who participate in the Marine Program at Appledore Island may access UNH Health and Wellness and Psychological and Counseling Services in addition to Shoals Marine Lab infirmary in the Hamilton office.

### **Obtaining a Restraining Order**

Victims (the plaintiff) of domestic or dating abuse, sexual assault, stalking or other forms of harassment can obtain both short-term emergency protection and, after a hearing, long-term protection from the District Court in York, Maine. The form to obtain a protection from abuse can be found at [protection order](#). The victim can also contact the Kittery Maine Police Department for assistance at 207-439-1638, or they can contact the UNH Police Department who will assist them in obtaining a protection order at 603-862-1212.

### **Information about Sex Offenders**

Though not affiliated with University of New Hampshire Shoal Marine Lab, information is provided by the State of Maine concerning registered sex offenders, in the state of Maine can be found at <https://www.maine.gov/dps/Sbi/sor.html>.

### **On Campus Resources for Sexual Assault, Domestic Violence, Dating Violence and Stalking**

All individuals associated with UNH can access SHARPP's services. SHARPP can be reached 24/7 at 603-862-7233.

UNH's Psychological and Counseling Services (PACS) provides confidential counseling as well and can be reached by calling 603-862-2090.

There are no resources on Appledore Island but students and employees are encouraged to reach out by phone to our main campus resources.

### **Off Campus Resources for Sexual Assault, Domestic Violence, Dating Violence and Stalking**

Available in Maine is Caring Unlimited which can be reached 24/7 at 1-207-490-3227. They provide support and safe haven to women, children and men whose lives have been affected by domestic abuse.

SARSSM: Sexual Assault Response Services of Southern Maine 1-800-871-7741, provides free and confidential information and referral services to people in Maine. It is available 24/7.

SANE (Sexual Assault Nurse Examiner) Portsmouth Regional Hospital (PRH) 1-603-436-5110, located at 333 Borthwick Ave. Portsmouth, NH 03801.

## **IMPORTANT INFORMATION ABOUT JUDD GREGG MARINE RESEACH COMPLEX**

### **JUDD GREGG MARINE COMPLEX: NEW CASTLE, NH:**

#### **Overview**

The University of New Hampshire Judd Gregg Marine Lab located in New Castle, NH offers research, education, and outreach in all aspects of marine biology, oceanography, and ocean engineering and meets the technical definition of a "separate campus" for Clery Act purposes. The program is administered by the University of New Hampshire Durham campus. Students and staff in this program are fully considered to be students and staff of the University of New Hampshire Durham campus. There are no separate/independent registered student organizations for this program. There is no on-campus residential housing associated with this campus. All University of New Hampshire policies, including compilation of the Annual Security Report, disciplinary procedures, institutional response to sexual assault, domestic violence, dating violence, and/or stalking, and drug and alcohol policies apply to the Judd Gregg Marine program in

New Castle. All UNH resources and programming are available to the students and staff in this program in New Castle. All policies and descriptions published in this Annual Security Report apply to the program at New Castle.

### **Classroom and Office Space**

This campus includes Judd Gregg Coastal Marine Laboratory (CML), the Marine Research Pier, the Pier Operations Facility, and the Pavilion. All of these spaces are owned or leased by the University of New Hampshire. The facility also includes a boat which is used to transport students out into the water for research. Administrators are located in the Pier Operations Facility.

### **Undergraduate and Graduate Program Specific Policies and Statements**

#### **Compilation of Annual Security Report**

In addition to the offices noted on page 6, "Compilation of the 2023 Annual Security Report, UNH also requested statistics from the New Castle Police Department, and United States Coast Guard. There is no reportable on-campus residential housing affiliated with this program. There are two large vessels and 5 smaller vessels used for research. These vessels are considered non-campus properties.

### **Safety and Security**

UNH does not provide security services for this program. The Town of New Castle has jurisdiction over the spaces where the program takes place on land and the United States Coast Guard has jurisdiction on the ocean where classes and research are being conducted. All students and employees will follow the policies and procedures of the University of New Hampshire. There are no off-campus registered student organizations at the Judd Gregg Marine Lab. All students are eligible to join organizations at the main campus located in Durham, NH.

UNH Judd Gregg program controls access to the buildings on campus. All buildings are open during normal business hours and secured at the end of the work day.

### **Crime and Emergency Reporting**

In addition to reporting crimes to the offices below, Judd Gregg Marine Lab can also report crimes to the local law enforcement agency with jurisdiction over the space of this program. The local police department for office buildings and classrooms is:

**New Castle Police Department**  
49 Main St  
New Castle, NH 03854  
603-436-3113

**US Coast Guard**  
25 Wentworth Rd  
New Castle NH, 03854  
603-436-4415

Students and employees should report criminal offenses to any of the following for the purpose of making a timely warnings or emergency notification report as well as annual crime statistical disclosure:

UNH Police Department  
18 Waterworks Rd.  
Durham, NH 03824  
[www.unh.edu/upd](http://www.unh.edu/upd)  
603-862-1212

Site Director  
Dave Shay  
29 Wentworth Rd  
New Castle, NH 03854  
603-862-5127  
[Dave.shay@unh.edu](mailto:Dave.shay@unh.edu)

Supervisor, Laboratory  
Nate Rennels  
[Nate.rennels@unh.edu](mailto:Nate.rennels@unh.edu)  
603-430-0035

For immediate law enforcement and emergency response purposes, including sexual assault, domestic violence, dating violence, and stalking, students and employees should report crimes to the New Castle Police Department at 9-1-1 or the University of New Hampshire Police Department at 603-862-1212. Reporting to UNH Police Department will enable the University to evaluate whether a timely warning is needed. UNH Police will assist in reporting to the local law enforcement agency upon request. Judd Gregg Marine Lab does not have any confidential resources at the program site and they do not employ any professional or pastoral counselors at this site.

UNH Police Department  
Urgent Matters 603-862-1212  
Business hours 603-862-1427  
18 Waterworks Rd  
Durham, NH 03824

New Castle Police Department  
Urgent Matters 9-1-1  
business hours 603-436-3113  
25 Wentworth Rd.  
New Castle, NH 03854

### **Timely Warning Policies and Procedures**

Known as Crime Alerts at University of New Hampshire, UNH will issue timely warnings for the Judd Gregg Marine Lab Community to notify members of the community about serious or ongoing threats to undergraduate students, graduate students, staff, and community members of the Judd Gregg Marine Lab. The UNH Police Chief or his designee is responsible for determining whether a reported Clery Crime represents a serious and ongoing threat to Judd Gregg Marine Lab students and employees. The Chief of Police or his designee is responsible for developing the content of the Timely Warning and issuing the Timely Warning. The warning will be sent via email through Rave Alert system to all undergraduate, graduate and employees at the Judd Gregg Marine Lab. It will also be sent through text message if the person signed up to receive text alerts on Rave (<https://alert.unh.edu>). The message will also be sent as a directed communication which will alert all students, staff and faculty. The timely warning will also be put out on the UNH Police Departments website ([www.unh.edu/upd](http://www.unh.edu/upd)), the UNH website ([www.unh.edu](http://www.unh.edu)) and when necessary on local area radios and television stations. The message may be sent out via social media or other available means. Judd Gregg Marine Lab geography extends 1 mile from shore out into the Atlantic Ocean. Therefore UNH will not issue any warnings for incidents beyond these boundaries. The UNH Police would be justified to not send out a timely warning in those instances where issuing a Timely Warning would compromise law enforcement efforts. The UNH Police is not required to issue a Timely Warning with respect to crimes reported to a pastoral or professional counselor.

University students and employees associated with this program are provided with a University of New Hampshire email address. University of New Hampshire main campus Durham is responsible for the safety and security of the Judd Gregg Marine Lab campus and often communicate safety and security issues via email. Undergraduate and graduate students, and employees are encouraged to regularly check their UNH email account to receive important safety and security updates.

### **Emergency Response and Evacuation Policy and Procedure**

Upon notice to University of New Hampshire Police Department that there may be a significant emergency threatening the students and employees in the Judd Gregg Marine Lab program, UNHPD will contact the New Castle Police and the Judd Gregg Marine Lab Site Director to attempt to confirm the emergency. Upon confirmation of a significant emergency or dangerous situation involving an immediate threat to the health or safety of the Judd Gregg Marine students and employees, UNH PD Chief of Police or his designee will, without delay, and taking into account the safety of the community, determine the content of the notification and initiate the notification system, unless the notification will, in the professional judgement of UNHPD compromise efforts to assist a victim or contain, respond or otherwise mitigate the emergency. Notifications will be sent to undergraduate program students and employees via Rave alerts email system. Text messages may also be used for those that registered for Rave alert text messages (<https://alert.unh.edu>). In some cases the radio and news media will be used to send alerts, as well as social media and the UNHPD ([www.unh.edu/upd](http://www.unh.edu/upd)), and UNH ([www.unh.edu](http://www.unh.edu)) web pages. The content of the notification will be

developed by the Chief of Police or his designee based on the type of emergency. The Chief of Police or his designee will be responsible for sending out the emergency notification to the Judd Gregg Marine Lab community.

The building evacuation policy at Judd Gregg Marine Lab includes people being aware of fire safety and danger. Should undergraduate and graduate students or employees see fire or smell smoke in a building they are to exit the building, pull the fire alarm, and alert others to vacate and avoid the building and notify staff members. Upon smelling smoke or seeing fire the student or employee should immediately call the New Castle Fire Department at 9-1-1. Community members should make note of where the fire extinguishers, fire alarms, and fire hoses are located in each building so that they are prepared to assist in an emergency.

