

Annual Security and Fire Report

2023



DAYTONA BEACH CAMPUS

October 1, 2023

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Emergency Numbers

ERAU Safety & Security Department
417 W. Aerospace Blvd.
Daytona Beach, FL 32114

(386) 226-7233 (SAFE)

- Emergency
- Non-emergency
- Director of Safety & Security
- Communications Center
- Fire-Life-Safety Officer
- ERAU Anonymous Tip Line

(386) 226-6490

(386) 226-6490

(386) 226-6480

(386) 226-6009

Eagle Guardian Safety App

(download the free Rave Guardian onto your smart device from App Store or Google Play)

Daytona Beach Police Department

911

- Emergency
- Administrative

(386) 671-5100

Daytona Beach Fire Department

911

- Emergency
- Administrative

(386) 671-4000

Volusia County Sheriff's Office

911

- Emergency
- Administrative

(386) 254-1537

EVAC Ambulance Service

911

Halifax Hospital

911

Emergency

911

Administrative

(386) 425-4000

THE JEANNE CLERY DISCLOSURE OF CAMPUS SECURITY POLICY AND CAMPUS SAFETY & SECURITY STATISTICS ACT

The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act, a federal consumer protection law passed in 1990, requires all colleges and universities, which receive federal funding to share information about crime on campus and their efforts to improve campus safety as well as inform the public of crime in or around campus. This information is publicly accessible through the Annual Security and Fire Safety Report.

The U.S. Department of Education and the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Act require the publishing of this report by ¹October 1st for the prior calendar year for review by the public and campus community. The report is prepared by the Campus Safety & Security Department with the cooperation of the Dean of Students office and assistance from the Daytona Beach Police Department. Information sources include ARMS dispatch, and Maxient recordkeeping systems used by Safety & Security and Dean of Students, respectively.

The Campus Safety & Security Department contacts the Daytona Beach Police Department for crimes that occur in close proximity (adjacent to our campus), so our data may include crimes that occurred outside our required reporting area. We contact them each calendar year to determine if they are aware of any Clery reportable crimes that should be documented on our Annual Security and Fire Safety Report. The Daytona Beach Police Department does not report UCR crimes by geographical areas, but the information provided from the Daytona Beach Police Department is added to our Clery reportable statistics.

The Campus Safety & Security Department conducts a review of all incidents and confirms that proper classification has taken place before they are added to the Annual Security and Fire Safety Report. The annual crime statistics are kept for seven years. Persons can see the report and review that statistics for the past three years on the Campus Safety & Security Department website [Crime Reports & Safety Procedures](#) or by visiting the Campus Safety & Security Department located on the first level of the parking garage, 417 W. Aerospace Blvd., Daytona Beach, Florida 32114.

An E-mail will be sent to the Embry-Riddle Daytona Beach campus community providing a direct URL link to view the Annual Security and Fire Safety Report on or before the publishing date of October 1. This report will also be made available to all prospective students and employees at publicly accessible URL links.

Statistics included in the Annual Security and Fire Safety Report include:

Criminal Offenses

- Murder
- Non-negligent Manslaughter
- Negligent Manslaughter
- Rape
- Fondling
- Incest
- Statutory Rape
- Robbery
- Aggravated Assault
- Burglary
- Motor Vehicle Theft
- Arson

Hate Crimes

Any of the above-mentioned offenses, and any incidents of the following crimes, which were motivated by bias:

- Larceny-Theft
- Simple Assault
- Intimidation
- Destruction/Damage/Vandalism of Property Arrests

Liquor Law, Weapons, and Drug Abuse Violations

- Weapons Law Violations
- Drug Abuse Violations
- Liquor Law Violations

Referrals for Disciplinary Action

- Weapons Law Violations

- Drug Abuse Violations
- Liquor Law Violations

VAWA Amendments to CLERY

- Domestic Violence
- Dating Violence
- Stalking

Fire Statistics for On-Campus Student Housing Facilities

- Fires
- Injuries
- Deaths
- Damage

1. GENERAL INTRODUCTION

Embry-Riddle Aeronautical University, Daytona Beach campus consists of approximately 7,000 students and some 1500 faculty and staff. We have an open campus and are not immune to the problems of modern society. Problems of personal safety, thefts and other crimes exist on, as well as off campus. Do not fall into the trap of considering the campus a sanctuary. Students are considered mature. They are expected to obey the law and take personal responsibility for their conduct. This report is intended to heighten your awareness of your responsibilities and to advise how to respond to unusual situations you may encounter.

Groups or individuals desiring additional information about Safety & Security are encouraged to contact the Embry-Riddle Aeronautical University Campus Safety & Security at (386) 226-6480.

Tenants of Embry-Riddle residence halls can contribute greatly to their own safety, the safety of others and the protection of personal and University property. Please take the time to read this Annual Security and Fire Report and follow its suggestions and directions.

By employing an attitude of personal responsibility, you will enhance the quality of life in your living area. Campus Safety & Security strongly suggests the implementation of these practices for your benefit and that of our community.

It should be stressed that the guidelines that follow are not guaranteed to shield and protect you in all situations. However, if you follow these guidelines you will greatly reduce the probability of being a victim, and substantially increase the possibility that you can handle unanticipated events in a sensible manner. An involved and empathetic citizenry; one in which each individual is willing to accept responsibility for his or her own safety, as well as willingness to contribute to the community's well-being, is the best path to a safe and secure environment.

2. PERSONAL SAFETY EDUCATIONAL PROGRAMS AND CRIME PREVENTION AT THE UNIVERSITY

Embry-Riddle Aeronautical University believes that safety is everyone's responsibility and that "security begins at home." Our programs are designed to interact with all members of the University community at every level. Information and literature on crime prevention and personal safety is available at the Campus Safety & Security Office located at 417 W. Aerospace Blvd. (lower level of parking garage, adjacent to College of Aviation). We also have an office inside the Mori Hosseini Student Union, next to Chick-fil-A) that is open 24 hours a day, 7 days a week.

The parent and student orientation programs include information on crime prevention, safety programs and services offered at the University. The Campus Safety & Security office offers services such as campus safety escorts and engravers for the marking of personal property.

Additionally, free seminars on personal safety topics are presented each semester and are available to the entire University community. The Department of Housing and Residence Life Resident Assistants also receives special training in safety, security and fire prevention.

In addition to our regular program of crime prevention services, the University carefully monitors crimes or other incidents, which are reported within the campus community. Criminal incidents occurring on University property, which suggests a possible special concern for the safety of our community members, will result in a timely notice or emergency notification being distributed to the community if necessary.

Protecting Yourself

We strongly recommend keeping the door to your apartment or residence hall room locked at all times for your safety. Do not prop open any doors inside the residence hall.

Do not open your door to strangers. Identify your visitor before allowing access. Report immediately, to the appropriate maintenance source any problems with your door's security devices.

Do not give your name, address or phone number to strangers.

Do not carry more cash with you than you anticipate needing in one trip. Also, do not flash large amounts of cash in public.

Whether traveling on foot, using public transportation, or operating a personal vehicle, have a friend go with you. It is more fun to travel with company, and there is extra safety in numbers. When going out, let your roommate, a friend or a staff member know where you are going and when you expect to return. This is extremely important when planning outdoor activities.

At night, travel in well-lit areas. Travel on the most direct and highly traveled path. Do not take shortcuts through dark or deserted areas.

Walk and jog facing traffic whenever possible. This increases awareness of potential traffic hazards and reduces the possibility of being followed unknowingly by someone in a vehicle. Be careful not to get too close to shadowed areas by buildings or shrubbery. Walk in the middle of the sidewalk, out of easy reach of potential attackers.

If you feel threatened, or suspect you are being followed, walk toward lighted areas where there are people. Look over your shoulder frequently. This lets the follower know you are aware of both their presence and your surroundings.

There are emergency phones located throughout this campus. They are designated by the word "emergency" and they have a blue light at the top of the call box. The phone has an emergency button that you can push. The phone call goes directly to our dispatcher who will immediately dispatch a Safety Officer. Use these phones to contact the Campus Safety & Security office for any reason.

When riding in a car, keep the doors locked. Park your car or motorcycle in a well-lit area. When you approach your car, have your keys ready. Look into the back and front seats to make sure the car is empty before you get in. When traveling any considerable distance, put together a survival kit. Remember that Daytona Beach is located in a region in which the weather can change rapidly. Hurricanes, storms and lightening can occur.

Do not pick up hitchhikers and do not hitchhike!

If anything makes you look twice or feel uncomfortable on campus, call Campus Safety & Security. Report any suspicious activity to Campus Safety & Security.

