

Annual Security Report Kendall College

October 1, 2015
(Reflecting Statistics for 2014 Reporting Period)

Table of Contents

1. Statement Addressing Issuing Timely Warnings.....	2
2. Preparation of Disclosure of Crime Statistics.....	2
3. How to Report Criminal Offenses	3
4. Security and Access	3
5. Law Enforcement Authority and Crime Reporting	4
6. Crime Awareness and Prevention Programs for Students and Employees.....	4
7. Policies Regarding Criminal Activity Off Campus	5
8. Policies regarding Alcoholic Beverages and Illegal Drugs	5
9. Student Rights and Responsibilities	11
10. Disclosures to Alleged Victims of Crimes of Violence or Non-forcible Sex Offenses.	15
11. Emergency Response and Evacuation Procedures.....	15
12. Kendall College Sexual Harassment And Anti-Harassment Policy.....	17
13. Kendall College Sexual Misconduct and Relationship Violence Prevention Policy	18
14. Whom to Contact with a Report or Complaint	20
15. STUDENT EMERGENCY PROTOCOL.....	21
16. Preventing and Responding to Sex Offenses, Domestic Violence, Dating Violence and Stalking	22
a. Education and Awareness Programs.....	22
Procedures Students Should Follow if a Sex Offense Occurs	23
b. Student's Option to Notify Law Enforcement.....	24
c. Procedures for Campus Disciplinary Action in Cases of an Alleged Sexual Offense.....	24
d. Written Notification Provided to Victims.....	26
e. Possible Sanctions for Sexual Offenses	26
f. Confidentiality of Victims of Sexual Offenses.....	27
17. Privacy Rights	27
18. Sex Offender Registration.....	27

19.	Crime Statistics Reporting Table	28
20.	Kendall College Crime Report.....	28
21.	Statement Regarding Annual Security Report Availability	33
22.	Unfounded Crimes	33

1. Statement Addressing Issuing Timely Warnings

In the event that a situation arises, either on or off campus, that, in the judgment of the President, constitutes an ongoing or continuing threat, a campus wide “timely warning” will be issued. The warning will be issued through the college e-mail system to students, faculty, and staff.

Depending on the particular circumstances of the crime, especially in all situations that could pose an immediate threat to the community and individuals, the Director of Student Operations may also post a notice on the Kendall College website, providing the college community with more immediate notification. In such instances, a copy of the notice is posted on bulletin boards throughout campus. The electronic bulletin board on the Kendall College website is immediately accessible via computer by all faculty, staff and students.

Anyone with information warranting a timely warning should report the circumstances to the Director of IT and Facilities, The Director of Student Operations or Security at the 1st floor Concierge Desk.

2. Preparation of Disclosure of Crime Statistics

Kendall College prepares this report to comply with the Jeanne Clery Disclosure of Campus Security Policy and Crime Statistics Act. The full text of this report can be located on our web site at <http://www.kendall.edu/student-resources/student-services/campus-safety/>

This report is prepared in cooperation with the local law enforcement agencies. Campus crime, arrest and referral statistics include those reported to designated campus officials (including but not limited to directors, deans, department heads, designated staff, judicial affairs, and advisors to students/student organizations), and local law enforcement agencies.

Each year, an e-mail notification is made to all enrolled students, faculty and staff with the web site to access this report. Copies of the report may also be obtained at through the Director of Student Operations, office 230. Prospective employees may obtain a copy from Human Resources and the web site address will be attached to employment applications.

3. How to Report Criminal Offenses

Report crimes or suspicious activity to the following areas:

Emergencies

Contact Security Desk at (312) 752-2445 or (312) 296-6634 cell phone or 2-2445 from any campus telephone

Police, Fire, and Medical Emergency Dial 911

Using a campus telephone dial 9-911

Poison Help line 1-800-222-1222

Kendall College encourages anyone who is the victim or witness to any crime to promptly report the incident to the police. Police reports are public records under state law and cannot be held in confidence.

All reports will be investigated. The College does not have procedures for voluntary, confidential reporting of crime statistics. Violations of the law will be referred to law enforcement agencies and when appropriate, to the Director of Student Operations' office for review. When a potentially dangerous threat to the College community arises, timely reports or warnings will be issued through e-mail announcements, the posting of flyers at local campuses, in-class announcements, or other appropriate means.

4. Security and Access

Campus safety is everyone's responsibility. For the benefit of all, it is necessary to Exercise sensible precautions. **All Kendall College faculty, staff, and students must visibly wear their Kendall IDs while on campus.** The only exception to this rule is culinary staff and students who are dressed in their full uniforms ***while in Kitchens.***

Any and all questionable incidents, unlocked doors or windows, suspicious activities or persons should be reported. During the day, reports should be made to the Director of Student Operations by calling (312) 752-2382 or the Director of IT and Facilities (312) 752-2110. After 6:00 p.m., all incidents should be reported to Kendall Security: (312) 752-2445 or (312) 296-6634 or 22911 from any campus telephone.

Security officers are on duty 24 hours a day on campus and are trained to intervene and enforce civil law and campus policies.

Emergencies

Contact Security Desk at (312) 752-2445 or (312) 296-6634 cell phone or 2-2445 from any campus telephone

Police, Fire, and Medical Emergency Dial 911

Using a campus telephone dial 9-911

Poison Help line 1-800-222-1222

5. Law Enforcement Authority and Crime Reporting

Campus security offices have the authority to ask persons for identification and to determine whether individuals have lawful business on campus. However, campus security offices do not have the authority to make arrests. Kendall College does not have a written memorandum of understanding with local law enforcement. Criminal incidents are referred to the local police who have jurisdiction on the campus. The Director of Information Technology & Facilities maintains a highly professional working relationship with the local police. All crime victims and witnesses are strongly encouraged to immediately report a crime. Prompt reporting will assure timely warning notices on-campus and timely disclosure of crime statistics.