### **Crime Prevention and Awareness Programming**

All students will receive crime prevention and awareness programming from the main campus in Durham before attending the Judd Gregg Marine Program.

### **Drug and Alcohol Policies**

Judd Gregg Marine Lab students are subject to the laws and policies described earlier in this document, "UNH Alcohol and Drug policy and laws." All UNH drug and alcohol resources are available to Judd Gregg Marine Lab students and staff who are participating in the Marine Lab program. Judd Gregg Marine Lab students and staff who participate in the Marine Program in New Castle have access to UNH Health and Wellness and Psychological and Counseling Services.

### **Obtaining a Protection Order**

Victims of domestic or dating abuse, sexual assault, stalking or other forms of harassment (the plaintiff) can obtain a temporary emergency protection order by going to the family or district court located in the county you live or work in. For an emergency protection order contact the UNH Police Department who will assist them in obtaining a protection order at 603-862-1212. This protection order will be good until the next business day when the victim will be required to go to court and apply for a temporary emergency protection order. While at the Judd Gregg lab, you may also get assistance from the New Castle Police Department to obtain a protection order.

### **Information about Sex Offender**

Though not affiliated with University of New Hampshire Judd Gregg Marine Lab, information provided by the State of NH concerning registered sex offenders, in the state of NH can be found at:

<https://business.nh.gov/nsor/search.aspx>.

### **On Campus Resources for Sexual Assault, Domestic Violence, Dating Violence and Stalking**

All individuals affiliated with UNH can access SHARPP's resources. SHARPP can be reached 24/7 at 603-862-7233. UNH's Psychological and Counseling Services (PACS) provides confidential counseling as well and can be reached by calling 603-862-2090.

There are no resources at the Judd Gregg Marine Lab but students and employees are encouraged to reach out by phone to our main campus resources.

### **Off Campus Resources for Sexual Assault, Domestic Violence, Dating Violence and Stalking**

Available in Portsmouth NH- Haven Domestic Violence shelter. They can be contacted by calling the hotline at 603-994-7233.

SANE (Sexual Assault Nurse Examiner) Portsmouth Regional Hospital (PRH) 1-603-436-5110, located at 333 Borthwick Ave. Portsmouth, NH 03801.

## EMERGENCY RESPONSE AND EVACUATION PROCEDURES

### Emergency Response and Evacuation

The Emergency Management Division of UNHPD, was established in 2012 in order to manage all areas of emergency preparedness on the UNH campuses. The Unit coordinates with various university and community entities to ensure that UNH students, faculty, staff, and visitors are prepared to respond to emergencies, recover from them, and mitigate against their impact. The Emergency Management Division also works closely with several campus partners to develop and implement UNH's crisis communication plan.

Crisis and disaster events requires campuses to not only prepare for such events, but also requires an understanding of response capabilities and limitations. It is impossible to predict exactly when a crisis or disaster will occur, or the extent to which it might affect the campus. Through deliberate planning, preparing, and training UNH can greatly minimize losses from these events.

UNH maintains an Emergency Response Plan that outlines responsibilities of campus departments during emergencies. This plan outlines incident priorities, campus organization and specific responsibilities of each unit and/or position.

The Emergency Management Division works with each department to create and update emergency response and continuity of operations plans. The Emergency Management Division provides resources and guidance for the development of these plans.

When an emergency occurs, the Emergency Operations Plan (EOP) is activated. The EOP delineates the response procedures for emergencies and disasters that could impact the campus. When the EOP is utilized, two response organizations are established: The Emergency Operations Center (EOC) and the Senior Management Group (SMG). The EOC is staffed by pre- identified campus personnel identified as members of the University Emergency Group (UEG). They are trained to coordinate the campus' response and recovery efforts. Members of the UEG are vetted UNH personnel in the middle to upper management positions from the major functional areas of the University, including, but not limited to Facilities Operations and Maintenance, Transportation, Telecommunications, Energy and Campus Development, Durham Fire Department, Media Relations, Health and Wellness, Hospitality Services, UNHPD, Environmental Health and Safety, the President's office, Durham Town Administrator, and representatives from the UNH Manchester and UNH Law School. The EOC facilitates sheltering of evacuees, debris removal, restoration of services, and supports on-scene personnel. The primary EOC location is in the UNHPD conference room. Senior Leadership (SMG) consists of the President, Provost, Vice President of finance and administration, Chief of staff, Chief of Police, Dean of Students, Associate Provost for Academic Affairs and administrative staff from the president's office. Their primary responsibilities include setting policy and providing supports to the EOC and on-scene personnel.

The Emergency Management Division in cooperation with the Department of Environmental Health and Safety provide training and information on five mission areas of emergency management: prevention, protection, mitigation, response and recovery. There is at least one Emergency Response tabletop drill conducted each year.

Annual emergency response and evacuation tests are planned in conjunction with other emergency agencies. The University conducts emergency response drills, and exercises each year, such as tabletop exercises, field exercises, and tests of the emergency notification systems on campus. These tests are often announced and publicized via campus mail, and various newsletters in conjunction with the tests themselves.

The Emergency Management Division has primary responsibility for the development and facilitation of emergency exercises at UNH. An After Action Report- Improvement Plan is written following each exercise that lists the

scenario, participants, date, time, location, whether the test was announced or unannounced, areas of strengths, areas of improvement, and corrective actions. The campus is committed to evaluating response capabilities through the exercise and After Action Report process, with the goal of correcting areas of improvement identified during the exercise.

All residential halls have at least one fire drill per year. Building evacuation drills are scheduled, documented, contain exercises involving a coordination of efforts, contain follow-through activities, and are designed for assessment and evaluation of emergency plans. A record of whether they are announced or unannounced is kept. Evacuation maps are posted in every building and on the door of every dorm room.

### **Emergency Evacuation**

The emergency evacuation procedures are tested at least once a year. Students and employees learn the locations of the emergency exits in the building and are provided guidance about the direction they should travel when exiting each facility for a short-term building evacuation. The UNHPD does not inform building occupants in advance about the designated locations for long-term evacuations because those decisions are affected by time of day, location of the building being evacuated, the availability of various designated emergency gathering locations on campus, and other factors such as the location and nature of the threat. In both cases, UNHPD staff on scene will communicate information to students and staff regarding the developing situation or any evacuation status changes.

The purpose of evacuation drills is to prepare building occupants for an organized evacuation in case of a fire or other emergency. At UNH, evacuation drills are used as a way to educate and train occupants on fire safety issues specific to their building. During the drill, occupants “practice” drill procedures and familiarize themselves with the location of exits and sound of the fire alarm.

### **General Evacuation Procedures**

At the sound of a fire alarm, or if you are instructed to evacuate, leave your work/living area immediately and proceed to the nearest exit, and leave the building. If you are the first to recognize a fire situation, activate the alarm, evacuate to a safe location using the nearest exit, and notify UNHPD (603-862-1212) Police emergency or dial 911.

1. Remain calm
2. Do NOT use elevators. Use the stairs.
3. Assist the physically impaired. If they are unable to exit without using an elevator, secure a safe location near a stairwell, and immediately inform UNHPD or the responding fire department of the individual's location.
4. Proceed to a clear area at least 150 feet from the building. Keep all walkways clear for emergency vehicles.
5. Make sure all personnel are out of the building.
6. Do not re-enter the building.

### **Shelter-in-Place Procedures- What it means to “Shelter-in-Place”**

If an incident occurs and the buildings or areas around you become unstable, or if the air outdoors becomes dangerous due to toxic or irritating substances, it is usually safer to stay indoors, because leaving the area may expose you to that danger. Thus, to “shelter-in-place” means to make a shelter of the building that you are in, and with a few adjustments this location can be made even safer and more comfortable until it is safe to go outside.

### **Basic “Shelter-in-place” guidance**

If an incident occurs and the building you are in is not damaged, stay inside in an interior room until you are told it is safe to come out. If your building is damaged, take your personal belongings (purse, wallet, access card, etc.) and follow the evacuation procedures for your building (close your door, proceed to the nearest exit, and use the stairs instead of the elevators). Once you have evacuated, seek shelter at the nearest University building quickly. If police or fire department personnel are on the scene, follow their directions.



**How will you know to “Shelter-in-place?”**

A shelter-in-place notification may come from several sources, UNHPD, Housing Staff Members, other University Employees, Local Police, or other authorities utilizing the University’s emergency communications tools.

**How to “Shelter-in-Place”**

No matter where you are, the basic steps of Shelter-in-Place will generally remain the same. Should the need ever arise, follow these steps, unless instructed otherwise by local emergency personnel:

1. If you are inside, stay where you are. Collect any emergency shelter-in-place supplies and a telephone to be used in case of emergency. If you are outdoors, proceed into the closest building quickly or follow instructions from emergency personnel on the scene.
2. Locate a room to shelter inside. It should be:
  - a. An interior room
  - b. Above ground level; and
  - c. Without windows or with the least number of windows. If there is a large group of people inside a particular building, several rooms may be necessary.
3. Shut and lock all windows (tighter seal) and close exterior doors.
4. Turn off air conditioners, heaters, and fans.
5. Close vents to ventilation systems as you are able. (University staff will turn off the ventilation as quickly as possible).
6. Make a list of the people with you and ask someone (hall staff, faculty, or other staff) to call the list in to UNHPD so they know where you are sheltering. If only students are present, one of the students should call in the list.
7. Turn on a radio or TV and listen for further instructions.
8. Check the UNHPD website for updates and further instructions.
9. Make yourself comfortable.