Keep in mind that when you become intoxicated you are letting down your protective guard. Keep in mind thieves look for the easiest target, which often is someone who is intoxicated. If you choose to drink alcohol, please do so responsibly.

Lock the door when you are away from your room or apartment. Most burglaries in student housing units occur in unlocked, unoccupied rooms or apartments. Lock your door to remove the easy opportunity for thieves. This applies even if you are just down the hall.

Remember that it takes less than thirty seconds for a thief to enter and remove something from your room. Keep windows closed and locked when away from your room. This protects your belongings from both theft and surprise inclement weather.

Engrave all personal items of value with some identifying mark or number. Engraving tends to deter theft and assists in identifying possessions should they be stolen. An engraver is available at Campus Safety & Security.

Keep a record of the serial numbers of all your belongings. Items of value that do not have serial numbers should be photographed. Clothing can be marked on the inside label with an indelible laundry marker.

Do not advertise your valuables. Keep them out of sight. Arrange your room so those high-risk items such as cameras, stereos, and televisions are not visible from the outside when the door is open or from ground level windows.

Items of high monetary value and minimal use in a University environment (such as expensive jewelry) should be left at home. Very expensive items should be stored in a safety deposit box.

Do not keep large sums of cash in your room. A bank account is safer. Do not talk indiscriminately about receiving money. There is no need to advertise to potential thieves.

Do not leave your belongings unattended in public areas such as restrooms, hallways, laundry rooms, and dining rooms. If you want to keep it, keep it with you.

Carry your purse or backpack close to your body and keep a tight grip on it. Mark items you regularly take to class such as books, backpacks and calculators. Persons in laboratory classes should also mark all of their personal supplies with their name or some other identifying mark or number.

Make a list of your credit cards, identification cards, and checking account numbers and keep the list in a safe place. If your purse or wallet is lost or stolen, you will then have a list of numbers to use when notifying the proper authorities. Remember you will need to contact not only the police, but also all credit card companies and banks with which you do business. Make these notifications immediately.

Insurance in housing units operated by Student Housing covers the institution's property only. Residents are encouraged to provide their own insurance against loss of or damage to personal possessions. If your family has homeowner's insurance, check with your family's agent about coverage.



Security begins with you. Never prop the door open in any building on campus.

Lock your motor vehicle and take the keys. Many car burglaries and car thefts occur because the owner did

not take the time to secure their car. Do not make your car a target of opportunity by leaving it open to all who care to enter.

Do not park in isolated, dark places if these areas can be avoided. Park where there are people and where the car will be well lit.

Do not leave items of value unattended in your car. Expensive phones, cameras, electronics, textbooks and clothing left on the seat of an unattended car are invitations to theft. If you must leave items in your car, store them in a locked trunk.

Specific parking areas are dedicated to residents at student residence halls. Familiarize yourself with parking rules for these areas and obey them. Campus Safety & Security will issue citations, boot vehicles and/or tow vehicles when appropriate.

Protecting Your Bicycle and Skateboard

Never leave your bicycle or skateboard unlocked and unattended when not being used. Bicycles are to be secured to designated bicycle racks only. There are skateboard racks available for securement outside of academic buildings. A lock can be used to secure your board in the rack.

Register your bicycle and obtain a decal. This helps protect your property by identifying you as the owner in the case of a theft or attempted theft. You can register your bike in person at the Campus Safety Communications Center, inside the Student Union, or go online with the Eagle Guardian safety app and register your bicycle – it's free! Download the RAVE Guardian app via the Apple App Store or Google Play. This will aid in theft prevention and recovery. Include your bike's serial number (located on the bottom bracket) when you register.

Etching a personal identifying number onto your skateboard can help identify you as the owner in the event your skateboard is stolen or even taken by mistake by another student (many boards look similar). An engraving tool is available at Campus Safety.

Bicycle Security: Lease-A-Lock Program

Protect your bicycle! We strongly recommend a U-lock type, high security lock for maximum protection. These high-security bicycle and motorcycle locks may be leased for an indefinite period from the **Communications Center, Located in the Student Union, Room 115**. When used properly, these locks offer much more protection against theft than ordinary chain or cable locks. **When the lock and key are returned in working condition, the full deposit will be refunded.**

Bicycles that are unsecured or appear to be abandoned will be tagged for removal and safekeeping and if unclaimed after 60 days will be subject to disposal or donation.



GENERAL CRIME PREVENTION/SAFETY SERVICES INFORMATION

The following is a partial list of special services offered by the Campus Safety & Security Department:

Safety Escorts / Night Flight

Campus safety escort services are available on campus to everyone, especially at night. The Night Flight Program runs every night except Saturday night. However, a Safety & Security Department staff member will provide a safety escort for any member of our community from any location on campus to any other location on campus, day or night, rain or shine. Call (386) 226-6480 for more information or to request an escort.

Building Access

Access will be given to facilities for those individuals who are properly authorized. If a resident of a University-managed housing facility is locked out of their room, they should first seek assistance from a member of the Housing staff. If they are not available, Campus Safety & Security personnel will be happy to assist you. You will be granted access to your building or room upon proof of your identity and access privilege.

Extended Parking

If you need to leave your registered vehicle on campus overnight or for extended periods, call Campus Safety & Security and we will suggest the best place to leave it. The University cannot assume liability for loss or damage.

Special Events

We will provide and/or coordinate Safety & Security services for special events on University property.

Operation ID

Engravers are available for students to mark personal items and log serial numbers for their private records.

Lost and Found

Lost and found is located in Campus Safety & Security in our Communications Center, Mori Hosseini Student Union room 115. Property is held for a semester and then processed for disposal.

Anonymous Reporting

Everyone is encouraged to report all crimes to the Campus Safety & Security Department. Reporting

can be anonymous by calling (386) 226-7233 (SAFE).

Students and employees can also utilize the Eagle Guardian app, on their phones or smart devices, which will enable them to text a tip, report an incident anonymously to Campus Safety & Security or take advantage of other safety features while using the app. The Eagle Guardian App by Rave can be downloaded in the Apple or Google Play stores by searching for "Rave Guardian." You can also learn more at www.raveguardian.com.

Handicap/Injured Persons – Temporary Medical Parking and Transportation

Campus Safety & Security will try to accommodate any person that is mobility-impaired. Requests must come from Health Services for a temporary medical parking permit. We do not require a referral for escorts. Those requesting an escort / transport can simply call 386-226-6480.

3. BUILDING SECURITY, SAFETY AND ACCESS ISSUES

If you notice a condition that you consider a hazardous circumstance in your apartment, dorm or campus area, please notify the Department of Housing and Residence Life staff professional staff. You may also report a hazardous situation to Campus Safety & Security.

Because of concerns for personal safety and the protection of property, University facilities are locked after business hours according to established schedules set by Campus Safety and the University department that controls the location. Any entry into a secured area after hours requires written approval from the controlling department head and notification to Campus Safety & Security. Students, faculty, and staff shall carry their University identification with them at all times and present it upon request of any University official.

University housing facilities are restricted to residents and invited guests. Resident Assistants (RAs) check for propped open doors and remind residents of the importance to keep doors locked to help prevent crime. Residents are strongly encouraged to keep their individual doors and windows locked at all times. If a resident of a University-managed housing facility is locked out of their building or their room, they should first seek assistance from a member of the **Housing & Residence Life** staff by calling **(386) 323-8000**.

The University is committed to providing a safe and secure environment throughout its facilities. Safety officers patrol the campus on a regular basis and pay close attention to maintaining the physical security of the University. Students, faculty and staff are encouraged to report any lock problems, lighting problems, safety or security concerns, unauthorized persons, or suspicious conditions to Campus Safety & Security as soon as possible.

4. LAW ENFORCEMENT ON CAMPUS

The Campus Safety & Security Department is not a public law enforcement agency. There is a Memorandum of Understanding (MOU) between ERAU and Daytona Beach Police Department to share radio communications when warranted for emergencies on campus. Our officers work very closely with the Daytona Beach Police Department and will assist you in making notifications of criminal activity or notify them direct in cases of serious or in-progress crimes.

Both armed and unarmed Safety & Security Officers are responsible for maintaining a safe and secure environment. We conduct frequent patrols throughout the University, enforce University rules and regulations, emergency response, providing routine and specialized security services, conduct incident investigation, and facilitate the response of community emergency services as required. All armed officers are licensed by the State under Chapter 493 § of Florida statutes. Our officers receive regular training and qualification in various aspects of campus safety, security, and emergency response.

5. REPORTING CRIMES ON CAMPUS

Embry-Riddle Aeronautical University encourages all members of the University community to report any criminal or suspicious activity as soon as possible. The prompt and accurate reporting will help Campus Safety & Security to investigate the incident and initiate appropriate actions, including notification and coordination with the local police department and other community agencies as appropriate.