All incident reports are forwarded to the Director of Student Operations' office for review and potential action. Investigators will investigate a report when it is deemed appropriate. If a sexual assault or rape should occur, staff on the scene will offer the victim a wide variety of services.

6. Crime Awareness and Prevention Programs for Students and Employees

Crime Awareness and Prevention Programs on personal safety and theft prevention are sponsored by various campus organizations throughout the year for students, parents, faculty, and at student and new employee orientations, providing a variety of educational strategies and tips on how to protect themselves from sexual assault, theft and other crimes.

CRIME PREVENTION PROGRAMS

The College has established and actively participates in programs that serve to raise the level of safety awareness of the College community. These programs are provided annually and/or quarterly and include:

- 24 Hour Campus Security
- 24 Hour Residence Hall Security
- Resident Advisors Training Program
- ID Swipe Card Access
- Students, staff, and faculty visually display college ID cards
- Building Area and Parking Lot Lighting and Cameras
- 9-1-1 Capability from all College phones
- Guest Sign-in Policy

Residence Hall entrances remain locked at all times. Access is restricted to those residents issued keys for their particular apartment and/or room. Motor vehicle lots, pedestrian walkways and building exteriors are well lighted. The Security Guards and Resident Assistants conduct regular walk around inspections around the campus/residence halls and reports are made to Security and/or the Director of Student

Operations. Shrubbery, trees and other vegetation on campus are trimmed and maintained on a regular basis with special attention given to walkways.

7. Policies Regarding Criminal Activity Off Campus

Kendal College does not have any officially recognized student organizations who engage in off-campus activities. Additionally, the College does provide security services to off-campus residencies and does not monitor or record criminal activity of students that occurs off-campus.

8. Policies regarding Alcoholic Beverages and Illegal Drugs

DRUG PREVENTION PROGRAM AND DISCLOSURE

A. INTRODUCTION The Drug-Free Schools and Communities Act Amendments of 1989, a companion to the Drug-Free Workplace Act of 1988, required institutions of higher learning to certify to the U.S. Department of Education that it has adopted and implemented a program to prevent the use of illicit drugs and the abuse of alcohol by students and employees.

B. DEFINITIONS For purposes of this policy the following definitions apply:

- i. "Addiction" is defined as a compulsive physiological need for alcohol or an illegal drug.
- ii. "Alcohol or Alcoholic Beverage" includes alcohol, liquor, brandy, malt liquor, whiskey, rum, gin, sake, beer, ale, wine, or any beverage containing one-half of one percent or more of alcohol by volume.
- iii. "Controlled substance" is defined as any drug listed in schedules I through V of section 202 of the Controlled Substance Act (21 U.S.C. 812). (A list of controlled substances is available on the DEA website <http://www.usdoj.gov/dea/pubs/csa/812.htm>).
- iv. "Illegal or illicit drugs" is defined as a controlled substance in schedules I through V of section 202 of the Controlled Substance Act (21 U.S.C. 812) "illegal drugs" shall not mean the use of a controlled substance pursuant to a valid prescription or other uses authorized by law; and
- v. "Substance abuse" is defined as the misuse of a substance including alcohol or the use of a substance to an extent deemed deleterious or detrimental to the user, to others, or to society.

C. POLICY This policy applies to all members of the College community including faculty, staff and students.

- i. Kendall College has a duty to protect its employees, students and the public from dangers posed by the abuse of alcohol and the unlawful manufacture, distribution, dispensation, possession or use of drugs. The College recognizes the legal prohibition of the use and/or possession of drugs and does not condone the illegal sale or use of drugs (including alcohol). The College will cooperate with civil officials as the law requires and will take all reasonable steps to ensure a drug-free environment in its programs. This policy strictly prohibits all employees and students from unlawfully manufacturing, distributing, dispensing, possessing or using controlled substances on College property or at any College-sponsored or approved events or on College property.
- ii. The College recognizes that substance abuse is a complex problem that is not easily resolved solely by personal effort and may require professional assistance and/or treatment. Students, faculty and staff members with substance and/or alcohol abuse problems are encouraged to take advantage of available, referral, counseling and prevention services. The College will not excuse misconduct by employees and students whose judgment is impaired due to substance abuse. Students found in violation of this part shall be subject to the provisions of the student conduct code. Faculty and staff found in violation of this part are subject to disciplinary action as provided in the staff and faculty handbooks.

D. ILLEGAL DRUGS AND ALCOHOL ABUSE PREVENTION PROGRAM

- i. The program includes the annual distribution to each student and Employee.
 - i. The College shall provide annual notification to all employees.
 - ii. The Director of Student Operations shall provide annual notification to all students.
- ii. Kendall College shall conduct a biennial review of its program to
 - i. Determine its effectiveness and implement changes if they are needed; and
 - ii. Ensure that the disciplinary sanctions are consistently enforced.

E. OBJECTIVES The objectives of this policy are to:

- i. Achieve and maintain a campus community that is free from the problems of alcohol and substance abuse or dependency.

- ii. Publicize the harmful outcomes of alcohol abuse and other drug use including personal health problems, difficulties in personal and work relationships, and decreased productivity which diminishes the quality of campus life.
- iii. Encourage all members of the campus community with dependency problems to seek assistance from available campus and/or non-campus programs and services.
- iv. Comply with the Drug-Free Schools and Communities Act Amendments of 1989, as may be amended from time to time, which set forth requirements for continued receipt of federal funding.

F. HEALTH RISKS FROM DRUGS AND ALCOHOL STUDENTS and employees of Kendall College should be aware and informed that health risks associated with the use of illicit drugs and the abuse of alcohol can result in, but are not limited to a lowered immune system, damage to critical nerve cells, physical dependency, lung damage, heart problems, liver disease, physical and mental depression, increased infection, irreversible memory loss, personality changes and thought disorders.