**SAFETY PROGRAMS ON CAMPUS:****Blue Light Emergency Phones**

There are 58 Blue Light emergency telephones located throughout campus with a direct connection to the UNHPD. Blue light emergency telephones are tested monthly by UNHPD. Facilities and Telecom provide all maintenance to these phones. All emergency phones located outside have a blue light on top of them with the exception of yellow emergency callboxes located at the entrance of each residential building and some academic buildings.

**Police Escorts/ Safe Rides/ Campus Shuttles**

UNH offers campus shuttles from 7p-midnight. Students can request guaranteed rides by calling (603)-862-2328. Otherwise shuttles will stop at each bus stop located across campus approximately every 20-25 minutes.

Students and employees may also request a walking escort from the UNH Police Department by calling (603)-862-1427. These can be requested at any time. Generally they will be performed by UNHPD Campus Service Officers. When Campus Service Officers are not on duty then a police officer will perform the escort.

Lastly students have an option to call Safe Rides when they are intoxicated for a safe ride to their home. It is a first come first serve ride system which can be utilized by call (603)-365-6406. Safe Rides operates Thursday-Saturday from 11p-3a.

### **Behavioral Intervention Team**

The Behavioral Intervention Team (BIT) is comprised of staff members from the UNH Police Department, Residential Life, Senior Faculty, Health & Wellness, Psychological and Counseling Center, Student Accessibility Services, Housing, and the Advising Center.

The BIT team provides assistance when student behavior suggests harm to self or others. Based on timely review, BIT makes referrals to appropriate resources and recommends appropriate actions to the Senior Vice-Provost for Student Life/ Dean of Students. This team discusses situations that involve students who may be struggling with mental health issues including, but not limited to, possible suicidal ideation resulting in disruptive or concerning behavior. The team's purpose is to intervene and support students with referral to campus and community resources and conduct appropriate follow-up.

### **International Safety and Security**

Please visit UNH's International Health and Safety website for information about resources, policies and support for international travel by UNH students, faculty, and staff coordinated by All Things International at UNH. You can access this information on this site: <https://www.unh.edu/global/about>. Travelers with specific questions should contact the Office of International Student and Scholars at Conant Hall Room 315, 10 Library Way, Durham, NH. Or they can call them at (603) 862-1288

## **NH CRIME STATUTES AND DEFINITIONS:**

The Clery Act and Violence against Women Act mandate that UNH provide domestic violence, dating violence, sexual assault and stalking definitions applicable in its jurisdictions. New Hampshire statutes recognize that sexual assault, domestic violence and stalking are serious criminal offenses. It is important for all members of the UNH community to understand how these offenses are defined in law and to be aware of the penalties. Excerpted below are the definitions and penalties of sexual assault, domestic/dating violence and stalking. Also included is the definition of consent. The State of New Hampshire does not define or recognize dating violence as a separate crime. It is found under the domestic violence statute.

### **Domestic Violence:**

The state of NH defines domestic violence as follows: a person is guilty of domestic violence if the person commits any of the following against a family or household member or intimate partner:

- (a) Purposely or knowingly causes bodily injury or unprivileged physical contact against another by use of physical force;
- (b) Recklessly causes bodily injury to another person by use of physical force;
- (c) Negligently causes bodily injury to another by means of a deadly weapon;
- (d) Uses or attempts to use physical force, or by physical conduct threatens to use a deadly weapon for the purpose of placing another in fear of imminent bodily injury;
- (e) Threatens to use a deadly weapon against another person for the purpose to terrorize that person;
- (f) Coerces or forces another to submit to sexual contact by using physical force or physical violence;
- (g) Threatens to use physical force or physical violence to cause another to submit to sexual contact and the victim believes the actor has the present ability to execute the threat;
- (h) Threatens to use a deadly weapon to cause another to submit to sexual contact and the victim believes the actor has the present ability to carry out the threat;
- (i) Confines another unlawfully as defined in RSA 633:2, by means of physical force or the threatened use of a deadly weapon, so as to interfere substantially with his or her physical movement;

- (j) Knowingly violates a term of a protective order issued pursuant to RSA 173-B; 4, I by means of the use or attempted use of physical force or the threatened use of a deadly weapon;
- (k) uses a physical force of the threatened use of a deadly weapon against another to block that person's access to any cell phone, telephone, or electronic communication device with the purpose of preventing, obstructing, or interfering with the report of any criminal offense, bodily injury, or property damage to a law enforcement agency or a request for an ambulance or emergency medical assistance to any law enforcement agency or emergency medical provider.

For purpose of this section "family or household member" means: the actor's spouse or former spouse, a person with whom the actor is cohabitating as a spouse, parent, or guardian; a person with whom the actor cohabited as a spouse, parent or guardian but no longer shares the same residence; an adult with whom the actor is related by blood or marriage; or a person with whom the actor shares a child in commons. Intimate partner means a person with whom the actor is currently or was formerly involved in a romantic relationship, regardless of whether or not the relationship was sexually consummated.

#### **Dating Violence:**

The State of New Hampshire does not have a definition of dating violence.

#### **Sexual Assault:**

The State of New Hampshire defines sexual assault as follows:

#### **Aggravated Felonious Sexual Assault:**

A person is guilty of the felony of aggravated felonious sexual assault if such person engages in sexual penetration with another person under any of the following circumstances:

- (a) When the actor overcomes the victim through the actual application of physical force, physical violence or superior physical strength;
- (b) When the victim is physically helpless to resist;
- (c) When the actor coerces the victim to submit by threatening to use physical violence or superior physical strength on the victim, and the victim believes that the actor has the present ability to execute these threats;
- (d) When the actor coerces the victim to submit by threatening to retaliate against the victim, or any other person, and the victim believes that the actor has the ability to execute these threats in the future;
- (e) When the victim submits under circumstances involving false imprisonment, kidnapping, or extortion;
- (f) When the actor, without the prior knowledge or consent of the victim, administers or has knowledge of another person administering to the victim any intoxicating substance which mentally incapacitates the victim;
- (g) When the actor provides therapy, medical treatment or examination of the victim and in the course of that therapeutic or treating relationship or within one year of termination of that therapeutic or treating relationship;
  - (1) Acts in a manner or for purposes which are not professionally recognized as ethical or acceptable; or
  - (2) Uses this position as such provider to coerce the victim to submit.
- (h) When, except as between legally married spouses, the victim has a disability that renders him or her incapable of freely arriving at an independent choice as to whether or not to engage in sexual conduct, and the actor knows or has reason to know that the victim has such a disability;
- (i) When the actor through concealment or by the element of surprise is able to cause sexual penetration with the victim before the victim has an adequate chance to flee or resist;
- (j) When, except as between legally married spouses, the victim is 13 years of age or older and under 16 years of age and;
  - (1) The actor is a member of the same household as the victim; or
  - (2) The actor is related by blood or affinity to the victim.
- (k) When, except as between legally married spouses, the victim is 13 years of age or older and under 18 years of age and the actor is in a position of authority over the victim and uses this authority to coerce the victim to submit;

- (l) When the victim is less than 13 years of age;
- (m) When at the time of the sexual assault, the victim indicates by speech or conduct that there is not freely given consent to performance of the sexual act.
- (n) When the actor is in a position of authority over the victim and uses this authority to coerce the victim to submit under any of the following circumstances;
  - (1) when the actor has direct supervisory, disciplinary, or other authority authorized by law over, or direct responsibility for maintaining detention of, the victim by virtue of the victim being detained or incarcerated in a correctional institution, this secure psychiatric unit, a juvenile detention facility, or any other setting in which the victim is not free to leave; or
  - (2) When the actor is a probation or parole officer or a juvenile probation and parole officer who has direct supervisory or disciplinary authority over the victim while the victim is on parole or probation or under juvenile probation. Consent of the victim under any of the circumstances set forth in sub paragraph (n) shall not be considered a defense.

A person is guilty of aggravated felonious sexual assault without penetration when s/he intentionally touches whether directly, through clothing, or otherwise, the genitalia of a person under the age of 13 under circumstances that can be reasonably construed as being for the purpose of sexual arousal or gratification. A person is guilty of aggravated felonious sexual assault when such person engages in a pattern of sexual assault against another person, not the actor's legal spouse, who is less than 16 years of age. The mental state applicable to the underlying acts of sexual assault need not be shown with respect to the element of engaging in a pattern of sexual assault.

A person is guilty of aggravated felonious sexual assault when such person engages in sexual penetration as defined in RSA 632-A:1, V with another person under 18 years of age whom such person knows to be his or her ancestor, descendent, brother or sister of the whole or half blood, uncle, aunt, nephew, or niece. The relationships referred to herein include blood relationships without regard to legitimacy, step children, and relationships of parent and child by adoption.

- (a) Upon proof that the victim and defendant were intimate partners or family or household members, as those terms are defined in RSA 631: 2-B, III, a conviction under this section shall be recorded as "aggravated felonious sexual assault- domestic violence."
- (b) In addition to any other penalty authorized by law, the court shall levy a fine of \$50.00 for each conviction recorded as "aggravated felonious sexual assault- domestic violence" under this paragraph.

### **Felonious Sexual Assault:**

A person is guilty of a class B felony if such person;

- I. subjects a person to sexual contact and causes serious personal injury to the victim under any of the circumstances named in RSA 632-A: 2, or
- II. Engages in sexual penetration with a person, other than his legal spouse, who is 13 years of age or older and under 16 years of age with an age difference between the actor and the other person is four years or more; or
- III. Engages in sexual contact with a person other than his legal spouse who is under 13 years of age.
- IV.
  - (a) Engages in sexual contact with a person, or causes the person to engage in sexual contact on himself or herself in the presence of the actor, when the actor is in a position of authority over the person and uses that authority to coerce the victim to submit under any of the following circumstances;
    - (1) When the actor has direct supervisory or disciplinary authority over the victim by virtue of the victim being incarcerated in a correctional institution, the secure psychiatric unit, or juvenile detention facility where the actor is employed; or

(2) When the actor is a probation or parole officer or a juvenile probation and parole officer who has direct supervisory or disciplinary authority over the victim while the victim is on parole or probation or under juvenile probation.