Safety Officers assist in facilitating police service for individuals on campus as appropriate. The University encourages all victims of crime to report the incident to Campus Safety & Security and the Police Department as soon as possible. A Safety Officer will be happy to assist you to complete this process. To report a crime on campus, call (386) 226-SAFE (7233), and you will speak directly to a dispatcher. To report a crime to the Daytona Beach Police Department please call 911.

6. DAILY CRIME LOG

The Campus Safety & Security Department uses an Automated Record Management System (ARMS), as its case management system. Campus Safety & Security also maintains a daily crime log for Clery compliance purposes. This log can be viewed upon request in the Safety & Security office. The log lists all crimes that have been reported over the prior 60 days and includes crime type, date reported, date of incident, location and disposition if available.

The crime will appear on the log within two days after reporting. After receiving a crime report, the disposition cannot be changed to "Unfounded" unless reviewed and approved by the Daytona Beach Police Department. If Campus Safety & Security investigates the case and believes the case is a false report or unfounded, Campus Safety & Security will contact the Daytona Beach Police Department to review the disposition. If the case is deemed unfounded by the Daytona Beach Police Department it will be documented on the original case report.

7. LIMITED CONFIDENTIAL REPORTING PROCESS

Campus Safety & Security encourages anyone who is a victim of a crime or a witness to a crime to report the incident. As our incident reports may be subject to discovery by subpoena Campus Safety & Security cannot guarantee absolute privacy. Anonymous reports may be made through our anonymous reporting process. If you wish make a report anonymously you may call (386) 226-SAFE (7233) and advise that you wish to remain anonymous; or use the anonymous reporting feature on Eagle Guardian, mobile safety app.

Eagle Guardian Mobile Safety App

The Eagle Guardian app, when downloaded onto phones or smart devices, will enable you to text a tip, report an incident anonymously to Campus Safety & Security or take advantage of other safety features while using the app. The Eagle Guardian App by Rave Mobile Safety can be downloaded in the Apple or Google Play stores by searching for "Rave Guardian." You can also learn more at www.raveguardian.com.

8. COUNSELOR REPORTING PROCESS

The University does not require Counselors to report crimes to the Campus Safety & Security. We do encourage our counseling professionals to inform their clients of the procedure to report a crime to Campus Safety & Security or the Daytona Beach Police Department. In the event a Counselor becomes aware of a Clery reportable offense, they will share the fact for statistical purposes without violating their client confidentiality.

9. HATE CRIMES REPORTING

This University takes hate crimes very seriously and encourages the campus community to report any incident that may fall into this category. A hate crime is a criminal offense (as defined for Clery purposes²) committed against a person or property, which is motivated, in whole or in part, by the *offender's bias*. Bias is a performed negative opinion or attitude toward a group of persons based on their race, gender, religion, disability, sexual orientation, or ethnicity/national origin. The Higher Education Opportunity Act specifies four additional crimes that should be reported under the Clery Act if they are committed as part of a hate crime. These crimes are Larceny-theft, Simple Assault, Intimidation, and Vandalism.

10. REPORTING OFF-CAMPUS CRIME

Campus Safety & Security encourages all students and all other members of the campus community to report off campus crimes to the Daytona Beach Police Department or their appropriate jurisdiction. We also encourage victims of crimes on campus to report crimes to the Daytona Beach Police Department. Persons can call 911 if it is an emergency and/or (386) 226- 7233 (SAFE) for on campus emergencies and (386) 226-6480 for non-emergency situations.

11. TIMELY WARNING PROCESS

The purpose of a timely warning is to notify the campus community when a threat may exist on University property and it is considered an ongoing hazard. Campus Safety & Security may consult with campus leadership, university General Counsel, the Dean of Students office, and local law enforcement agencies to determine if the situation at hand is a reportable Clery crime that requires a timely warning. Campus Safety & Security will then be responsible for notification. Notification may take the form of campus-wide email, fliers, posters, Eagle Guardian notices, or group meetings. Anyone with information that may warrant community notification and a timely warning is encouraged to call Campus Safety & Security at (386) 226-7433 (SAFE).

12. EMERGENCY NOTIFICATION PROCESS

Campus Safety & Security is responsible for all campus-wide emergency notifications. Any Dispatcher, Communications Manager, Safety Officer or Safety & Security management representative may initiate the RAVE emergency notification process and activation is accomplished by logging in to the RAVE application. If necessary, RAVE messages may also be initiated by the Dispatch office at our sister campus.

The RAVE emergency mass notification system can send email, voice and text messages to smartphones, messages to campus computers, and siren. Emergency notifications go to all students, faculty and staff, on and off campus, who have set up their notifications for this service. Additional notifications may include public address messages made from patrol vehicle loudspeakers. Notifications will be made promptly and will describe the emergency and recommend action to take. Depending on the nature of the emergency, a siren may or may not be used. There will be a full test of the RAVE emergency notification - email, text, voicemail, siren, computer screens, and Eagle Guardian, – at the beginning of each semester. An email describing the purpose of the drill and the means by which members of the campus community may opt-in to additional notification methods is sent to the entire campus prior to the drill.

² For Clery purposes, hate crimes include any of the following offenses that is motivated by bias: Murder and Non-negligent manslaughter, Forcible sex offenses, Non-forcible sex offenses, Robbery, Aggravated assault, Burglary, Motor Vehicle Theft, Arson, Larceny-theft, Simple assault, Intimidation, and Destruction/damage/vandalism of property.

13. ACTIONS IN EMERGENCY SITUATIONS

Safety & Security personnel, as well as the Emergency Operations Team (EOT) coordinate emergency responses.

Emergency procedures are published on the Daytona Beach Campus Safety & Security Department webpages [Campus Safety & Security](#), in brochures and are communicated in UNIV 101 classes. The following outline consists of emergency conditions that can occur on campus. Not every type of emergency condition can be covered, but the following can be used on any similar emergency or hazardous event. Please familiarize yourself to be prepared in the event of an emergency. It is Campus Safety & Security's responsibility to make notifications, respond, assist victims, mitigate, and contain the emergency.

Fire Alarm

When you hear a fire alarm please immediately, leave the building in an orderly fashion. Cooperation is imperative with all staff members and other authorities. Permission will be given by Campus Safety & Security or a Building Liaison to reenter the building when it is safe to do so.

Medical Emergencies

For any situation requiring emergency medical assistance on campus, call 911 then ERAU Campus Safety & Security at 386-226-7233 (SAFE) or 67233 from an internal phone. Both numbers will result in an ambulance response if the emergency warrants.

Hostile Person on Campus

How you respond to a hostile intruder or an active shooter will be dictated by the specific circumstances of the encounter. You are encouraged to view the "Run, Hide, Fight" video and others located on the University Safety Office webpage – Active Threat – Violence on Campus.

[Run, Hide, Fight video](#)

The University also has a Disaster and Emergency Management Plan available online internally. This plan outlines a variety of emergency response procedures.

14. ALCOHOL POLICIES

The University has established policies regarding the possession, use, and abuse of alcohol on the campus.

University Managed Housing Policies

- Alcohol –only individuals who are 21 years of age or older are permitted to possess and/or consume alcoholic beverages and must follow these guidelines
- Alcohol is only permitted in the residence halls by persons over the age of 21
- Alcohol is not permitted in the common areas and/or around the residence halls.
- Alcohol may not be consumed in the presence of any individual under the age of 21 who does not live in the suite/apartment.
- Only certain types of alcohol permitted in the halls. Hard liquor and spirits are not allowed.

Please take a moment to review the [Honor Codes and Student Policies](#).

15. SUBSTANCE ABUSE POLICY

It is the policy of the University to maintain a work and educational environment that is safe for our employees and students and conducive to high work standards. The University complies with the Drug Free Workplace Act of 1988, the Drug Free Schools & Communities Act Amendments of 1989, all University drug policies, and all other pertinent federal, state and local regulations regarding drug and alcohol possession, use and abuse. The following policy statements are drawn from the Student Handbook.

Drugs

- A. The sale, manufacture, distribution, possession and use of illegal drugs on or off campus is strictly prohibited. This includes, but is not limited to: misuse of over-the-counter drugs; misuse or sharing of prescription drugs; possessing, using, being under the influence of, distributing, or manufacturing any form of illegal drug, possessing paraphernalia (i.e., rolling papers, pipes, bongs, etc.) for the intended or implied use of any form of illegal drug. Possessing paraphernalia that contains or appears to contain illegal drug residue, purchasing or passing illegal drugs from one person to another, and using mail services to purchase, pass, or distribute illegal drugs is prohibited. Illegal drugs include but are not limited to recreational drugs, marijuana, synthetic / novelty powders and any substance designed / used to alter a person's state of mind (such as Spice, K-2, Salvia and bath salts), cocaine, methamphetamines, heroin, or materials to create an illegal drug.
- B. Drug paraphernalia or other paraphernalia used to facilitate illegal use of a legal substance, stimulants, hallucinogens, or other similar non-prescribed agents known to be harmful or habit forming drugs or chemicals (such as those used in huffing), and attempting to manufacture or sell counterfeit drugs.