- i. Alcohol consumption causes a number of marked changes in behavior. Even low doses significantly impair the judgment and coordination required to drive a car safely, increasing the likelihood that the driver will be involved in an accident. Low to moderate doses of alcohol also increases the incidence of a variety of aggressive acts, including spouse and child abuse.
- ii. Moderate to high doses of alcohol cause marked impairments in higher mental functions, severely altering a person's ability to learn and remember information. Very high doses cause respiratory depression and death. If combined with other depressants of the central nervous system, much lower doses of alcohol will produce the effects just described.
- iii. Repeated use of alcohol can lead to dependence. Sudden cessation of alcohol intake is likely to produce withdrawal symptoms, including severe anxiety, tremors, hallucinations, and convulsions. Alcohol withdrawal can be life-threatening. Long-term consumption of large quantities of alcohol, particularly when combined with poor nutrition, can also lead to permanent damage to vital organs such as the brain and the liver.
- iv. Mothers who drink alcohol during pregnancy may give birth to infants with Fetal Alcohol Syndrome. These infants have irreversible physical abnormalities and mental retardation. In addition, research indicates that

children of alcoholic parents are at greater risk than other youngsters of becoming alcoholics.

- v. Marijuana contains THC (Delta-9-tetrahydrocannabinol) which accounts for most of its psychoactive or mind altering effects. The short-term effects of using marijuana include sleepiness, memory and concentration problems, impaired motor coordination, increased heart rate, dry mouth and throat, and decreased social inhibitions. The long term effects of using marijuana include impaired lung functioning, sexual problems, breast tissue development in men, and possible immune system damage.
- vi. Stimulants increase the activity of the central nervous system. Examples include amphetamines, methamphetamines, cocaine, and crack which cause short term elevations in mood, self-confidence, energy, heart rate and blood pressure. Potential difficulties associated with the more powerful stimulants such as these include possible physical addiction, psychoses, severe depressions, and anxiety syndromes such as panic attacks and obsessions. Additional health risks include seizures and cardiac arrest.
- vii. Hallucinogens are substances that distort perception of reality. The most well known hallucinogens include: phencyclidine (PCP), lysergic acid diethylamide (LSD), mescaline, and psilocybin. Under the influence of these drugs, the senses of direction, distance, and time become disoriented. They can produce unpredictable, erratic, and violent behavior in users that sometimes lead to serious injury and death. At high doses, LSD can cause convulsions, coma, heart and lung failure, and even death.
- viii. Sedatives/Tranquilizers are drugs used to reduce anxiety and tension. In some cases, they are used as sleep aids as well. Like alcohol, these drugs are central nervous system depressants. Examples include barbiturates such as Amytal, Nembutal, and Seconal, as well as benzodiazepines such as Activan, Halcyon, Librium, and Xanax. Rohypnol, a date rape drug, also falls into this category. Although specific effects may vary according to the particular drug, these drugs typically induce a state of relaxation and drowsiness. At high doses, dizziness, slurred speech, impaired coordination, and amnesia may occur. Health hazards include risk for addiction and coma and/or death from overdose.
- ix. Narcotics are painkillers or analgesics. These drugs include morphine, heroin, codeine, and Dilaudid, all of which are derived from opium. Synthetic narcotics include drugs such as Demerol, Percodan, and Darvon. These drugs tend to reduce sensory feeling and sensitivity of all

kinds, to pleasure as well as pain. In large doses, they induce drowsiness, mental clouding, lethargy, and even sleep. They are highly addictive. Overdose risks include convulsions, coma, and death.

- x. Anabolic Steroids are synthetic derivatives of the male hormone testosterone. These derivatives of testosterone promote the growth of skeletal muscle and increase lean body mass. The long-term, high dose effects of steroid use are largely unknown. Major side effects of anabolic steroid use include liver tumors, jaundice, fluid retention, high blood pressure, acne, and trembling. Aggression and mood swings as well as other psychiatric side effects may result from their abuse.
- xi. Students and employees should note that the above listing is not intended as all- inclusive. Further information may be gathered from a physician or the Counseling Office.

G. ALCOHOL LAW PENALTIES The purchase and/or possession of any alcoholic beverage by any person under 21 years of age is a misdemeanor under state law and is punishable by a prison sentence of up to one (1) year and a fine of \$1000. Persons who knowingly furnish alcohol to minors are also guilty of a misdemeanor and are subject to the same legal sanctions. In addition, the purchase and/or possession of alcohol by persons under 21 is prohibited by ordinance in the city of Chicago and is punishable by additional fines.

H. DRUG LAW PENALTIES

- i. **Illinois Law:** The penalty for persons convicted of possession of illicit drugs in Illinois is up to fifty (50) years in prison and a fine of up to \$200,000, unless the offense involved smaller quantities (200 grams or less), which is punishable from one (1) to three (3) years in prison and fines to \$15,000.
- ii. **Federal Law:** Under federal law, a conviction for possession of illicit drugs carries a prison sentence of up to three years and a fine to \$250,000. Special federal sentencing provisions for possession of crack cocaine require a mandatory prison sentence of five (5) to twenty (20) years.
- iii. The range of penalties for conviction of unlawful distribution of illicit drugs under state and federal law is summarized in the chart below. The severity of the sanctions imposed for both possession and distribution offenses depend on the quantity of drugs, prior convictions, and whether death or serious injury resulted. Sanctions may be increased for offenses which involve distribution to minors or occur on or near College property. In addition, other federal laws required or permit forfeiture of personal or real property used to illegally possess, facilitate possession,

transport, or for concealment of a controlled substance. A person's right to purchase or received a firearm or other federal benefits, such as student loans, grants, contracts, or professional or commercial licenses, may also be revoked or denied as a result of a drug conviction.