(b) Consent of the victim under any of the circumstance set forth in this paragraph shall not be considered a defense.

(c) for the purpose of this paragraph, "sexual contact" means the intentional touching of the persons sexual or intimate parts, including genitalia, anus, breasts, and buttocks, where such contact, or the causing of such contact, can reasonably be construed as being for the purpose of sexual arousal or gratification of the person in the position of authority, or the humiliation of the person being touched.

V. (a) upon proof that the victim and defendant were intimate partners or family or household members, as those terms are defined in RSA 631:2-B, III, a conviction under this section shall be recorded as "felonious sexual assault-domestic violence."

### **Sexual Assault:**

I. a person is guilty of a Class A misdemeanor under any of the following circumstances:

(a) When the actor subjects another person who is 13 years of age or older to sexual contact under any of the circumstances named in RSA 632-A: 2.

(b) When the actor subjects another person, other than the actors legal spouse, who is 13 years of age or older and under 16 years of age to sexual contact where the age difference between the actor and the other person is 5 years or more.

(c) In the absence of any of the circumstances set forth in RSA 632-A: 2 when the actor engages in sexual penetration with a person, other than the actors legal spouse, who is 13 years of age or older and under 16 years of age where the age difference between the actor and other person is 4 years or less.

II. A person found guilty under sub paragraph I(c) of this section shall not be required to register as a sexual offender under RSA 651-B.

III. (a) a person is guilty of a misdemeanor if such person engages in sexual contact or sexual penetration with another person, or causes the person to engage in sexual contact on himself or herself in the presence of the actor, when the actor is in a position of authority over the person under any of the following circumstances:

(1) When the actor has direct supervisory or disciplinary authority over the victim by virtue of the victim being incarcerated in a correctional institution, the secure psychiatric unit, or juvenile detention facility where the actor is employed; or

(2) When the actor is a probation or parole officer or juvenile probation and parole officer who has direct supervisory or disciplinary authority over the victim while the victim is on parole or probation or under juvenile probation.

(b) Consent of the victim under any of the circumstances set forth in this paragraph shall not be considered a defense.

(c) for the purpose of this paragraph, "sexual contact" means the intentional touching of the persons sexual or intimate parts, including genitalia, anus, breasts, and buttocks, where such contact, or the causing of such contact, can reasonably be construed as being for the purpose of sexual arousal or gratification of the person in the position of authority, or the humiliation of the person being touched.

IV.

(a) Upon proof that the victim and defendant were intimate partners or family or household members, as those terms are defined in RSA 631:2-B, III, a conviction under this section shall be recorded as "sexual assault-domestic violence."

### **Stalking:**

The state of New Hampshire defines stalking as follows:

I. A person commits the offense of stalking if such person:

(a) Purposely, knowingly, or recklessly engages in a course of conduct targeted at a specific person which would cause a reasonable person to fear for his or her personal safety or the safety of a member of that person's immediate family, and the person is actually placed in such fear.

(b) Purposely or knowingly engages in a course of conduct targeted at a specific individual, which the actor knows will place that individual in fear for his or her personal safety or the safety of a member of that individual's immediate family; or

(c) After being served with, or otherwise provided notice of, a protective order pursuant to RSA 173-B, RSA 458:16, or paragraph III-a of this section, or an order pursuant to RSA 597:2 that prohibits contact with a specific individual, purposely, knowingly, or recklessly engages in a single act or conduct that both violates the provisions of the order and is listed in paragraph II (a).

II. (a) "Course of conduct" means 2 or more acts over a period of time, however short, which evidences a continuity of purpose. A course of conduct shall not include constitutionally protected activity, nor shall it include conduct that was necessary to accomplish a legitimate purpose independent of making contact with the targeted person.

#### **Consent:**

The state of NH defines consent, in relation to sexual activity, as follows:

- I. The consent of the victim to conduct constitution an offense is a defense if such consent negatives an element of the offense or precludes the harm sought to be prevented by the law defining the offense.
- II. When conduct constitutes an offense because it causes or threatens bodily harm, consent to the conduct is a defense if the bodily harm is not serious; or the harm is a reasonable foreseeable hazard of lawful activity.
- III. Consent is no defense if it is given by a person legally incompetent to authorize the conduct or by one who, by reason of immaturity, insanity, intoxication or use of drugs is unable and known by the actor to be unable to exercise a reasonable judgement as to the harm involved.

New Hampshire Law RSA 632-A: 2 describes the circumstances where sexual activity is not considered consensual. The safest, least ambiguous way to seek and receive consent is to use words. If you want consent, ask verbally and require a verbal answer. Do not rely on gestures, facial expressions, or vague/non-specific verbal answers. There should be mutual agreement based on shared desire for specific sexual activities and mutual discussion and awareness of the possible consequences for sexual activity. Remaining open, respectful, and accepting of each partner's expressing of agreement or disagreement to engage in sexual activity

## **STATE OF MAINE CRIME STATUTES AND DEFINITIONS**

The Clery Act and Violence against Women Act mandate that UNH provide domestic violence, dating violence, sexual assault and stalking definitions applicable in its jurisdictions. Maine statutes recognize that sexual assault, domestic violence and stalking are serious criminal offenses. It is important for all members of the UNH community to understand how these offenses are defined in law and to be aware of the penalties. Excerpted below are the definitions and penalties of sexual assault, domestic/dating violence and stalking. Also included is the definition of consent. The State of Maine does not define or recognize dating violence as a separate crime. It is found under the domestic violence statute.

#### **Domestic Violence:**

1. A person is guilty of domestic violence assault if:
  - A. The person violates section 207 and the victim is a family or household member as defined in Title 19-A, section 4002, subsection 4. Violation of this paragraph is a Class D crime; or
  - B. The person violates paragraph A and at the time of the offense:



- (1) Has one or more prior convictions for violating paragraph A or for violating section 208-D, 208-E, 208-F, 209-A, 210-B, 210-C or 211-A or one or more prior convictions for engaging in conduct substantially similar to that contained in paragraph A or in section 208-D, 208-E, 208-F, 209-A, 210-B, 210-C or 211-A in another jurisdiction;
- (2) Has one or more prior convictions for violating Title 19-A, section 4011, subsection 1 or one or more prior convictions for engaging in conduct substantially similar to that contained in Title 19-A, section 4011, subsection 1 in another jurisdiction;
- (3) Has one or more prior convictions for violating Title 15, section 1092, subsection 1, paragraph B when the condition of release violated is specified in Title 15, section 1026, subsection 3, paragraph A, subparagraph (5) or (8) when the alleged victim in the case for which the defendant was on bail was a family or household member as defined in Title 19-A, section 4002, subsection 4; or
- (4) Has one or more prior convictions for violating section 208, 208-B or 208-C, and the State had pled and proved that the victim of the applicable prior conviction was a family or household member, as defined in Title 19-A, section 4002, subsection 4, or has one or more prior convictions in another jurisdiction for engaging in conduct substantially similar to that contained in section 208, 208-B or 208-C and it had been pled and proved that the victim was a family or household member.

Violation of this paragraph is a Class C crime.

2. Section 9-A governs the use of prior convictions when determining a sentence.

#### **Domestic Violence Aggravated Assault:**

1. A person is guilty of domestic violence aggravated assault if that person:
  - A. Violates section 208, subsection 1, paragraph A and the victim is a family or household member as defined in Title 19-A, section 4002, subsection 4. Violation of this paragraph is a Class B crime;
  - B. Violates section 208, subsection 1, paragraph A-1 and the victim is a family or household member as defined in Title 19-A, section 4002, subsection 4. Violation of this paragraph is a Class A crime;
  - C. Violates section 208, subsection 1, paragraph B and the victim is a family or household member as defined in Title 19-A, section 4002, subsection 4. Violation of this paragraph is a Class B crime; or
  - D. Violates section 208, subsection 1, paragraph C and the victim is a family or household member as defined in Title 19-A, section 4002, subsection 4. Violation of this paragraph is a Class B crime.

#### **Domestic Violence Stalking:**

1. A person is guilty of domestic violence stalking if:
  - A. The person violates section 210-A, and the victim is a family or household member as defined in Title 19-A, section 4002, subsection 4. Violation of this paragraph is a Class D crime; or
  - B. The person violates paragraph A and at the time of the offense:
    - (1) Has one or more prior convictions for violating paragraph A or for violating section 207-A, 208-D, 208-E, 208-F, 209-A, 210-B or 211-A or one or more prior convictions for engaging in conduct substantially similar to that contained in paragraph A or in section 207-A, 208-D, 208-E, 208-F, 209-A, 210-B or 211-A in another jurisdiction;
    - (2) Has one or more prior convictions for violating Title 19-A, section 4011, subsection 1 or one or more prior convictions for engaging in conduct substantially similar to that contained in Title 19-A, section 4011, subsection 1 in another jurisdiction;
    - (3) Has one or more prior convictions for violating Title 15, section 1092, subsection 1, paragraph B when the condition of release violated is specified in Title 15, section 1026, subsection 3, paragraph A, subparagraph (5) or (8) when the alleged victim in the case for which the defendant

was on bail was a family or household member as defined in Title 19-A, section 4002, subsection 4; or

(4) Has one or more prior convictions for violating section 208, 208-B or 208-C, and the State had pled and proved that the victim of the applicable prior conviction was a family or household member, as defined in Title 19-A, section 4002, subsection 4, or has one or more prior convictions in another jurisdiction for engaging in conduct substantially similar to that contained in section 208, 208-B or 208-C and it had been pled and proved that the victim was a family or household member.