Medical Marijuana Policy

Medicinal Marijuana is not permitted on campus or at University sponsored events. This includes, but is not limited to, the possession of the substance in any form (edibles or other forms) as well as paraphernalia including pipes with or without residue, rolling papers, bongs, etc. *Embry-Riddle does not permit the use or possession of medicinal marijuana or paraphernalia on campus (see Medicinal Marijuana policy)

On June 16, 2014, Florida became the 22nd state to legalize access to medical marijuana when Governor Rick

Scott signed the *Compassionate Medical Cannabis Act*.

Notwithstanding the passage of this Act, because of the University's obligations under Federal law, marijuana, including medical marijuana, will continue to be banned on campus. Additionally, campus health care providers, in accordance with Federal law as well as University policies and regulations, will not prescribe medical marijuana. Under Federal legislation entitled The Drug Free Workplace Act of 1988, and The Drug Free Schools and Communities Act of 1989, "no institution of higher education shall be eligible to receive funds or any other form of financial assistance under any Federal program, including participation in any Federally funded or guaranteed student loan program, unless it has adopted and has implemented a program to prevent the use of illicit drugs and abuse of alcohol by students and employees." Federal law entitled The Controlled Substances Act prohibits the use, manufacture, distribution, dispensing, or possession of marijuana; it also classifies marijuana as a controlled substance and makes no exception for medical use. Marijuana remains illegal under Federal law; the University will therefore continue to enforce its current policies prohibiting the unlawful manufacture, distribution, dispensation, possession or use of a controlled substance, including medical marijuana, on its property or as part of any of its activities. In summary, despite popular misconception, it did not generally legalize marijuana possession and use.

The University promotes substance abuse awareness by sponsoring educational programs and distributing literature on the subject. The University is additionally committed to assisting students in the resolution of problems associated with substance abuse. We encourage students to seek additional help through referrals from University Health Services at (386) 226-7917 or Counseling Center at (386) 226-6035. The Department of Housing and Residence Life also provides Programming and literature at (386) 323-8000. Information on substance abuse is also covered in the Student's Rights and Responsibility section of the Student Handbook.

16. MISSING STUDENT PROCESS

The Higher Education Opportunity Act requires this university to make a policy statement on the campus missing student policy. This policy originates from the Dean of Students office, but is included in this Annual Campus Security and fire Report.

Reporting Requirements

On campus students: All Faculty, staff and students have a responsibility to report any student living on campus that may be missing from the campus community for more than 24 hours. You are required to make your report to the Campus Safety & Security Department.

Off campus students: All faculty, staff and students have a responsibility to report any students living off campus that may show signs of being missing from the campus community. Failure, to attend classes, campus functions and missed appointments, may be signs of a possible problem. We encourage reporting under these circumstances. There is no 24-hour reporting requirement under the Higher Education Opportunity Act for Off Campus Students, although you are encouraged to report your concerns to the Campus Safety & Security Department.

Emergency Information

It is the university's responsibility to collect and maintain confidential student contact information in case an on campus student is reported missing. The Department of Housing and Resident Life will collect this information during the regular check in process at the beginning of fall and spring semester. This confidential information will be filed in a secured location within the Department of Housing and Resident Life and be reviewed only by authorized individuals if the information is required. If a student is under 18 years of age, his or her custodial parent or guardian will be notified as well.

Notification process

The Campus Safety & Security Department through the Dean of Students Office is responsible for reporting missing students to local law enforcement within 24 hours of completing a preliminary investigation.

The Campus Safety & Security Department through the Dean of Students Office is also responsible for notifying students registered contacts and the custodial parents or guardian if the student is under the age of 18 years in addition to any confidential emergency contact (if different).

If the student is an off campus student it is the responsibility of the student's custodial parents or guardian. They in turn are responsible for contacting local law enforcement.

Investigative Process

A university incident report will be completed by the Safety Department. The Safety & Security Department will include the following investigative procedures:

- Contact suitemates and friends
- Contact instructors and advisors
- Contact Campus Health Services
- Contact Campus Student Employment
- Contact Campus Post Office
- Contact Department of Housing and Resident Life for room search
- Check class schedules and attendance
- Check parking lots for students registered vehicle
- Check social media; access records on campus
- Campus wide notification if required

Once the internal investigative process is complete and if the student cannot be located, all information will be turned over to the local law enforcement agency with jurisdictional responsibility.

The Safety & Security Department will monitor local law enforcement and keep the Dean of Students Office updated on any developments. Dean of Students Office will be responsible to notify all other campus authorities to include the Chief Operating Officer, the Records Office and the Chief Academic Official.

17. VIOLENCE AGAINST WOMEN ACT (VAWA)

The Office on Violence Against Women (OVW), a component of the U.S. Department of Justice, implements the provisions of the Violence Against Women Act (VAWA) and provides national leadership on the issues of domestic violence, sexual assault, dating violence, and stalking.

Sexual violence and sexual assault is unacceptable and will not be tolerated at Embry-Riddle Aeronautical University. It is a criminal act under Florida State Law and will be treated as such. The University urges an individual who has been sexually assaulted to file an official report. We encourage any member of the campus community that has information about a sexual assault to report the incident to Campus Safety & Security or the Title IX Office. Campus Safety & Security and the Title IX Office will also encourage anyone reporting a crime to report it to the Daytona Beach Police Department or other appropriate law enforcement agency.

Information on the prevention and response to a sexual assault on campus can be found in the Title IX Sexual Harassment Policy and the University Sexual Misconduct Policy. Both policies can be found on the Daytona Beach Campus' [Title IX website](#).

Embry-Riddle Aeronautical University's Daytona Beach Campus prohibits acts termed "Sexual Misconduct" and "Sexual Harassment," which can be crimes as well. Sexual misconduct and sexual harassment include but is not limited to improper conduct related to sex, sexual exploitation, rape, sodomy, sexual assault, fondling, incest, statutory rape, dating or domestic violence, stalking, quid pro quo sexual harassment and sexual harassment. While Embry-Riddle Aeronautical University Daytona Beach utilizes different standards and definitions than the State of Florida Revised Statutes, sexual misconduct and sexual harassment often overlaps with the crimes of rape, sexual assault, sexual harassment, stalking, dating violence and domestic violence. Victims of these behaviors are protected by federal laws, specifically VAWA.

VAWA Definitions

Effective October 1, 2022, [relevant definitions](#) are listed below:

Dating partner: The term "dating partner" refers to a person who is or has been in a social relationship of a romantic or intimate nature with the abuser, and where the existence of such a relationship shall be determined based on a consideration of:

- The length of the relationship
- The type of relationship
- The frequency of interaction between the persons involved in the relationship.

Dating violence: The term "dating violence" means violence committed by a person:

- Who is or has been in a social relationship of a romantic or intimate nature with the victim; and
- 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.
 - The frequency of interaction between the persons involved in the relationship.

Domestic violence: The term "domestic violence" includes felony or misdemeanor crimes committed by a current or former spouse or intimate partner of the victim under the family or domestic violence laws of the jurisdiction receiving grant funding and, in the case of victim services, includes the use or attempted use of physical abuse or sexual abuse, or a pattern of any other coercive behavior committed, enabled or solicited to gain or maintain power and control over a victim, including verbal, psychological, economic or technological abuse that may or may not constitute criminal behavior, by a person who:

- Is a current or former spouse or intimate partner of the victim, or person similarly situated to a spouse of the victim.
- Is cohabitating, or has cohabitated, with the victim as a spouse or intimate partner.
- Shares a child in common with the victim.
- Commits acts against a youth or adult victim who is protected from those acts under the family or domestic violence laws of the jurisdiction.

Economic Abuse: In the context of domestic violence (and) dating violence, refers to the behavior that is coercive, deceptive or unreasonably controls or restrains a person's ability to acquire, use or maintain economic resources to which they are entitled, including using coercion, fraud or manipulation to:

- Restrict a person's access to money, assets, credit or financial information.
- Unfairly use a person's personal economic resources, including money, assets and credit, for one's own advantage.
- Exert undue influence over a person's financial and economic behavior or decisions, including forcing default on joint or other financial obligations, exploiting powers of attorney, guardianship or conservatorship, or failing or neglecting to act in the best interests of a person to whom one has a fiduciary duty.