Federal Trafficking Penalties for Schedules I, II, III, IV, and V (except Marijuana)				
Schedule	Substance/Quantity	Penalty	Substance/Quantity	Penalty
II	Cocaine 500-4999 grams mixture	First Offense: Not less than 5 yrs. and not more than 40 yrs. If death or serious bodily injury, not less than 20 yrs. or more than life. Fine of not more than \$5 million if an individual, \$25 million if not an individual. Second Offense: Not less than 10 yrs. and not more than life. If death or serious bodily injury, life imprisonment. Fine of not more than \$8 million if an individual, \$50 million if not an individual.	Cocaine 5 kilograms or more mixture	First Offense: Not less than 10 yrs. and not more than life. If death or serious bodily injury, not less than 20 yrs. or more than life. Fine of not more than \$10 million if an individual, \$50 million if not an individual. Second Offense: Not less than 20 yrs., and not more than life. If death or serious bodily injury, life imprisonment. Fine of not more than \$20 million if an individual, \$75 million if not an individual. 2 or More Prior Offenses: Life imprisonment. Fine of not more than \$20 million if an individual, \$75 million if not an individual.
II	Cocaine Base 28-279 grams mixture		Cocaine Base 280 grams or more mixture	
IV	Fentanyl 40-399 grams mixture		Fentanyl 400 grams or more mixture	
I	Fentanyl Analogue 10-99 grams mixture		Fentanyl Analogue 100 grams or more mixture	
I	Heroin 100-999 grams mixture		Heroin 1 kilogram or more mixture	
I	LSD 1-9 grams mixture		LSD 10 grams or more mixture	
II	Methamphetamine 5-49 grams pure or 50-499 grams mixture		Methamphetamine 50 grams or more pure or 500 grams or more mixture	
II	PCP 10-99 grams pure or 100-999 grams mixture	PCP 100 grams or more pure or 1 kilogram or more mixture		
Substance/Quantity		Penalty		
Any Amount Of Other Schedule I & II Substances		First Offense: Not more that 20 yrs. If death or serious bodily injury, not less than 20 yrs. or more than Life. Fine \$1 million if an individual, \$5 million if not an individual.		
Any Drug Product Containing Gamma Hydroxybutyric Acid		Second Offense: Not more than 30 yrs. If death or serious bodily injury, life imprisonment. Fine \$2 million if an individual, \$10 million if not an individual.		
Flunitrazepam (Schedule IV) 1 Gram				
Any Amount Of Other Schedule III Drugs		First Offense: Not more than 10 yrs. If death or serious bodily injury, not more that 15 yrs. Fine not more than \$500,000 if an		

	individual, \$2.5 million if not an individual. Second Offense: Not more than 20 yrs. If death or serious injury, not more than 30 yrs. Fine not more than \$1 million if an individual, \$5 million if not an individual.
Any Amount Of All Other Schedule IV Drugs (other than one gram or more of Flunitrazepam)	First Offense: Not more than 5 yrs. Fine not more than \$250,000 if an individual, \$1 million if not an individual. Second Offense: Not more than 10 yrs. Fine not more than \$500,000 if an individual, \$2 million if other than an individual.
Any Amount Of All Schedule V Drugs	First Offense: Not more than 1 yr. Fine not more than \$100,000 if an individual, \$250,000 if not an individual. Second Offense: Not more than 4 yrs. Fine not more than \$200,000 if an individual, \$500,000 if not an individual.

SUBSTANCE ABUSE EDUCATION AND COUNSELING SERVICES

Off- Campus Counseling: ComPsych® GuidanceResources® Worldwide is the **Student Assistance Program (SAP)** provider for Kendall College students. Included in their services is membership into **GuidanceResources® Online**, the Internet product that complements the program by making information and guidance conveniently accessible. Kendall students may go to www.guidanceresources.com and enter Organization Web ID, "KENDALL", to access the site.

The SAP program is available, free of charge, **24 hours a day, 7 days a week**, by calling **866-645-1761**. The SAP toll-free line is answered by counseling professionals who can assist with a personal dilemma and can guide student callers to in-person care with an expert in their area. The SAP is strictly **confidential**, as mandated by law. To view the ComPsych HIPAA privacy notice, please go to www.guidanceresources.com/privacy.

9. Student Rights and Responsibilities

Kendall College assumes that members of the student body will exhibit mature and responsible behavior at all times. Kendall's rules and regulations are designed to encourage students in this direction. The College does not attempt to rigidly supervise the life of each individual student on campus or in the nearby community. However, as members of the College community, students will be expected to behave in a manner that reflects creditably on themselves and the institution.

Student conduct off campus, including off campus student housing, that involves a student related activity or involves another Kendall College student is subject to all Student Rights and Responsibilities and Standards of Conduct.

The College recognizes that individual freedom of expression and different lifestyles are important realities of our society, but it also recognizes that the College is a community with certain organizational needs, priorities and responsibilities. Therefore, the College, as an educational institution, also must consider that which best benefits the total community.

In dealing with student disciplinary problems, behavior modification is sought when appropriate through sound guidance, mediation, professional counseling, peer influence, or family reinforcement. In cases of behavior which is considered threatening or severely disruptive to the educational community or process, the College, acting for the administration, is authorized to take whatever lawful action is required to meet the circumstances of each situation including disciplinary action up to and including expulsion from Kendall College as well as contacting local law enforcement as appropriate.

STANDARDS OF CONDUCT

General Responsibility: Where violations of the following standards of conduct or other disciplinary violations occur, all students found to be knowingly in the presence of, or directly responsible for, such violation will be subject to disciplinary action up to and including expulsion from the college.