Violation of this paragraph is a Class C crime.

2. Section 9-A governs the use of prior convictions when determining a sentence.

### **Stalking:**

1. A person is guilty of stalking if:

A. The actor intentionally or knowingly engages in a course of conduct directed at or concerning a specific person that would cause a reasonable person:

- (1) To suffer serious inconvenience or emotional distress;
- (2) To fear bodily injury or to fear bodily injury to a close relation;
- (3) To fear death or to fear the death of a close relation;
- (4) To fear damage or destruction to or tampering with property; or
- (5) To fear injury to or the death of an animal owned by or in the possession and control of that specific person.

Violation of this paragraph is a Class D crime;

B. The actor violates paragraph A and has one or more prior convictions in this State or another jurisdiction. Notwithstanding section 2, subsection 3-B, as used in this paragraph, "another jurisdiction" also includes any Indian tribe.

Violation of this paragraph is a Class C crime. In determining the sentence for a violation of this paragraph the court shall impose a sentencing alternative pursuant to section 1502, subsection 2 that includes a term of imprisonment. In determining the basic term of imprisonment as the first step in the sentencing process, the court shall select a term of at least one year.

For the purposes of this paragraph, "prior conviction" means a conviction for a violation of this section; Title 5, section 4659; Title 15, section 321; former Title 19, section 769; Title 19-A, section 4011; Title 22, section 4036; any other temporary, emergency, interim or final protective order; an order of a tribal court of the Passamaquoddy Tribe or the Penobscot Nation; any similar order issued by any court of the United States or of any other state, territory, commonwealth or tribe; or a court-approved consent agreement. Section 9-A governs the use of prior convictions when determining a sentence;

C. The actor violates paragraph A and the course of conduct is directed at or concerning 2 or more specific persons that are members of an identifiable group.

Violation of this paragraph is a Class C crime; or [PL 2015, c. 357, §3 (NEW).]

D. The actor violates paragraph C and at least one prior conviction was for a violation of paragraph D.

E. Violation of this paragraph is a Class B crime. In determining the sentence for a violation of this paragraph the court shall impose a sentencing alternative pursuant to section 1502, subsection 2 that includes a term of imprisonment. In determining the basic term of imprisonment as the first step in the sentencing process, the court shall select a term of at least 2 years.

2. As used in this section, unless the context otherwise indicates, the following term the following meanings.
- A. "Course of conduct" means 2 or more acts, including but not limited to acts in which the actor, by any action, method, device or means, directly or indirectly follows, monitors, tracks, observes, surveils, threatens, harasses or communicates to or about a person or interferes with a person's property. "Course of conduct" also includes, but is not limited to, threats implied by conduct and gaining unauthorized access to personal, medical, financial or other identifying or confidential information.
  - B. "Close relation" means a current or former spouse or domestic partner, parent, child, sibling, stepchild, stepparent, grandparent, any person who regularly resides in the household or who within the prior 6 months regularly resided in the household or any person with a significant personal or professional relationship.
  - C. "Emotional distress" means mental or emotional suffering of the person being stalked as evidenced by anxiety, fear, torment or apprehension that may or may not result in a physical manifestation of emotional distress or a mental health diagnosis.
  - D. "Serious inconvenience" means that a person significantly modifies that person's actions or routines in an attempt to avoid the actor or because of the actor's course of conduct. "Serious inconvenience" includes, but is not limited to, changing a phone number, changing an electronic mail address, moving from an established residence, changing daily routines, changing routes to and from work, changing employment or
  - E Work schedule or losing time from work or a job.

### **Sexual Assault:**

#### **Definitions:**

- A. "Spouse" means a person legally married to the actor, but does not include a legally married person living apart from the actor under a de facto separation.
- B. "Sexual act" means:
  - (1) Any act between 2 persons involving direct physical contact between the genitals of one and the mouth or anus of the other, or direct physical contact between the genitals of one and the genitals of the other;
  - (2) Any act between a person and an animal being used by another person which act involves direct physical contact between the genitals of one and the mouth or anus of the other, or direct physical contact between the genitals of one and the genitals of the other; or
  - (3) Any act involving direct physical contact between the genitals or anus of one and an instrument or device manipulated by another person when that act is done for the purpose of arousing or gratifying sexual desire or for the purpose of causing bodily injury or offensive physical contact.

A sexual act may be proved without allegation or proof of penetration.
- C. "Sexual contact" means any touching of the genitals or anus, directly or through clothing, other than as would constitute a sexual act, for the purpose of arousing or gratifying sexual desire or for the purpose of causing bodily injury or offensive physical contact.
- D. "Compulsion" means the use of physical force, a threat to use physical force or a combination thereof that makes a person unable to physically repel the actor or produces in that person a reasonable fear that death, serious bodily injury or kidnapping might be imminently inflicted upon that person or another human being. "Compulsion" as defined in this paragraph places no duty upon the victim to resist the actor.

E. "Safe children zone" means on or within 1,000 feet of the real property comprising a public or private elementary or secondary school or on or within 1,000 feet of the real property comprising a day care center licensed pursuant to Title 22, section 8301-A.

F. "Sexual touching" means any touching of the breasts, buttocks, groin or inner thigh, directly or through clothing, for the purpose of arousing or gratifying sexual desire.

### **Gross Sexual Assault:**

1. A person is guilty of gross sexual assault if that person engages in a sexual act with another person and:
  - A. The other person submits as a result of compulsion, as defined in section 251, subsection 1, paragraph E. Violation of this paragraph is a Class A crime;
  - B. The other person, not the actor's spouse, has not in fact attained the age of 14 years. Violation of this paragraph is a Class A crime; or
  - C. The other person, not the actor's spouse, has not in fact attained 12 years of age. Violation of this paragraph is a Class A crime.
2. A person is guilty of gross sexual assault if that person engages in a sexual act with another person and:
  - A. The actor has substantially impaired the other person's power to appraise or control the other person's sexual acts by furnishing, as defined in section 1101, subsection 18, paragraph A, administering or employing drugs, intoxicants or other similar means. Violation of this paragraph is a Class B crime;
  - B. The actor compels or induces the other person to engage in the sexual act by any threat. Violation of this paragraph is a Class B crime;
  - C. The other person suffers from mental disability that is reasonably apparent or known to the actor, and which in fact renders the other person substantially incapable of appraising the nature of the contact involved or of understanding that the person has the right to deny or withdraw consent. Violation of this paragraph is a Class B crime;
  - D. The other person is unconscious or otherwise physically incapable of resisting and has not consented to the sexual act. Violation of this paragraph is a Class B crime;
  - E. The other person, not the actor's spouse, is under official supervision as a probationer, a parolee, a sex offender on supervised release, a prisoner on supervised community confinement status or a juvenile on community reintegration status or is detained in a hospital, prison or other institution, and the actor has supervisory or disciplinary authority over the other person. Violation of this paragraph is a Class B crime;
  - F. The other person, not the actor's spouse, is a student enrolled in a private or public elementary, secondary or special education school, facility or institution and the actor is a teacher, employee or other official having instructional, supervisory or disciplinary authority over the student. Violation of this paragraph is a Class C crime;
  - G. The other person, not the actor's spouse, has not attained the age of 18 years and is a resident in or attending a children's home, child care facility, facility operated by a family child care provider, children's residential care facility, drug treatment center, youth camp licensed under Title 22, section 2495 or similar school, facility or institution regularly providing care or services for children, and the actor is a teacher, employee or other person having instructional, supervisory or disciplinary authority over the other person. Violation of this paragraph is a Class C crime;
  - H. The other person has not in fact attained the age of 18 years and the actor is a parent, stepparent, foster parent, guardian or other similar person responsible for the long-term care and welfare of that other person. Violation of this paragraph is a Class B crime;
  - I. The actor is a psychiatrist, a psychologist or licensed as a social worker or counseling professional or purports to be a psychiatrist, a psychologist or licensed as a social worker or counseling professional to the other person and the other person, not the actor's spouse, is a current patient or client of the actor. Violation of this paragraph is a Class C Crime;
  - J. The actor owns, operates or is an employee of an organization, program or residence that is operated, administered, licensed or funded by the Department of Health and Human Services and the other person,

not the actor's spouse, receives services from the organization, program or residence and the organization, program or residence recognizes the other person as a person with an intellectual disability or autism. It is an affirmative defense to prosecution under this paragraph that the actor receives services for an intellectual disability or autism or is a person with an intellectual disability, as defined in Title 34-B, section 5001, subsection 3, or autism, as defined in Title 34-B, section 6002. Violation of this paragraph is a Class C crime;

K. The actor owns, operates or is an employee of an organization, program or residence that is operated, administered, licensed or funded by the Department of Health and Human Services and the other person, not the actor's spouse, receives services from the organization, program or residence and suffers from a mental disability that is reasonably apparent or known to the actor. Violation of this paragraph is a Class C crime;

L. The actor is employed to provide care to a dependent person, who is not the actor's spouse or domestic partner and who is unable to perform self-care because of advanced age or physical or mental disease, disorder or defect. For the purposes of this paragraph, "domestic partners" means 2 unmarried adults who are domiciled together under a long-term arrangement that evidences a commitment to remain responsible indefinitely for each other's welfare. Violation of this paragraph is a Class C crime;

M. The other person has not expressly or impliedly acquiesced to the sexual act. Violation of this paragraph is a Class C crime; or

N. The actor is a law enforcement officer acting in performance of official duties and the other person, not the actor's spouse, is under arrest, in custody or being interrogated or temporarily detained, including during a traffic stop or questioning pursuant to an investigation of a crime. For the purposes of this paragraph, "law enforcement officer" has the same meaning as in Title 25, section 2801-A, subsection 5. Violation of this paragraph is a Class B crime.