Technological Abuse: An act or pattern of behavior that occurs within domestic violence, sexual assault, dating violence or stalking and is intended to harm, threaten, intimidate, control, stalk, harass, impersonate, exploit, extort or monitor, except as otherwise permitted by law, another person, that occurs using any form of technology, including but not limited to: internet enabled devices, online spaces and platforms, computers, mobile devices, cameras and imaging programs, apps, location tracking devices, communication technologies or any other emerging technologies.

Abuse in Later Life: Refers to neglect, abandonment, economic abuse or willful harm of an adult aged 50 or older by an individual in an ongoing relationship of trust with the victim; or domestic violence, dating violence, sexual assault or stalking of an adult aged 50 or older by any individual; and does not include self-neglect.

Reporting

It is the policy of Embry-Riddle Aeronautical University Daytona Beach Campus to notify Campus Safety & Security when sexual misconduct occurs, typically without providing identifying information about the incident, unless a victim wishes that information to be shared or an emergency requires disclosure. Victims have the option to notify law enforcement directly or be assisted by campus security authorities. If requested, campus officials can facilitate reporting to campus or local law enforcement but may also respect a victim's request not to do so.

In an effort to reduce the risk of sexual misconduct as well as the crimes of rape, sexual assault, sexual harassment, stalking, dating violence and domestic violence occurring among its students, the Embry-Riddle Aeronautical University Daytona Beach Campus utilizes a range of campaigns, strategies and initiatives to promote awareness, educational, risk reduction and prevention programming.

It is the policy of the Embry-Riddle Aeronautical University Daytona Beach Campus to offer programming to identify and prevent domestic violence, dating violence, sexual assault (including stranger and known offender assaults) and stalking each year. Educational programs to raise awareness for all incoming students and employees are conducted during new student and new employee orientation, and throughout an incoming student's first semester. Programs and educational information are offered to all students and employees that include but are not limited to messages to increase awareness but also primary prevention, including normative messaging, environmental management and bystander intervention, institutional policies on sexual misconduct, and State of Florida definitions of domestic violence, dating violence, sexual assault, stalking and consent in reference to sexual activity.

Programs also offer information on risk reduction that strives to empower victims, how to recognize warning signals and how to avoid potential attacks, and do so without victim blaming approaches. Programs are informed by evidence-based research and/or are assessed for their effectiveness.

Bystander engagement is encouraged through safe and positive intervention techniques and by empowering third-party intervention and prevention, such as calling for help, using intervention-based apps, identifying allies and/or creating distractions. Bystander empowerment training highlights the need for those who intervene to ensure their own safety in the intervention techniques they choose and motivates them to intervene as stakeholders in the safety of the community when others might choose to be bystanders.

In the event that sexual misconduct, gender-based violence or the crimes of sexual assault, stalking, dating violence or domestic violence do occur, Embry-Riddle Aeronautical University takes the matter very seriously. The Embry-Riddle Aeronautical University Daytona Beach Campus employs interim protection/supportive measures, such as interim suspensions and/or no contact orders, in any case where a student's behavior represents a risk of violence, threat, pattern or predation. If a student is accused of sexual misconduct, other gender-based violence, or the crimes of rape, sexual assault,

sexual harassment, stalking, dating violence or domestic violence, the University may implement the Title IX Sexual Harassment or the University Sexual Misconduct grievance process.

A student wishing to officially report such an incident may do so by contacting Campus Safety & Security at 386-226-7233 (SAFE) or the Title Office at 386-241-6012. Anyone with knowledge about sexual misconduct, gender-based violence or the crimes of rape, sexual assault, sexual harassment, stalking, dating violence or domestic violence is encouraged to report it immediately. Supportive measures are available from the campus whether or not a victim chooses to report to local and/or campus law enforcement, and irrespective of whether a victim pursues a formal complaint through the Embry-Riddle Aeronautical University Daytona Beach Campus resolution process.

If you are the victim of sexual misconduct, gender-based violence or the crimes of rape, sexual assault, sexual harassment, stalking, dating violence or domestic violence, some or all of these safety suggestions may guide you after an incident has occurred:

- Go to a safe place and speak with someone you trust. Tell this person what happened. If there is any immediate danger, contact Campus Safety & Security at 386-226-7233 (SAFE) if you are on campus or call 911 if you are off campus.
- Consider securing immediate professional support (e.g., counseling, victim advocacy, medical services, etc.) to assist you in the crisis.
- If you are on campus during regular business hours, you may go to the ERAU Counseling Center for counseling services, support and guidance. The ERAU [Counseling Center](#) can provide confidential resources.
- After regular business hours, or in any situation where a victim wishes, local resources, such as Suicide Prevention Lifeline 800-273-8255 (TALK) and National Sexual Assault Hotline 800-656-4673, are also available and may be able to provide confidential assistance.
- For your safety and well-being, immediate medical attention is encouraged. Further, being examined as soon as possible is important in the case of rape or sexual assault. The hospital will arrange for a specific medical examination at no charge or can work with you to arrange state reimbursement.
 - To preserve evidence, it is recommended that you do not bathe, shower, douche, eat, drink, smoke, brush your teeth, urinate, defecate or change clothes before receiving medical attention. Even if you have already taken any of these actions, you are still encouraged to have prompt medical care, and evidence may still be recoverable.
 - Typically, if police are involved or will be involved, they will obtain evidence from the scene, and it is best to leave things undisturbed until their arrival. They will gather bedding, linens or unlaundered clothing, and any other pertinent articles that may be used for evidence. It is best to allow police to secure items in evidence containers, but if you are involved in transmission of items of evidence, such as to the hospital, secure them in a clean paper bag or clean sheet to avoid contamination.
 - If you have physical injuries, photograph or have them photographed, with a date stamp on the photo.
 - Record the names of any witnesses and their contact information. This information may be helpful as proof of a crime, to obtain an order of protection or to offer proof of a campus policy violation.
 - Try to memorize details (e.g., physical description, names, license plate number, car description, etc.), or even better, write notes to remind you of details, if you have time and the ability to do so.

- If you obtain external orders of protection (e.g., Orders of Protection or an Injunction against Harassment), please notify and provide a copy to Campus Safety & Security or the campus Title IX Office so that those orders can be observed on campus.
- Even after the immediate crisis has passed, consider seeking support from ERAU Counseling Services.
- Contact Campus Safety & Security at 386-226-7233 (SAFE) if you need assistance with Embry-Riddle Aeronautical University's Daytona Beach campus concerns, such as no-contact orders or other protective measures. The Title IX Office can also assist in any needed advice for students who wish to obtain supportive measures from the University.
- The Embry-Riddle Aeronautical University Daytona Beach Campus is able to offer reasonable academic support, changes to living arrangements, security escorts, no contact orders, counseling services access, and other support and resources as needed. The Embry-Riddle Aeronautical University Daytona Beach Campus is able to offer information about visa/immigration assistance and student financial aid considerations for involved parties.

Legal Definitions

Rape is generally defined by states as forced sexual intercourse. It may also include situations where the victim is incapable of giving consent due to incapacitation by means of disability or alcohol or other drugs. Many rapes are committed by someone the victim knows, such as a date or friend.

Under Florida law, rape is defined as sexual intercourse against the will of the victim that can occur under a variety of circumstances, including:

- Where the victim is prevented from resisting due to alcohol or drugs.
- Where the assailant uses physical force or the threat of force to overpower and control the victim.
- Where the victim fears that s/he or another will be injured if the victim does not submit.
- Where the victim is at the time unconscious of the nature of the act, and this is known to the assailant.
- Where the victim is incapable of giving legal consent due to a mental disorder or developmental or physical disability, and this is known or reasonably should be known to the assailant.
- Where the act is accomplished by threatening to use the authority of a public official to incarcerate, arrest or deport the victim or another person.
- Where the assailant uses duress, such as a direct or implied threat of hardship or retribution, to coerce the victim.
- Where the assailant uses force, fear or threats to accomplish sexual intercourse against the will of the spouse. This provision of the law is known as the "spousal rape law."

The complete Florida rape and sexual assault offense definitions can be found in accordance to the [Florida Statutes](#) under Title XLVI Sexual Battery, Florida §794.

Other Sexual Offenses

Other sexual offenses associated with the crime of rape (sexual battery) include the following: sodomy (forced anal intercourse); oral copulation (forced oral-genital contact); rape by a foreign object (forced penetration by a foreign object, including a finger); and sexual battery (the unwanted touching of an intimate part of another person for the purpose of sexual arousal).