- **Alcohol** – Students eating in the Dining Room are prohibited from drinking alcohol if they are wearing their uniform whites.
- **Assault and Battery** – Actions or behavior, including threats, which endanger the safety and/or well-being of others, or which cause injury to another person on college property are prohibited. This prohibition is intended to cover assaults on college property or fighting among students. This prohibition includes any harassment and/or intimidation based on race, gender, ethnicity, religion, color, national origin, sexual orientation, age, or disability. This also includes hazing, intimidation, or harassment (including phone harassment).
- **Breach of Security/Safety** – Students are prohibited from entering or providing entry into restricted rooms, buildings, and other areas of the campus after normal closing hours. Such areas are designated by posted signs, locked doors, and/or gates. Students are not allowed to possess or use restricted keys without the permission of the appropriate Kendall College staff member.
- **Disorderly Conduct** – Lewd, obscene, or disorderly conduct on college property or at college-sponsored functions is prohibited.
- **Failure to Comply** – Failure to comply with the instructions of any authorized college representative, faculty, staff, or student, acting lawfully in the performance of his/her duties is considered noncompliance and is prohibited and may result in disciplinary action.

- **Fire Alarms** – Tampering with or misusing fire alarms or fire equipment is an offense that jeopardizes the safety of other members of the community and is strictly prohibited.
- **Firearms, Explosives, and Other Weapons** – Possession of a firearm, explosive, or other weapons will result in discipline, which may include, but is not limited to, suspension or expulsion. Culinary knife kits are considered to be instructional tools and should be used only as such. However, any item or object used to threaten or inflict bodily harm on another individual will be considered, at the time of its use, to be a weapon.
- **Guests** – Kendall's facilities are open to members of the Kendall community and their guests. If a student entertains guests anywhere on campus or at a college-sponsored event, the student is responsible for the actions of their guests. It is the responsibility of the student to see that her/his guest(s) follows all rules of the campus and residence halls. All guests must have a guest pass on their person while on college property. Guest passes are issued at the Security Desk on the first floor or by the First Floor Receptionist.
- **Identification** – Every student and staff member must visibly wear his or her Kendall College ID card. Upon request, students must give their ID card to authorized personnel (faculty, administrative staff, security staff, resident assistants, etc.) and comply with the directives of such officials.
- **Illegal Drugs** – Students are prohibited from the possession, sale, or consumption of any form of narcotics, hallucinogens, amphetamines, controlled substances, or any other form of illegal drug on campus or at student activities conducted on campus. The Residence Hall Handbook contains additional information on residence policies regarding illegal drugs and alcohol.
- **Sales and Solicitations** – The sale or promotion of commercial products by students are restricted to promotional (non-sales) gatherings and must be approved by the Office of Student Life. Approved student clubs and organizations are allowed to participate in fundraising activities that may involve sales of a commercial product. All other promotion or sale of products, without approval of the Office of Student Life, is prohibited. Outside vendors are not permitted on college property without prior approval of the Office of Student Life.
- **Sexual Harassment** – Sexual harassment is conduct based on sex, whether directed toward a person of the opposite or same sex, and may include (but is not limited to) kidding or teasing, practical jokes, jokes about obscene printed or visual material, and physical contact such as patting, pinching, or brushing against another person's body.
- **Sexual Misconduct** – The Standards of Conduct prohibit "Sexual Misconduct." "Sexual Misconduct" includes non-consensual sexual intercourse, non-consensual sexual contact, sexual harassment, domestic violence, dating violence, sexual assault and stalking. Certain of those terms are further defined in Kendall College's Sexual Misconduct and Relationship Violence Prevention Policy.
- **Theft/Vandalism** – Theft of or vandalism to property of the college or the property of a member of the college community is a violation of civil law and prohibited by Kendall College. Kendall College is not responsible for replacing

items lost or stolen from student lockers, residence hall rooms, classrooms, lounges, or other public or private areas. Losses should be reported to the Facilities Manager.

- **Windows** – The throwing or dropping of objects, or any type of liquid, out of windows and off balconies, ledges, or roofs is prohibited. Being on a building roof or ledge is prohibited.
- **Other Criminal Conduct** – Commission of an act that would constitute a crime under federal, state, or local law and not otherwise addressed by the violations listed above.
- **Other Policy Violation** – Violation of other published college policies, rules or regulations not addressed in the violations listed above, including without limitation the college's Equal Opportunity and Anti-Harassment Policy, Code of Academic Integrity, Alcohol or Drug Policy, and Acceptable Use Policy for IT.

DISCIPLINARY SANCTIONS

With the exception of incidents involving sexual misconduct or sex offenses, any Kendall student who is sanctioned for violation of College rules and regulations will first meet with the Director of Student Operations to attempt to resolve the situation. If the Director of Student Operations' decision is not acceptable to the student, or if circumstances require greater investigation and/or discussion, the student may request, or the Director of Students Operations may require, a judicial hearing. In these cases, the judicial procedures and format of appeal outlined in the Kendall College Student Handbook & Catalog shall be followed. Any of the listed sanctions may be recorded in the student's permanent file.

DEFINITIONS OF COMMON SANCTIONS

Disciplinary Warning - Verbal or written notification that the student has violated provisions of the standards of conduct or other policies, rules, and procedures. Additional violations or behavioral problems will subject the student to further disciplinary action.

Disciplinary Probation/Final Strike Option - A disciplinary status which does not interfere with the student's right to enroll in and attend classes, but which includes some disciplinary/educational sanctions and restriction of privileges for a specified period of time as determined in each particular situation.

Suspension - A temporary denial of the privilege of continuing as a student at the College. At the termination of the suspension, the student will be entitled to resume his or her education.

Expulsion - A permanent denial of the privilege of continuing as a student at the College.

Fines and/or Restitution - Fee may be assessed as a consequence of negative behavior, and is designed to serve as compensation for actual damages and a deterrent to any future negative behavior.

Other - Disciplinary sanctions designed to address the conduct of the individual may be imposed if the Director of Student Operations determines conduct is detrimental to the College. See below for greater detail.

10. Disclosures to Alleged Victims of Crimes of Violence or Non-forcible Sex Offenses

Kendall College will, upon written request, disclose to the alleged victim of a crime of violence, or a non-forcible sex offense, the results of any disciplinary hearing conducted by the college against the student who is the alleged perpetrator of the crime or offense. If the alleged victim is deceased as a result of the crime or offense, the information will be provided to the victim's immediate family, if so requested.