#### **Unlawful Sexual Contact:**

1. A person is guilty of unlawful sexual contact if the actor intentionally subjects another person to any sexual contact and:

A. The other person has not expressly or impliedly acquiesced in the sexual contact. Violation of this paragraph is a Class D crime;

B. The other person has not expressly or impliedly acquiesced in the sexual contact and the sexual contact includes penetration. Violation of this paragraph is a Class C crime;

C. The other person is unconscious or otherwise physically incapable of resisting and has not consented to the sexual contact. Violation of this paragraph is a Class D crime;

D. The other person is unconscious or otherwise physically incapable of resisting and has not consented to the sexual contact and the sexual contact includes penetration. Violation of this paragraph is a Class C crime;

E. The other person, not the actor's spouse, is in fact less than 14 years of age and the actor is at least 3 years older. Violation of this paragraph is a Class C crime;

E-1. The other person, not the actor's spouse, is in fact less than 12 years of age and the actor is at least 3 years older. Violation of this paragraph is a Class B crime;

F. The other person, not the actor's spouse, is in fact less than 14 years of age and the actor is at least 3 years older and the sexual contact includes penetration. Violation of this paragraph is a Class B crime;

F-1. The other person, not the actor's spouse, is in fact less than 12 years of age and the actor is at least 3 years older and the sexual contact includes penetration. Violation of this paragraph is a Class A crime;

F-2. The other person, not the actor's spouse, is in fact either 14 or 15 years of age and the actor is at least 10 years older than the other person. Violation of this paragraph is a Class D crime;

G. The other person suffers from a mental disability that is reasonably apparent or known to the actor that in fact renders the other person substantially incapable of appraising the nature of the contact involved or of understanding that the other person has the right to deny or withdraw consent. Violation of this paragraph is a Class D crime;

H. The other person suffers from a mental disability that is reasonably apparent or known to the actor that in fact renders the other person substantially incapable of appraising the nature of the contact involved or of understanding that the other person has the right to deny or withdraw consent and the sexual contact includes penetration. Violation of this paragraph is a Class C crime;

I. The other person, not the actor's spouse, is under official supervision as a probationer, a parolee, a sex offender on supervised release, a prisoner on supervised community confinement status or a juvenile on community reintegration status or is detained in a hospital, prison or other institution and the actor has supervisory or disciplinary authority over the other person. Violation of this paragraph is a Class D crime;

J. The other person, not the actor's spouse, is under official supervision as a probationer, a parolee, a sex offender on supervised release, a prisoner on supervised community confinement status or a juvenile on community reintegration status or is detained in a hospital, prison or other institution and the actor has supervisory or disciplinary authority over the other person and the sexual contact includes penetration. Violation of this paragraph is a Class C crime;

K. The other person, not the actor's spouse, is a student enrolled in a private or public elementary, secondary or special education school, facility or institution and the actor is a teacher, employee or other official having instructional, supervisory or disciplinary authority over the student. Violation of this paragraph is a Class D crime;

L. The other person, not the actor's spouse, is a student enrolled in a private or public elementary, secondary or special education school, facility or institution and the actor is a teacher, employee or other official having instructional, supervisory or disciplinary authority over the student and the sexual contact includes penetration. Violation of this paragraph is a Class C crime;

M. The other person is in fact less than 18 years of age and the actor is a parent, stepparent, foster parent, guardian or other similar person responsible for the long-term general care and welfare of that other person. Violation of this paragraph is a Class C crime;

N. The other person is in fact less than 18 years of age and the actor is a parent, stepparent, foster parent, guardian or other similar person responsible for the long-term general care and welfare of that other person and the sexual contact includes penetration. Violation of this paragraph is a Class B crime;

O. The other person submits as a result of compulsion. Violation of this paragraph is a Class C crime;

P. The other person submits as a result of compulsion and the sexual contact includes penetration. Violation of this paragraph is a Class B crime;

Q. The actor owns, operates or is an employee of an organization, program or residence that is operated, administered, licensed or funded by the Department of Health and Human Services and the other person, not the actor's spouse, receives services from the organization, program or residence and the organization, program or residence recognizes that other person as a person with an intellectual disability or autism. It is an affirmative defense to prosecution under this paragraph that the actor receives services for an intellectual disability or autism or is a person with an intellectual disability, as defined in Title 34-B, section 5001, subsection 3, or autism, as defined in Title 34-B, section 6002. Violation of this paragraph is a Class D crime;

R. The actor owns, operates or is an employee of an organization, program or residence that is operated, administered, licensed or funded by the Department of Health and Human Services and the other person, not the actor's spouse, receives services from the organization, program or residence and the organization, program or residence recognizes that other person as a person with an intellectual disability or autism and the sexual contact includes penetration. It is an affirmative defense to prosecution under this paragraph that the actor receives services for an intellectual disability or autism or is a person with an intellectual disability, as defined in Title 34-B, section 5001, subsection 3, or autism, as defined in Title 34-B, section 6002.

Violation of this paragraph is a Class C crime; R-1. The actor owns, operates or is an employee of an organization, program or residence that is operated, administered, licensed or funded by the Department of Health and Human Services and the other person, not the actor's spouse, receives services from the organization, program or residence and suffers from a mental disability that is reasonably apparent or known to the actor. Violation of this paragraph is a Class D crime;



R-2. The actor owns, operates or is an employee of an organization, program or residence that is operated, administered, licensed or funded by the Department of Health and Human Services and the other person, not the actor's spouse, receives services from the organization, program or residence and suffers from a mental disability that is reasonably apparent or known to the actor and the sexual contact includes penetration. Violation of this paragraph is a Class C crime;

S. The other person, not the actor's spouse, is in fact less than 18 years of age and is a student enrolled in a private or public elementary, secondary or special education school, facility or institution and the actor, who is at least 21 years of age, is a teacher, employee or other official in the school district, school union, educational unit, school, facility or institution in which the student is enrolled. Violation of this paragraph is a Class E crime;

T. The other person, not the actor's spouse, is in fact less than 18 years of age and is a student enrolled in a private or public elementary, secondary or special education school, facility or institution and the actor, who is at least 21 years of age, is a teacher, employee or other official in the school district, school union, educational unit, school, facility or institution in which the student is enrolled and the sexual contact includes penetration. Violation of this paragraph is a Class D crime;

U. The actor is a psychiatrist, a psychologist or licensed as a social worker or counseling professional or purports to be a psychiatrist, a psychologist or licensed as a social worker or counseling professional to the other person and the other person, not the actor's spouse, is a current patient or client of the actor. Violation of this paragraph is a Class D crime;

V. The actor is a psychiatrist, a psychologist or licensed as a social worker or counseling professional or purports to be a psychiatrist, a psychologist or licensed as a social worker or counseling professional to the other person and the other person, not the actor's spouse, is a current patient or client of the actor and the sexual contact includes penetration. Violation of this paragraph is a Class C crime;

W. The actor is employed to provide care to a dependent person, who is not the actor's spouse or domestic partner and who is unable to perform self-care because of advanced age or physical or mental disease, disorder or defect. For the purposes of this paragraph, "domestic partners" means 2 unmarried adults who are domiciled together under a long-term arrangement that evidences a commitment to remain responsible indefinitely for each other's welfare. Violation of this paragraph is a Class D crime; or X. The actor is employed to provide care to a dependent person, who is not the actor's spouse or domestic partner and who is unable to perform self-care because of advanced age or physical or mental disease, disorder or defect and the sexual contact includes penetration. For the purposes of this paragraph, "domestic partners" means 2 unmarried adults who are domiciled together under a long-term arrangement that evidences a commitment to remain responsible indefinitely for each other's welfare. Violation of this paragraph is a Class C crime.



## UNIVERSITY OF NH 2023 FIRE SAFETY REPORT

**DURHAM FIRE DEPARTMENT**

51 College Rd  
Durham, NH 03824  
603-868-5531



The Durham Fire Department is a full-time, professional, full-service fire department, on duty 24-hours per day, 365 days per year. The department responds to all types of fire, medical aid and hazardous material emergencies both in the Town of Durham and on the UNH campus. The Durham Fire Department is comprised of a chief, assistant chief, four captains, sixteen firefighters and a fire prevention bureau comprised of a deputy chief and fire marshal.

The department provides EMS first responders at or above the AEMT level. The fire station is situated on the college campus across the street from Rudman Hall. They are located in the Service Building at 51 College Rd. Apparatus consists of two fire engines, one tanker, one 100' aerial platform, one 4X4 medical first response vehicle, one heavy rescue truck, one forestry/brush truck, one technical rescue trailer and seven support/utility and command vehicles.