Any violation of the Title IX Sexual Harassment or the University Sexual Misconduct policy will be handled in accordance with either the Title IX Sexual Harassment or University Sexual Misconduct

process. Please see the Title IX Federal Regulation section of this report for further details on the University's procedures. For further information regarding Embry-Riddle's Daytona Beach campus Title IX Sexual Harassment and University Sexual Misconduct policies, go to our [Title IX website](#).

18. Sex Offenders

In accordance to the Campus Sex Crimes Prevention Act of 2000, which amends the Jacob Wetterling Crimes Against Children and Sexually Violent Offender Registration Act, the Jeanne Clery Act and the Family Educational Rights and Privacy Act of 1974, the Embry-Riddle Aeronautical University Daytona Beach Campus is providing a link to the [Florida State Sex Offender Registry](#). All sex offenders are required to register in the state of Florida and to provide notice of each institution of higher education in Florida at which the person is employed, carries out a vocation or is a student.

In addition to the above notice to the State of Florida, all sex offenders are required to deliver written notice of their status as a sex offender to Embry-Riddle Aeronautical University Daytona Beach Campus no later than three business days prior to their enrollment in, employment with, volunteering at or residence in the Embry-Riddle Aeronautical University Daytona Beach Campus. Such notification may be disseminated by Embry-Riddle Aeronautical University Daytona Beach Campus to, and for the safety and well-being of, the Embry-Riddle community and may be considered by the Embry-Riddle for enrollment and discipline purposes.

Campus Procedures for Addressing Complaints

Procedurally, when Embry-Riddle Aeronautical University Daytona Beach Campus receives a report of sexual misconduct, gender-based violence or other sex or gender discrimination, the campus Title IX Office is notified. Please see the Title IX Federal Regulations section of this report for further details on the campus procedures.

The investigation and records of the resolution conducted by Embry-Riddle Aeronautical University (ERAU) Daytona Beach Campus are maintained confidentially. Information is shared internally between administrators who need to know, but a tight circle is kept. In accordance with federal regulations, the University will keep confidential the identity of any individual who has made a report or formal complaint under the Title IX or Sexual Misconduct policies, including any complainant, any individual who has been reported to be the perpetrator, any respondent, and any witness, except as may be permitted by Family Educational Rights and Privacy Act (FERPA), or as required by law, or to carry out the purposes of conducting any investigation or hearing under the policies. Privacy of the records specific to the investigation is maintained in accordance with Florida law and the federal FERPA statute. Any public release of information needed to comply with the open crime logs or timely warning provisions of the Clery Act will not include the names of victim or information that could easily lead to a victim's identification. Additionally, Embry-Riddle Daytona Beach Campus maintains privacy in relation to any accommodations or protective measures afforded to either party, except to the extent necessary to provide the accommodations and/or protective measures. Typically, if faculty members or administrators are asked to provide accommodations for a specific student, they are told that such accommodations are necessary under Title IX or the Clery Act, but they are not given any details of the incident, or what kind of incident it is.

Both the Clery Act and Title IX provide protections for whistleblowers who bring allegations of non-compliance to the attention of appropriate campus administrators. Embry-Riddle Aeronautical University's Daytona Beach Campus does not retaliate against those who raise concerns of non-compliance. Any concerns should be brought to the immediate attention of the Campus Safety & Security at 386-226-7233 (SAFE) or the Title IX Office at 386-241-6012.

Reporting of statistics under the Clery Act uses federal offense definitions that allow comparability across campuses, regardless of the state in which the campus is located. These definitions are as follows:

Sex Offenses

Any sexual act directed against another person, without the consent of the victim, including instances where the victim is incapable of giving consent.

- Rape: Vaginal or anal penetration by a penis, object, tongue or finger, and oral copulation (mouth to genital contact), no matter how slight the penetration or contact, without consent.
- Fondling: The touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental incapacity.
- Incest: Sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
- Statutory Rape: Sexual intercourse with a person who is under the statutory age of consent.

Dating Violence

Violence committed by a person who is or has been in a social relationship of a 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 length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship.
- For the purposes of this definition:
 - Dating violence includes but is not limited to sexual or physical abuse, or the threat of such abuse.
 - Dating violence does not include acts covered under the definition of domestic violence.
- For the purposes of complying with the requirements of this section and § 668.41, any incident meeting this definition is considered a crime for the purposes of Clery Act reporting.

Domestic Violence

A felony or misdemeanor crime of violence committed:

- By a current or former spouse or intimate partner of the victim.
- By a person with whom the victim shares a child in common.
- By a person who is cohabitating with, or has cohabitated with, the victim as a spouse or intimate partner.
- By a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.
- By any other person against an adult or youth victim who is protected.

Stalking

Engaging in a course of conduct directed at a specific person that would cause a reasonable person to:

- Fear for the person's safety or the safety of others.
- Suffer substantial emotional distress.
- For the purposes of this definition, 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.

19. Title IX

Title IX of the Education Amendments of 1972 (Title IX) is a federal civil rights law that prohibits discrimination on the basis of sex in education programs and activities. Embry-Riddle's Aeronautical University's Title IX Office oversees compliance of Title IX Sexual Harassment in accordance with Federal Regulations, as well as incidents falling under the University Sexual Misconduct policy. Policy violations can include sex discrimination, sexual harassment, or sexual violence, such as rape, sexual assault, relationship / dating violence, sexual misconduct, and stalking. Anyone may report suspected or known violations to the Title IX Office and may be able to receive supportive measures. Please see below, or the [Title IX website](#), for additional information.

Reporting Options

Anyone may report violations to the University through the Title IX Office or Campus Safety & Security. Parties also may file a report with law enforcement. Complainants (e.g., victims) are not required to file a report with Law Enforcement but are encouraged to do so and will be assisted by Campus Safety & Security in notifying law enforcement if the complainant chooses. Regardless of whether a complainant opts to report the crime, accommodations or protective measures may be provided if requested. In addition to, or in lieu of, filing a criminal complaint, anyone may report prohibited behaviors under the University's Title IX Sexual Harassment or University Sexual Misconduct policies to the University's Title IX Office and/or Campus Safety & Security. Embry-Riddle will take steps to keep information private to the extent allowed by law. If you would like to report a concern to the University, you may [fill out this form](#) or visit the [University's Title IX Website](#) for additional reporting options.

The Process

The University is committed to providing a prompt and impartial investigation, and adjudication of all formal complaints alleging violations of the Title IX Sexual Harassment policy. Once the University receives a complaint, the Title IX Office and/or representative will contact the complainant to review supportive/protective measures, such as No Contact Orders or changes in academic / working situations, and to review the formal grievance process, informal resolution process, documentation, and advisor options.

During the grievance process, both parties (complainants and respondents) have equal rights to participate, receive supportive measures, and have an advisor of their choice.

If the complainant files a formal complaint and wishes to pursue a formal grievance process (e.g., investigation), and if the Title IX Coordinator has determined, following an initial assessment, that an investigation is appropriate, the Title IX Coordinator will appoint a Title IX Investigator. Investigations will be conducted by officials who have received training on the definition of Title IX Sexual Harassment; the scope of the University's education program or activity; how to conduct an investigation and grievance process, including hearings, appeals and informal resolution processes under this policy, as applicable; and how to serve impartially, including avoiding prejudgment of the facts at issue, conflicts of interest and bias.

The Title IX Investigator will complete a thorough investigation within 90-120 business days after the investigator's first interview with the complainant. There may be circumstances that require the extension of time frames for good cause. Time frames may be extended to ensure the integrity and completeness of the investigation or adjudication, to comply with a request by external law enforcement, accommodate the absence of a party, advisor or witness, or for other legitimate reasons, including the complexity of the investigation and the severity and extent of the alleged misconduct. The University will notify the parties in writing of any extension of the time frames for good cause and the reason for the extension.

In accordance with University policy, the University will review requests for language assistance and accommodation of disabilities throughout the investigation and adjudication process.

The investigator is responsible for gathering evidence as reasonably possible. Parties and witnesses are expected to provide all available relevant evidence to the investigator during the investigation. Each party will be given equal opportunity to suggest witnesses, provide other relevant information, such as medical, mental health or law enforcement documentation, communications, photographs and other evidence. If a party or witness fails to provide available relevant evidence during the investigation, such evidence may, at the discretion of the Hearing Decision-Maker, be excluded from consideration at the hearing. It is recommended that both parties suggest questions to be posed to the other party or witnesses. Parties and witnesses are expected to provide all available relevant evidence to the investigator during the investigation.