11. Emergency Response and Evacuation Procedures

Incident and Emergency Response

Kendall College is committed to supporting the welfare of its students, faculty, staff, and visitors. Preparing a campus crisis/Incident Response plan and allocating resources to respond to possible emergencies is one way in which the College offers this support. To accomplish these objectives, the college has developed an Emergency Response plan. The plan is fashioned in accordance with appropriate laws, regulations and policies that govern crisis/emergency preparedness and reflects the best and most current thinking in this area.

The Incident Response Plan is designed to maximize human survival and preservation of property, minimize danger, restore normal operations of the College, and assure responsive communications with the campus, surrounding community, and the City of Chicago. The plan is set in operation whenever a natural or induced emergency affecting the College reaches proportions that cannot be handled by established measures. A crisis may be sudden and unforeseen, or there may be varying periods of warning. This plan is intended to be sufficiently flexible to accommodate contingencies of all types, magnitudes, and duration.

Emergency Notification System

The most important function of any emergency plan is the ability to quickly communicate information to potentially affected individuals. To that end, the college has implemented a notification system that simultaneously sends email, voice announcements, and text messages. This externally hosted, web based system allows administrators to record and immediately transmit messages to phone numbers and email addresses through text, voice and fax.

In the event of a campus emergency, including weather and campus closings, students, faculty and staff members will receive emergency messages on wired and wireless telephones, cell phones and computers. If no one answers the phone, a message will

be left in the end user's voice mail. To ensure that the system is operating properly and contains accurate contact information, a test message will be sent once per quarter.

Emergency contact information for the Notification System is collected from students, faculty, and staff. Each individual is required to ensure that his or her emergency contact information is updated. Every member of the College community is asked to verify and/or update their contact information on a quarterly basis. Updates may be made through a link hosted on My Kendall at any time.

Emergency Evacuation Procedures

When an alarm sounds or a voice communication is announced, please follow the instructions given.

If an evacuation is required due to a fire alarm, do not use the elevators.

If you not able to evacuate, call 911 and notify them that you need assistance and tell them your exact location.

If you are able, proceed to the nearest stairway and let those evacuating know that you need assistance.

Please remain in the stairway with the stair door closed. The stairway is a fire-rated protected area and should keep you safe from heat and smoke.

DO NOT RE-ENTER THE FLOOR.

Fire wardens will walk through each floor to verify evacuation of the floor and will check each stairway. If the floor is not passable due to heat or smoke then first responders will be ascending the stairways in a primary search.

If you have previously notified security of your impairment, then assistance will be sent to look for you in your office or on your floor when an alarm occurs.

If you cannot leave your office, desk or area, call 911 and notify them of your exact location. You should call security at extension 22911 and let them know that you need assistance at your location.

If there is a fire and you cannot evacuate, take cover and stay close to the ground and cover your face to avoid inhaling smoke

If you are in a room or an office keep the door closed and take cover. If possible, place wet towels around doors to keep out smoke

Continue to call out for assistance.

Fire Safety

Kendall College routinely tests its fire alarm system. Evacuation drills are also conducted on a routine basis. Evacuation drills can be announced or unannounced and may be completed in conjunction with local fire officials. For details about Kendall's fire alarm tests and evacuation drills, please contact the Director of IT and Facilities at (312) 752-2120.

12. Kendall College Sexual Harassment And Anti-Harassment Policy

Kendall College is committed to maintaining an educational and work environment that is free of discrimination. In keeping with this commitment, we will not tolerate harassment of Kendall College students or employees on College property by anyone, including any student, staff member, faculty member, co-worker, vendor, or any third party.

Harassment consists of unwelcome conduct, whether verbal, physical, or visual, that is based upon a person's protected status, such as sex, color, race, religion, creed, ancestry, national origin, age, physical or mental disability, marital status, sexual orientation, or other protected group status. The College will not tolerate harassing conduct that affects tangible benefits of education or employment that interferes unreasonably with an individual's educational or working environment. Such harassment may include, for example, jokes about another person's protected status, or kidding, teasing or practical jokes directed at a person based on his/her protected status.

Sexual harassment deserves special mention. Unwelcome sexual advances, requests for sexual favors, and other physical, verbal, or visual conduct based on sex constitute sexual harassment as follows: (1) when submission to the conduct is an explicit or implicit term or condition of education or employment. (2) When submission to or rejection of the conduct is used as the basis for an educational or employment decision. (3) When the conduct has the purpose or effect of unreasonably interfering with an individual's work or educational performance or creating an intimidating, hostile, or offensive working or educational environment. Sexual harassment is conduct based on sex, whether directed towards a person of the opposite or same sex, and may include (but is not limited to) "kidding" or "teasing," "practical jokes," jokes about obscene printed or visual material, and physical contact such as patting, pinching, or brushing against another person's body.

All College students and employees are responsible for helping to avoid harassment. Anyone who feels that he/she has experienced or witnessed harassment should notify one of the individuals listed below in the “Whom to Contact with a Report or Complaint” section of this policy. Students or employees may choose/request to report to a person of the employee’s same sex. The College forbids retaliation against anyone who reports harassment, assists another person in making a harassment complaint, or who cooperates in a harassment investigation. The College’s policy is to investigate all harassment complaints thoroughly and promptly. To the fullest extent practicable, the College will keep the complaints and the terms of their resolution confidential. If an investigation confirms that a violation of the policy has occurred, the College will take corrective action, including discipline, up to and including immediate termination of employment and/or expulsion.

WHOM TO CONTACT WITH A REPORT OR COMPLAINT

Name: Jeanette Konieczka, Director of Student Operations and Title IX Coordinator.