To Report fires at Appledore Island (Isles of Shoals Marine Lab)

**KITTERY FIRE DEPARTMENT**

3 Gorges Rd.  
Kittery, ME.  
1-207-439-2262 or 911

**UNH RESIDENTIAL FACILITIES DURHAM CAMPUS & APPLEDORE ISLAND CAMPUS**

UNH Residential Facilities									
UNH Residential Facilities	Fire Alarm Monitoring by UNH PD	Partial Sprinkler System	Full Sprinkler System	Smoke Detection	Fire Extinguisher Devices	Number of Extinguishers Per Floor	Evacuation Plans/Placards	Number of Fire Drills each Academic Year	# of Residents
Adams Tower West 15 Strafford Ave	Y		Y	Y	Y	2	Y	1	unk
Alexander 1 Commons Way	Y		Y	Y	Y	2	Y	1	124
Babcock 14 McDaniel Dr	Y		Y	Y	Y	4	Y	1	140
Christensen 14 Evergreen Dr	Y		Y	Y	Y	3	Y	1	435
Congreve 114 Main St	Y		Y	Y	Y	3	Y	1	260
Fairchild Dairy Farm 36 Okane Rd	Y	N	N	Y	Y	1 in apt	Y	0	TBD
Devine 11 Quad Way	Y		Y	Y	Y	3	Y	1	206
Eaton 32 Demeritt Cir.	Y		Y	Y	Y	4	Y	1	47
Engelhardt 12 Quad Way	Y		Y	Y	Y	2	Y	1	99
Fairchild 67 Main St.	Y		Y	Y	Y	1	Y	1	100
Gables A 40 Gables Way	Y		Y	Y	Y	1 per apt.	Y	1	199
Gables B 40 Gables Way	Y		Y	Y	Y	1 per apt.	Y	1	180
Gables C	Y		Y	Y	Y	1 per apt.	Y	2	200

40 Gables Way									
UNH Residential Facilities	Fire Alarm Monitoring by UNH PD	<i>Partial Sprinkler System</i>	<i>Full Sprinkler System</i>	Smoke Detection	Fire Extinguisher Devices	Number of Extinguishers Per Floor	Evacuation Plans/Placards	Number of Fire Drills each Academic Year	# of Residents
Gables North 40 Gables Way	Y		Y	Y	Y	1 per apt.	Y	1	165
Gables South 40 Gables Way	Y		Y	Y	Y	1 per apt.	Y	1	232
Gibbs 4 Quad Way	Y		Y	Y	Y	2	Y	2	108
Hall 30 Demeritt Cir.	Y		Y	Y	Y	4	Y	1	49
Hetzel 63 Main St	Y		Y	Y	Y	3	Y	1	Closed
Hitchcock 5 Quad Way	Y		Y	Y	Y	3	Y	1	133
Horse Barns Mast Rd	Y	N	N	Y	Y		Y	0	TBD
Equine Center 278 Mast Rd	Y	N	N	Y	Y	1 in apt	Y	0	TBD
Hubbard 4 Evergreen Dr	Y		Y	Y	Y	4	Y	3	205
Hunter 8 Quad Way	Y		Y	Y	Y	2	Y	0	103
Jesse Doe 24 Ballard St.	Y		Y	Y	Y	2	Y	1	121
Lord 30 Ballard St	Y		Y	Y	Y	2	Y	1	113
Marston 28 Demeritt Cir.	Y		Y	Y	Y	4	Y	0	47
McLaughlin 32 Ballard St	Y		Y	Y	Y	3	Y	1	126
Mills 20 Quad Way	Y		Y	Y	Y	4	Y	1	361

## 2023 UNIVERSITY OF NEW HAMPSHIRE ANNUAL SECURITY AND FIRE SAFETY REPORT

Randall 7 Quad Way	Y		Y	Y	Y	2	Y	1	145
UNH Residential Facilities	Fire Alarm Monitorin g by UNH PD	<i>Partial Sprinkl er System</i>	<i>Full Sprinkl er System</i>	Smok e Detect ion	Fire Extinguish er Devices	Number of Extinguish ers Per Floor	Evacuati on Plans/ Placards	Number of Fire Drills each Academi c Year	# of Residents
Richardson 31 Demeritt Cir.	Y		Y	Y	Y	4	Y	1	40
Sawyer 7 Garrison Ave	Y		Y	Y	Y	2	Y	1	125
Scott 36 Ballard St	Y		Y	Y	Y	3	Y	1	108
Serc A Handler 5 Demeritt Cir.	Y		Y	Y	Y	3	Y	1	277
Serc B Peterson 17 Demeritt Cir.	Y		Y	Y	Y	2	Y	1	194
Serc C Haaland 27 Demeritt Cir	Y		Y	Y	Y	3	Y	1	229
Stoke 11 Garrison Ave	Y		Y	Y	Y	5	Y	1	558
Williamson 24 Evergreen Dr	Y		Y	Y	Y	3	Y	1	432
Woodside A 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	2	15
Woodside B 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	2	24
Woodside C 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	2	24
Woodside D 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	2	24

Woodside E 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	2	24
UNH Residential Facilities	Fire Alarm Monitoring by UNH PD	Partial Sprinkler System	Full Sprinkler System	Smoke Detection	Fire Extinguisher Devices	Number of Extinguishers Per Floor	Evacuation Plans/Placards	Number of Fire Drills each Academic Year	# of Residents
Woodside F 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	2	24
Woodside G 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	1	24
Woodside H 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	1	24
Woodside I 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	1	24
Woodside J 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	2	24
Woodside K 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	2	24
Woodside L 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	2	16
Woodside M 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	2	16
Woodside N 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	2	24
Woodside O 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	2	24
Woodside P 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	1	24



Woodside Q 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	1	24
Woodside R 60 Strafford Ave	Y		Y	Y	Y	1 per apt.	Y	1	24
Founders Dorm Appledore Island- Shoals Marine Lab	No local monitor only	N	N	Y	Y	1 per floor	Y	NA	varies
Dorm 1 Appledore Island- Shoals Marine Lab	No local monitor only	N	N	Y	Y	1	Y	NA	10
Dorm 2 Appledore Island- Shoals Marine Lab	No local monitor only	N	N	Y	Y	1	Y	NA	varies
Dorm 3 Appledore Island- Shoals Marine Lab	No local monitor only	N	N	Y	Y	1	Y	NA	varies



**FIRE STATISTICS FOR RESIDENTIAL BUILDINGS DURHAM & APPLEDORE ISLAND**

Residential Bldg. & address	Year	Total # fire each bldg.	Fire Number	Cause of Fire	Number of Injuries that required treatment	Number of death's related to fire	Value of property damage caused by fire in (USD)
Adams Tower West 15 Strafford Ave	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Alexander Hall	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Babcock Hall 14 McDaniel Dr.	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022						
Christensen Hall 14 Evergreen Dr.	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Congreve Hall 114 Main St.	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Devine Hall 11 Quad Way	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Eaton House 32 Demeritt Circle	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022						
Engelhardt Hall 12 Quad Way	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Equine Center 278 Mast Rd	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Fairchild Dairy Farm 36 O'Kane Rd	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Fairchild Hall 67 Main St	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022						
Gables A 40 Gables Way	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Gables B 40 Gables Way	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Gables C 40 Gables Way	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA

## 2023 UNIVERSITY OF NEW HAMPSHIRE ANNUAL SECURITY AND FIRE SAFETY REPORT

Residential Bldg. & address	Year	Total # fire each bldg.	Fire Number	Cause of Fire	Number of Injuries requiring treatment	Number of death's related to fire	Property damage caused by fire in (USD)
Gables North 40 Gables Way	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Gables South 40 Gables Way	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Gibbs Hall 4 Quad Way	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Hall House 30 Demeritt Circle	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Hetzel Hall 63 Main St	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	Closed	Closed	Closed	Closed	Closed	closed
Hitchcock Hall 5 Quad Way	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Horse Barns Mast Rd	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Hubbard Hall 4 Evergreen Dr.	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	1	1	Electrical	0	0	0-100
Hunter Hall 8 Quad Way	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	1	1	Electrical	1	0	0-100
Jessie Doe Hall 24 Ballard St.	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Lord Hall 30 Ballard St	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Marston House 28 Demeritt Circle	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
McLaughlin Hall 32 Ballard St.	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Mills Hall 20 Quad Way	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Randall Hall 7 Quad Way	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA

## 2023 UNIVERSITY OF NEW HAMPSHIRE ANNUAL SECURITY AND FIRE SAFETY REPORT

Residential Bldg. & address	Year	Total # fire each bldg.	Fire Number	Cause of Fire	Number of Injuries requiring treatment	Number of death's related to fire	Property damage caused by fire. (USD)
Richardson House 31 Demeritt Circle	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Sawyer Hall 7 Garrison Ave	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Scott Hall 26 Ballard St	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Serc A/ Handler Hall 5 Demeritt Circle	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Serc B/ Peterson Hall 17 Demeritt Circe	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Serc C/ Haaland Hall 27 Demeritt Circle	2020	0	0	NA	NA	NA	NA
	2021	1	1	E-cig caught fire accidental	0	0	0-99
	2022	0	0	NA	NA	NA	NA
Stoke Hall 11 Garrison Ave.	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Williamson Hall 24 Evergreen Dr.	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022						
Woodside Bldg A 60 Strafford Ave.	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Woodside Bldg B. 60 Strafford Ave	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Woodside Bldg C 60 Strafford Ave.	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Woodside Bldg D. 60 Strafford Ave	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Woodside Bldg E 60 Strafford Ave.	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Woodside Bldg. F 60 Strafford Ave	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA

## 2023 UNIVERSITY OF NEW HAMPSHIRE ANNUAL SECURITY AND FIRE SAFETY REPORT

Residential Bldg. & address	Year	Total # fire each bldg.	Fire Number	Cause of Fire	Number of Injuries that required treatment	Number of death's related to fire	Value of property damage caused by fire in (USD)
Woodside Bldg. G 60 Strafford Ave	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Woodside Bldg. H 60 Strafford Ave.	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Woodside Bldg. I 60 Strafford Ave	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Woodside Bldg. J 60 Strafford Ave	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Woodside Bldg. K 60 Strafford Ave	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Woodside Bldg. L 60 Strafford Ave	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Woodside Bldg. M 60 Strafford Ave	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Woodside Bldg. N 60 Strafford Ave	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Woodside Bldg. O 60 Strafford Ave	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Woodside Bldg. P 60 Strafford Ave	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Woodside Bldg. Q 60 Strafford Ave	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022						
Woodside Bldg. R 60 Strafford Ave	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Founders Dorm Shoals Marine Lab Kittery ME.	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
Dorm 1 Shoals Marine Lab Kittery ME	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA
	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA

Dorm 2 Shoals Marine Lab Kittery ME	2022	0	0	NA	NA	NA	NA
Dorm 3 Shoals Marine Lab Kittery ME	2020	0	0	NA	NA	NA	NA
	2021	0	0	NA	NA	NA	NA
	2022	0	0	NA	NA	NA	NA

## FIRE SAFETY:

Students must not engage in activities that create or maintain a fire or fire hazard. Specific rules pertaining to fire safety on University property include the following:

- Fire Safety Equipment:** Students may not tamper with or hang anything from fire safety equipment such as sprinklers, pull stations, fire extinguishers, smoke alarms, fire curtains, or any other equipment for fire prevention, detection, or response. This includes, but is not limited to, installing, decorating, hanging, or otherwise placing an item in a manner that may conceal exits or exit signs, sprinkler heads, and fire safety devices, or impede exit in any way.
- Open Flames and Gas Containers:** Deliberately setting fire to property is prohibited. In general, with the exception of portable lighters, students may not create open flames or possess devices that produce open flames including, but not limited to, butane torches and grills, without approval as part of a sanctioned educational/classroom activity or event. Flammable fuels such as kerosene, propane, butane, charcoal lighter fluid, and gasoline are prohibited on campus unless approved as part of a sanctioned educational/classroom activity or event.
- Evacuation:** Students are required to evacuate the building during a fire alarm in a timely manner.

## Residential Housing Fire Safety Policy and Regulations

In addition to the rules described above, the following items are prohibited in on-campus housing:

- The following items are prohibited in all on-campus housing facilities:** Halogen lamps, electric heaters, electric blankets, lava lamps, and other decorative objects which heat up, live holiday decorations (i.e., Christmas trees), candles, wax tarts, incense, explosives, fireworks, hazardous chemicals, motorized vehicles of any kind, including hoverboards, or parts, repair tools, accessories for any motor vehicle, air conditioners, clothes washers and dryers, dishwashers, and water beds.
- The following items are prohibited in the residence halls (but allowed in University apartments):** induction plates, hot plates, rice makers, instapots, heating/immersion coils, electric frying pans, panini makers, mini grills, mini ovens, slow cookers, toasters, toaster ovens, and air fryers.

## PROCEDURES TO FOLLOW IN CASE OF A FIRE:

If a fire occurs in a University of New Hampshire, residence hall or apartment, community members should pull the fire alarm, use the nearest safe exit to evacuate and notify UNHPD and Durham Fire Department immediately by calling 911. If a community member finds evidence of a fire that has been extinguished, and the person is not sure whether UNHPD has already responded, the community member should immediately notify UNHPD at (603)862-1212 to investigate and document the incident. For the purposes of including a fire in the statistics in the Annual Fire Safety Report.



### **Procedures students and employees should follow in case of a Fire**

In the event of a fire the following are the procedures that should be followed by students or employees:

#### **Student Housing Evacuation Procedures in case of a fire:**

- If you hear the fire alarm immediately evacuate the building using the nearest available exit. Do not attempt to fight a fire unless you have been trained to do so.
- Awaken any sleeping roommates or suitemates. Prepare to evacuate by putting on shoes and coat if necessary. Feel the doorknob and the door. If they are hot, do not open the door. If they are cool, open slowly, if heat or heavy smoke rushes in, close the door immediately and remain inside.
- When leaving your room, be sure to take your key in case it is necessary to return to the room should conditions in the corridor deteriorate. Make sure to close the door tightly when evacuating.
- Resident life staff members who are present on their floors should facilitate the evacuation of their floor/section if possible. When the alarm sounds shout (Example: there is an emergency in the building leave by the nearest exit) and knock on doors as they make their way to the nearest exit and out of the building.
- When exiting in smoky conditions keep your hand on the wall and crawl to the nearest exit. Always know more than one path out of your location and the number of doors between your room and the exit.
- **DO NOT USE THE ELEVATORS.** Elevator shafts may fill with smoke or the power may fail, leaving you trapped. Elevators have features that recall and deactivate the elevator during an alarm. Standing and waiting for an elevator wastes valuable time.
- Each resident should report to their assigned assembly area. Resident life staff should report to their assigned assembly area and make sure that students have cleared the building. Conduct a head count and do not allow re-entry into the building until directed to do so by emergency personnel.

#### **Fire Safety:**

University Residential life and Housing use a variety of safety equipment to contribute to a safe environment. Fire extinguishers, smoke alarms, sprinkler systems, exit signs, pull station alarm covers, and fire doors are all designed to help with your safety. Tampering with any of these systems could lead to dismissal from University Housing.

#### **Fire Precautions:**

To greatly reduce the chance of a fire you should:

- Avoid running electrical cords under carpeting, where the cords can be stepped on and easily damaged.
- Use surge protectors with their own built-in-fuse
- Empty wastebaskets regularly
- Follow all fire safety and prevention rules and policies
- Do not overload electrical circuits and do not string extension cords over nails, under carpets or furniture, or in locations where they will wear.
- Use only approved appliances
- Do not operate appliances when you are not present and not operate appliances in closets or close to flammable materials
- Keep doors to stairwells closed
- Keep hallways clear of your belongings including shoes and boots
- Do not hang items on the electrical conduit, or fire sprinkler systems

- Flammable items such as stain, flammable cleaning solvents, butane, propane torches, gasoline, camping or cooking fuels, oil lamps, oil candles, are strictly prohibited.

Residents will be held financially responsible for acts of negligence or intent that result in damage to University property and/or the personal property of others.



#### **Fire Safety equipment in Residence Hall:**

##### **Sprinkler, fire detection and alarm systems**

Each residence hall is protected by an automatic fire detection system that is connected directly to the UNH Communications Center. Upon receiving a fire alarm activation, the Fire Department immediately responds to your residence hall. The fire protection system is comprised of smoke and heat detectors, sprinklers, and hallway manual pull stations. All rooms have a sprinkler and local-sounding smoke alarms. If you suspect a smoke alarm is malfunctioning contact your RA or UNH Maintenance immediately. Maintenance can be reached at 1-603-862-1437.

##### **Malicious false alarms:**

Anyone activating a fire alarm without cause by pulling a pull station or tampering with any of the automatic fire detection devices is responsible for a malicious false alarm. This is a serious offense. By initiating such a false alarm, one exposes both residents and fire fighters to unnecessary risk. Those caught causing a malicious false alarm will be arrested and prosecuted to the full extent of the law and may be held accountable for any injuries or damages which occurs during a fire evacuation.

##### **Fire Extinguishers:**

Fire extinguishers are found in every residence hall. These are your first line of defense in case of a fire and could save your life or the lives of your friends. **DO NOT TAMPER WITH FIRE EXTINGUISHERS.** Eviction from the residence hall is a possible consequence for tampering with a fire extinguisher. There is a \$100 charge for replacing a fire extinguisher that has been misused.

##### **Fire Safety Training**

Basic fire safety instruction is provided to all students by multiple means. Each residence hall room is provided with an instructional sign located on the back side of the dorm room that contains information on what to do during an emergency. Students also receive annual fire drills to ensure they understand the proper building evacuation

procedures during an emergency. Additionally, RA's receive specific training during orientation on their responsibilities during both fire and medical emergencies.

Additional hands-on practical training of fire extinguishers that utilize live fire exercises is available upon request.

### PLANS FOR FUTURE IMPROVEMENT IN FIRE SAFETY

#### University Residence Halls and Apartments:

New Fire alarm panels were installed in Hubbard Hall, Engelhardt Hall, and Alexander Hall.

Additional fire sprinkler coverage was added to New England Center Annex

Co Detectors and pull stations installed in Woodside Apartment Boiler Room

CO Detectors were installed in laundry rooms with gas dryers in Adams Tower, Alexander Hall, Babcock Hall, Christensen Hall, Engelhardt Hall, Gables B, Gables North, Gables South, Gibbs Hall, Haaland Hall, Handler Hall, Hubbard Hall, Hunter Hall, Lord Hall, Mills Hall, Peterson Hall and Williamson Hall.

Smoke detectors were added to top of elevator shafts in Gables A, B, and C.

Hetzel Hall has been shut down since 2022 and is undergoing a full renovation.

#### Academic Buildings:

New Fire alarm panels were installed in the Browne Center and Wolfe House.

In 2023 Additional AED's were placed in several academic buildings across campus.

In 2024 a new fire alarm panel has been proposed for Taylor Hall

In 2024 the University is intending to place Stop the Bleed Kits throughout campus

### CRIME LOGS & FIRE LOGS

Crime and fire logs are available for review at the UNH Police Department located at 18 Waterworks Rd, Durham, NH 03824 from 8 a.m.-4:30 p.m. Monday-Friday, excluding holidays. The information in the fire log includes information about fires that occur in residential facilities including the nature, date, time and general location. Information in the crime log contains when the incident was reported, when the incident occurred, a general location of where the incident took place and the current status of the call disposition.

The Annual Security Report and Annual Fire Safety Report is published as required by the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act. An electronic version of this report is available at [www.unh.edu/upd](http://www.unh.edu/upd). Paper copies are available upon request at UNH Police Department, 18 Waterworks Rd, Durham NH 03824. Inquiries regarding this publication should be directed to Clery Program Director Allison Jean at [ajordan@unh.edu](mailto:ajordan@unh.edu).