The Title IX Investigator will take the following steps (not necessarily in this order):

- The Investigator will arrange meetings with the complainant, respondent, and any relevant witnesses. The Investigator will provide written notice no less than three business days prior to any meeting and both the complainant and the respondent are permitted to have an advisor of their choice attend the meeting(s).
- The Investigator will provide supportive measures, as necessary, to each of the parties involved.
- The Investigator will collect and compile all statements and evidence from the parties to assemble a Case File. Each party will have ten business days to review and provide comments on the Case File.
- The Investigator will compile an Investigative Report of all relevant information surrounding the allegations for the parties to review and comment upon for ten business days.
- The Investigator, along with the Title IX Coordinator, will arrange a live hearing with a Hearing Decision-Maker and the parties involved.

Hearing

While the hearing is not intended to be a repeat of the investigation, the parties will be provided with an equal opportunity for their advisors to conduct cross-examination of the other party and/or of relevant witnesses that are present for the hearing. A typical hearing may include brief opening remarks by the Hearing Decision-Maker; questions posed by the Hearing Decision-Maker to one or both of the parties; questions posed by the Hearing Decision-Maker to any relevant witnesses; and cross-examination by either party's advisor of the other party and relevant witnesses.

Determination

The Hearing Decision-Maker shall make a determination, by a clear and convincing standard, whether the respondent has violated the policy. The Hearing Decision-Maker will provide the Title IX Coordinator with the written determination and the Title IX Coordinator will provide the simultaneous written Notification of Outcome to both parties and their advisors, which will include relevant appeal information

for the parties. Possible sanctions of the Title IX Sexual Harassment Policy, include but are not limited to written warning, required counseling, probation, suspension, expulsion, withholding diploma, revocation of degree, organizational sanctions, and/or other actions. For further information on the Title IX formal grievance process, please see the [Title IX Sexual Harassment Policy](#).

If you would like to report a concern of harassment, discrimination (including sexual misconduct) or retaliation please [fill out this form](#) or visit the University's [Title IX Website](#) for additional reporting options.

If you would like to discuss a situation or concern in a confidential manner, please contact the Counseling Center at 386-226-6035. By talking with a Counseling professional staff member, information shared will not be released without your consent unless there is a perceived threat to self, someone else, or as is required by law. The University is obligated by Florida State Law to report any sexual misconduct or abuse of anyone under the age of 18 to local law enforcement.

On-Campus Resources:

- Emergency: 911
- Emergency on Campus: 386-226-7233 (SAFE)
- Campus Safety & Security, Building 417 (parking garage) and Mori Hosseini Student Union: 386-226-6480
- Center for Faith & Spirituality: 386-226-6580
- Counseling Center: 386-226-6035
- Health Services: 386-226-7917
- Housing and Residence Life: 386-323-8000
- Title IX Office: 386-241-6012

Off-Campus Resources:

Law Enforcement

Daytona Beach Police Department
129 Valor Blvd.
Daytona Beach, FL 32114
386-671-5100

Volusia County Sheriff's Department
1330 Indian Lake Rd.
Daytona Beach, FL 32124
386-254-1537

Confidential Support and Advocacy:

- National Sexual Assault Hotline: 800-656-4673
- National Domestic Violence Hotline: 800-799-7233
- Volusia County Rape Crisis Center: 800-503-7621
- 988 Suicide & Crisis Lifeline: Call or Text 988

Medical Assistance:

Halifax Hospital
303 N. Clyde Morris Blvd.

Daytona Beach, FL 32114
386-425-4000

Advent Health
301 Memorial Medical Pkwy.
Daytona Beach, FL 32117
386-231-3023

20. DAYTONA BEACH CAMPUS SAFETY & SECURITY CRIME STATISTICS FOR 2022

CATEGORY	VENUE	2020	2021	2022
Murder /Non-Negligent Manslaughter	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Negligent Manslaughter	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Rape	On Campus	4	2	2
	In dormitories or other residential facilities	4	2	2
	In or on a non-campus building or property	2	0	0
	On public property	0	0	0
Fondling	On Campus	1	1	2
	In dormitories or other residential facilities	1	1	2
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Incest	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Statutory Rape	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Robbery	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Aggravated Assault	On Campus	0	1	0
	In dormitories or other residential facilities	0	1	0
	In or on a non-campus building or property	1	0	0
	On public property	0	0	0
Burglary	On Campus	0	1	4
	In dormitories or other residential facilities	0	1	1
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Arson	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Motor Vehicle Theft	On Campus	3	2	1

	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	1

ARRESTS

CATEGORY	VENUE	2020	2021	2022
Liquor Law Violations	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Drug-related Violations	On Campus	0	0	1
	In dormitories or other residential facilities	0	0	1
	In or on a non-campus building or property	1	0	0
	On public property	0	0	3
Weapons Possession Violations	On Campus	1	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0

DISCIPLINARY REFERRALS

CATEGORY	VENUE	2020	2021	2022
Liquor Law Violations	On Campus	116	70	87
	In dormitories or other residential facilities	116	70	87
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Drug-related Violations	On Campus	3	10	5
	In dormitories or other residential facilities	3	10	3
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Weapons Possession Violations	On Campus	1	2	0
	In dormitories or other residential facilities	1	1	0
	In or on a non-campus building or property	0	1	0
	On public property	0	0	0

HATE CRIMES

CATEGORY	VENUE	2020	2021	2022
Murder	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Non-Negligent Manslaughter	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Negligent Manslaughter	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0

	On public property	0	0	0
Rape	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Fondling	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Incest	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Statutory Rape	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Robbery	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Aggravated Assault	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Burglary	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Arson	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Motor Vehicle Theft	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Larceny-theft	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Simple assault	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Intimidation	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0

Destruction/damage/ vandalism of property	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0

VAWA OFFENSES

CATEGORY	VENUE	2020	2021	2022
Domestic Violence	On Campus	0	0	0
	In dormitories or other residential facilities	0	0	0
	In or on a non-campus building or property	1	0	0
	On public property	0	0	5
Dating Violence	On Campus	0	0	2
	In dormitories or other residential facilities	0	0	1
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0
Stalking	On Campus	2	0	1
	In dormitories or other residential facilities	2	0	1
	In or on a non-campus building or property	0	0	0
	On public property	0	0	0

21. FIRE SAFETY REPORT FOR ON-CAMPUS STUDENT HOUSING FACILITIES

This institution is required to collect fire statistics and publish these statistics. We are also responsible to keep an active fire log that list the nature, date, time, and location. These annual fire statistics are published in this document.

This campus has eight (8) on-campus student housing facilities and one (1) off-campus student housing facility. All buildings are equipped with smoke detectors, pull stations and fire alarm systems. These alarm systems are linked to an alarm company that monitors our facilities 24/7.

The alarm company has direct contact with Campus Safety & Security who will dispatch safety officers to all fire alarms. In addition, they contact the local fire department to dispatch firefighters to campus. Campus Safety & Security and the Department of Housing and Residence Life conduct fire drills in each residence hall two (2) times a year.

Fire safety issues are covered in the Student Handbook. Smoking, open flames, certain electrical devices, certain chemicals, and gas-type products are prohibited at all times. Students are required to read their student handbook that describes all violations of housing policy and violations of the student Code of Conduct. The following policy statements are drawn from the Student Handbook:

Weapons

With the exception of law enforcement and authorized Campus Safety & Security Officers, it remains University policy that guns may not be possessed on property owned or controlled by Embry-Riddle Aeronautical University, including parking lots.

Possession of weapons and weapon replicas, including but not limited to, firearms, BB guns, air guns, knives, swords, machetes, blow darts, spears, compound bows/arrows, Tasers, brass knuckles, slingshots, martial arts devices, dangerous chemicals, incendiary devices, or other explosive substances including fireworks is prohibited and banned from University property. This policy includes ammunition, any device capable of firing or launching a projectile, or other objects classified or used as weapons with potential for danger or harm. Any exceptions to this policy must be approved in writing by the Director of Campus Safety & Security, including requests from Registered Student Organizations (RSOs) whose primary function involves the use of weapons or replicas. Pocket knives with blades two inches in length or shorter are allowed for functional purposes.

Other Dangerous Materials

Possession or use of a perceived or actual explosive or incendiary device/materials including but not limited to fireworks, chemical or combination of chemicals, compounds, and/or materials, manufactured for the purpose of rupturing or bursting (i.e. dry ice or "toilet cleaning chemical" bomb). Having knowledge of the above or being in the presence of a chemical violation may constitute equal responsibility and involvement under the Standards of Conduct.

Possession of hazardous materials in undesignated areas is strictly prohibited. These items include, but are not limited to, flammable substances, flammable solvents, paint thinner, vehicle fluids (gas, jet fuel, and oil), and more than a reasonable amount of spray paint.