Telephone No: 312-752-2382

Office: 230

13. Kendall College Sexual Misconduct and Relationship Violence Prevention Policy

The Standards of Conduct, as well as this Sexual Misconduct and Relationship Violence Prevention Policy, prohibit “Sexual Misconduct.” “Sexual Misconduct” includes non-consensual sexual intercourse, non-consensual sexual contact, sexual harassment, domestic violence, dating violence, sexual assault and stalking. Certain of these terms are further defined under Kendall College policy as follows:

a. **Dating violence**

The term “dating violence” means violence committed by a person—

(A) who is or has been in a social relationship of a romantic or intimate nature with the victim; and

(B) where the existence of such a relationship shall be determined based on a consideration of the following factors:

(i) The length of the relationship.

(ii) The type of relationship.

(iii) The frequency of interaction between the persons involved in the relationship.

b. **Domestic violence**

The term “domestic violence” includes felony or misdemeanor crimes of violence committed by a current or former spouse 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, by a person similarly situated to a spouse of the victim under the domestic or family

violence laws of the jurisdiction receiving grant monies, or by any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction.

c. Rape

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. The FBI's updated definition of rape, which encompasses the categories of rape, sodomy, and sexual assault with an object is: Penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.

d. 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.

a. 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.

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

e. Stalking

The term "stalking" means engaging in a course of conduct directed at a specific person that would cause a reasonable person to—

(A) fear for his or her safety or the safety of others; or

(B) suffer substantial emotional distress

(C) 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.

f. Sexual assault

Offense classified as a forcible or non-forcible sex offense under the uniform crime reporting system of the Federal Bureau of Investigation.

While Kendall College utilizes different standards and definitions than the Illinois Code, Sexual Misconduct often overlaps with crimes of sexual assault, sexual harassment, stalking, dating violence and domestic violence.

Kendall College uses the “preponderance of evidence” standard of proof in any conduct proceeding related to “Sexual Misconduct.” Both the victim and accused will be informed of the outcome of the hearing. A student found guilty of “Sexual Misconduct” or of violating the Sexual Misconduct and Relationship Violence Prevention Policy could be criminally prosecuted in the state courts and may be suspended or expelled from the College. Student victims have the option to change their academic and/or on-campus living situations after an alleged sexual assault, if such changes are reasonably available.

14. Whom to Contact with a Report or Complaint

If you are the victim of sexual misconduct, gender-based violence or the crimes of rape, acquaintance 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:

1. Go to a safe place and speak with someone you trust. Tell this person what happened. If there is any immediate danger, contact Security at 22911 or (312) 752-2911 if you are on campus or call 911 if you are off campus.
2. Consider securing immediate professional support (e.g., counseling, victim advocacy, medical services, etc.) to assist you in the crisis.
3. If you are on campus during regular business hours, you may go to Title IX Coordinator for support and guidance.
4. For your safety and well-being, immediate medical attention is encouraged. Further, being examined as soon as possible, ideally within 120 hours, is important in the case of rape or sexual assault. The hospital will arrange for a specific medical examination at no charge. 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 to the proof of a crime, to obtain an order of protection or to offer proof of a campus policy violation. Try to memorize details (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., restraining orders, injunctions, protection from abuse), please notify the Director of Student Operations or the campus Title IX Coordinator so that those orders can be observed on campus.

5. If you have not already done so, file a police report with the Chicago Police Department. Filing a police report will not obligate the victim to prosecute, nor will it subject the victim to scrutiny or judgmental opinions from officers. Filing a police report will:
 - › ensure that a victim of sexual assault receives the necessary medical treatment and tests, at no expense to the victim;
 - › provide the opportunity for collection of evidence helpful in prosecution, which cannot be obtained later (ideally a victim of sexual assault should not wash, douche, use the toilet, or change clothing prior to a medical/legal exam);
 - › assure the victim has access to free confidential counseling from counselors specifically trained in the area of sexual assault crisis intervention.
6. Even after the immediate crisis has passed, consider seeking support from CompScyh Guidance Resources (guidanceresources.com), the Director of Student Operations and/or the Rape Victims Advocate (180 North Michigan Avenue Suite 600, Chicago, IL 60601).
7. Contact the Title IX Coordinator if you need assistance with Kendall College related concerns, such as no-contact orders or other protective measures. The Title IX Coordinator will also assist in any needed advocacy for students who wish to obtain protective or restraining orders from local authorities. The College is able to offer reasonable academic accommodations, changes to living arrangements, transportation accommodations, escorts, no contact orders, counseling services access and other supports and resources as needed by a victim.

15. STUDENT EMERGENCY PROTOCOL

In the case of an Emergency:

Contact Security Desk at (312) 752-2445 or (312) 296-6634 cell phone or 2-2445 from any campus telephone

Police, Fire, and Medical Emergency Dial 911 Using a campus telephone dial 9-911

Poison Help line 1-800-222-1222

Emergency Information

In the event of an emergency it is critical to consider the following information.

Be Aware

One of the most important things you can do is to simply be aware of your environment and surroundings. Please report any suspicious persons, objects or behavior to Campus Security immediately.

Know Kendall's Plans

Make certain that you are familiar with any campus and/or building emergency procedure. For additional information on Kendall College's emergency procedures, please contact the Director of Student Operations at (312) 752-2382.

Have a Communication Plan

Take some time to develop a plan for contacting friends and family should some kind of emergency occur. Let people know where you are going and when you will be back.

16. Preventing and Responding to Sex Offenses, Domestic Violence, Dating Violence and Stalking

a. Education and Awareness Programs

In an effort to reduce the risk of sexual misconduct as well as the crimes of sexual assault, sexual harassment, stalking, dating violence and domestic violence occurring among its students, Kendall College utilizes a range of campaigns, strategies and initiatives to provide awareness, educational, risk reduction and prevention programming.

It is the policy of Kendall College to offer programming to prevent domestic violence, dating violence, sexual assault (including stranger and known offender assaults) and stalking each year. Educational programs are offered to raise awareness for all incoming students and employees, and are often conducted during new student and new employee orientation and throughout an incoming student's first semester. These programs and others offered throughout the year include strong messages regarding not just awareness, but also primary prevention (including normative messaging, environmental management and bystander intervention), and discuss institutional policies on sexual misconduct as well as the Illinois definitions of domestic violence, dating violence, sexual assault, stalking and consent in reference to sexual activity. 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.