Other pyrotechnic equipment including, but not limited to, fog, smoke, or fire machines may not be used in or around campus buildings

Having knowledge of the above Weapons and Other Dangerous Materials being in the presence of a chemical violation may constitute equal responsibility and involvement under the Standards of Conduct.

Prohibited Items in Residence Halls

- 3D printers that produce a respiratory hazard (use powered material or produce dust) or use or produce metal/metal materials
- Alcohol and other drug paraphernalia (see Alcohol Honor Code and HRL Community Standard)
- Ammunition, including airsoft (see Weapons Honor Code and HRL Community Standard)
- Candles, incense and any item with an open flame; candles used for religious practices are permitted by first obtaining permission from Housing & Residence Life
- Darts and dart boards
- Explosives, including fireworks
- Fog/smoke machines
- Freezers (standalone, not those included in approved mini-fridges)
- Hazardous Materials (flammable, corrosive, reactive and toxic materials)
- Halogen lamps
- Home theater systems, including subwoofers
- Hookahs
- Hover boards, smart boards and self-balancing boards
- Lasers outside of a classroom environment
- Lava lamps
- LED strips attached to University walls or property
- Live-cut trees (e.g. Christmas trees)
- Non-ceramic personal space heaters
- Shopping carts
- Slack/tension lines
- Toy guns, including Nerf and water
- Weapons (see Weapons Honor Code and HRL Community Standard)
- Wireless routers, switches and network hubs (permitted in Chanute Complex)
- Unsafe extension cords. Extension cords must be UL-approved; three-pronged, and not contain any cuts, tears, or splices. Extension cords and power strips must be plugged directly into a wall outlet; they cannot be plugged into one another (“daisy chaining”).

Please take a moment to review the [Honor Codes and Student Policies](#).

The Department of Housing and Residence Life is responsible for conducting health and safety inspections in the resident halls and taking action to correct any violations that occur within the housing environment.

Housing and Residence Life conduct training for all residential students on evacuation procedures. Department of Housing and Residence Life as well as Campus Safety & Security monitor adherence to policy. Evacuation procedures are described in the Student Handbook.

It is the duty of all persons to report a possible fire to the Department of Housing and Residence Life or Campus Safety & Security. It is the responsibility of Housing and Residence Life and Campus Safety & Security to investigate and take action if required. Campus Safety & Security is responsible for responding to all fire alarms and conducts an investigation with Department of Housing and Residence Life assistance. Campus Safety & Security is also responsible to coordinate with the local fire services as needed. It is Campus Safety & Security's responsibility to document and report all fires in on campus student housing to the Department of Education in the annual Clery report.

Facilities in conjunction with Campus Safety & Security monitors and employs a Fire Life Safety Officer whose responsibilities include safety training and routine fire inspections. Annual Fire Statistics are available to the entire

campus community on the Campus Safety & Security website in addition to this document. The Campus Annual Safe and Secure Environment report that lists all Clery requirements as to crime and fire safety, is available on the Campus Safety & Security website. Campus Safety & Security is also responsible for completing the annual campus safety and security survey.

Fire Evacuation Procedures

All windows, doorways, hallways, and stairwells are to remain unobstructed at all times. To block such areas is a violation of local fire codes. Fire codes require that the University conduct two fire drills each year in every on campus student housing facility. These drills are conducted during the first few weeks of the fall and spring semesters. Students must evacuate their buildings during all fire alarms. The fire code does not allow for any exceptions to this requirement.

Fire Alarm Evacuation Procedures:

Exit the building immediately.

If in your room, close your door and take your key. Use stairways, not elevators.

Once outside move 100 feet away from the building to the designated assembly point. Notify staff of the possible location of the fire, if known, or the possible cause of the alarm, and of any residents remaining in the building.

Do not re-enter an evacuated building until a University Official indicates the residents may return to the building. Silencing of an alarm does not indicate the building is safe to reenter.

Failure to evacuate the building in a timely manner during any fire alarm may result in a fine for violation of the fire code.

Fire Safety Equipment

Any costs associated with a false alarm that is caused by negligence or malicious actions may result in the financial responsibility of the responsible party. To ensure that the smoke detectors and sprinklers are appropriately used and serve their designed function, dismantling, covering or otherwise altering them is prohibited. Tampering with any fire safety equipment (including smoke detectors, heat detectors, pull stations, sprinklers, fire extinguishers, or any other fire safety device) is a violation of Florida Statutes, municipal code and University policy. This could result in criminal charges, fines, and disciplinary action.

Hallway and community areas contain smoke and heat detectors. Activation of these devices will result in an evacuation of the building. There are smoke alarms within the suites/apartments that are not connected to the fire alarm system and therefore, will not cause a building evacuation. In a non-fire related alarm (e.g. overcooked food) open the window and close the door to clear the room. Fan away from the detector, preferably with a damp towel to shut the detector off. Opening the suite/apartment door to the main hallway will activate the alarm for the entire hall. Fire extinguishers are located in hallways.

Smoke detectors are located in bedrooms. Heat detectors are located in lounges / kitchenettes. Fire extinguishers are located on the exterior walkways/balconies. Activation of a detector will sound the alarm in the entire building. Residents are advised to close bedroom doors when cooking or showering to avoid possible non-fire related alarms. All housing facilities are equipped with smoke detectors inside all rooms. Heat detectors are located in kitchens. Fire extinguishers are located in hallways. Activation of a detector will sound the alarm in the entire building.

All housing facilities are equipped with fire sprinkler systems. The sprinkler heads are heat and touch sensitive. Do not hang, touch or disrupt the sprinkler heads at any time. If a sprinkler head is activated due to negligence the resident(s) in the room will be held accountable for damage costs.

If the sprinkler head is activated in a common area due to negligence, the residents of the building will be held accountable for damages unless the person who activated the sprinkler head is identified. Sprinkler system discharge can result in \$10,000 or more in damages plus personal property loss.

Smoking is prohibited on the Daytona Beach Campus at all times.

On-Campus Student Housing Facility Fire Safety System Details

	On-Site Fire Monitoring At Safety Dispatch	Off-Site Fire Monitoring At U.L. Central Station	Smoke Detection	Evacuation Alarm	Sprinkler	Fire Extinguisher	Evacuation Plans & Placards	Evacuation Drills Each Calendar Year
Location	On-Site Fire Monitoring At Safety Dispatch	Off-Site Fire Monitoring At U.L. Central Station	Smoke Detection	Evacuation Alarm	Sprinkler	Fire Extinguisher	Evacuation Plans & Placards	Evacuation Drills Each Calendar Year
Adams Hall	X	X	X	X	X	X	X	X
Apollo Hall	X	X	X	X	X	X	X	X
Doolittle Hall	X	X	X	X	X	X	X	X
New Residence Hall 1	X	X	X	X	X	X	X	X
New Residence Hall 2	X	X	X	X	X	X	X	X
New Residence Hall 3	X	X	X	X	X	X	X	X
O'Connor Hall	X	X	X	X	X	X	X	X
Stimpson Hall	X	X	X	X	X	X	X	X
Wood Hall	X	X	X	X	X	X	X	X

Legend: X indicates the Fire Safety System or prevention activity is present at this location.

ON CAMPUS RESIDENTIAL HOUSING FIRE STATISTICS FOR 2020-2022

	2020				2021				2022			
	Fires	Injuries	Deaths	Damage	Fires	Injuries	Deaths	Damage	Fires	Injuries	Deaths	Damage
Adams	0	0	0	0	0	0	0	0	0	0	0	0
Wood	0	0	0	0	1 ¹	0	0	\$200	0	0	0	0
O'Connor	0	0	0	0	1 ²	0	0	\$200	0	0	0	0
Stimpson	0	0	0	0	0	0	0	0	0	0	0	0
New Res 1	0	0	0	0	0	0	0	0	0	0	0	0
New Res 2	1 ⁷	0	0	\$260	0	0	0	0	0	0	0	0
New Res 3	N/A – opened in 2021				0	0	0	0	0	0	0	0
Apollo	0	0	0	0	0	0	0	0	0	0	0	0
Doolittle	0	0	0	0	0	0	0	0	0	0	0	0

OFF-CAMPUS RESIDENTIAL HOUSING FIRE STATISTICS FOR 2020-2022

Chanute

2020				2021				2022			
Fires	Injuries	Deaths	Damage	Fires	Injuries	Deaths	Damage	Fires	Injuries	Deaths	Damage
0	0	0	0	0	0	0	0	0	0	0	0

¹ No flames, electrical short caused burning odor to emit from electrical wall mounted ballast overheating

² No flames, electrical short caused plastic housing from wall mounted light in exterior stairwell to melt from overheating.

⁷ Skateboard battery exploded

End of Report