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. Throughout the year, ongoing awareness and prevention campaigns are directed to students and employees, including faculty, often taking the form of guest speakers on campus, student activities such as Condom Tic Tac Toe, and email campaigns addressing sexual abuse prevention.

Procedures Students Should Follow if a Sex Offense Occurs

In the event that sexual misconduct, gender-based violence or the crimes of sexual assault, stalking, dating violence or domestic violence occur, Kendall College takes the matter very seriously. The College employs interim protection measures such as interim suspension 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, s/he is subject to action in accordance with the Standards of Conduct Policy in the student handbook. A student wishing to officially report such an incident may do so by contacting the Title IX Coordinator. Anyone with knowledge about sexual misconduct or gender-based violence or the crimes of sexual assault, sexual harassment, stalking, dating violence or domestic violence is encouraged to report it immediately.

Furthermore, Kendall College's policy is to provide victims of sexual offenses, domestic violence, dating violence, sexual assault, or stalking, with the following information in writing:

- i. The importance of preserving evidence for proof of criminal domestic violence, dating violence, sexual assault, or stalking, or in obtaining a protection order;
- ii. To whom the offense should be reported;
- iii. Options regarding reporting, including law enforcement and campus authorities to:
 - a. Notify victim of the option to notify on-campus and local police;
 - b. assist the victim if they choose in notifying law enforcement; and;
 - c. give the victim the right to decline to notify such authorities.
- iv. Rights of victims and institutional responsibilities on orders of protection, no contact orders, restraining orders, or similar lawful orders issued by criminal, civil, or tribal courts.
- v. Procedures for institutional disciplinary action in cases of domestic violence, dating violence, sexual assault, or stalking, which includes a clear statement that:
 - a. Proceedings will provide a prompt, fair, and impartial investigation and resolution; and be conducted by officials who receive annual training on issues related to domestic violence, dating violence, sexual assault, and stalking, and how to conduct an investigation and hearing process that protects the safety of victims and promotes accountability.
 - b. The accuser and accused are entitled to the same opportunities to have a support person/advisor of their choice at any proceeding or related meeting.

- c. The accuser and accused must be simultaneously informed in writing of:
 - the outcome of any institutional disciplinary proceeding that arises from an allegation of domestic violence, dating violence, sexual assault, or stalking.
 - The institution's procedures for appealing the results of the proceeding.
 - Any change to the results that occurs prior to the time that such results become final.
 - When such results become final.
- i. Information about how confidentiality of victims will be protected, including how publicly-available recordkeeping will be accomplished without including identifying information about the victim, to the extent possibly by law
- ii. Written notification of students and employees about existing counseling, health, mental health, victim advocacy, legal assistance, and other services available for victims both on-campus and in the community.
- iii. Written notification to victims about options for, and available assistance in, changing academic, living, transportation, and working situations, if requested by victim and if reasonable available, regardless of whether victim chooses to report the crime to campus police or local law enforcement.

For student or employee who reports to Kendall College that s/he has been a victim of domestic violence, dating violence, sexual assault, or stalking, whether it occurred on or off-campus, that he or she will be provided with a written explanation of his or her rights and options, as described above.

b. Student's Option to Notify Law Enforcement

When a sexual assault victim contacts Campus Security, the Title IX Coordinator, or the Director of Student Services, local police will be notified as well. The victim of a sexual assault may choose for the investigation to be pursued through the criminal justice system and Kendall College's Title IX Coordinator, or only the latter. Kendall College will comply with a student's request for assistance in notifying law enforcement.

c. Procedures for Campus Disciplinary Action in Cases of an Alleged Sexual Offense.

Disciplinary proceedings, as well as special guidelines for cases involving "Sexual Misconduct," are detailed in the Student Handbook. The term "Sexual Misconduct" is defined in Kendall College's Sexual Misconduct and Relationship Violence Prevention

Policy. Sexual misconduct includes non-consensual sexual intercourse, non-consensual sexual contact, sexual exploitation, interpersonal/relationship violence, sex/gender-based stalking, and sexual harassment. While Kendall College utilizes different standards and definitions than the California Code, sexual misconduct 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 Title IX and the Clery Act, which mandates the contents of this report.

Procedurally, when Kendall College receives a report of sexual misconduct, gender-based violence, or other sex or gender discrimination, the campus Title IX Coordinator is notified. If the victim wishes to access local community agencies and/or law enforcement for support, the College will assist the victim in making these contacts. The Title IX Coordinator will offer assistance to victims in the form of interim or long-term measures such as opportunities for academic accommodations; changes in housing for the victim or the responding student; visa and immigration assistance; changes in working situations; and other assistance as may be appropriate and available on campus or in the community (such as no contact orders, campus escorts, transportation assistance, targeted interventions, etc.). If the victim so desires, that individual will be connected with a counselor on- or off-campus, as well as an on-or off-campus victim's advocate. No victim is required to take advantage of these services and resources, but the College provides them in the hopes of offering help and support without condition or qualification. A summary of rights, options, supports, and procedures, in the form of this document, is provided to all victims, whether they are students, employees, guests, or visitors.

When appropriate upon receipt of notice, the Title IX Coordinator will cause a prompt, fair, and impartial process to be initiated, commencing with an investigation, which may lead to the imposition of sanctions based upon a preponderance of evidence (what is more likely than not), upon a responding student or other accused individual. Procedures detailing the investigation and resolution processes of the College can be found in Kendall College Student Handbook. The anticipated timeline for completion of the process is 60 days, though certain situations may warrant additional time to fully resolve. The Title IX Coordinator is ultimately responsible for assuring in all cases that the behavior is brought to an end, the College acts to reasonably prevent its recurrence, and the effects on the victim and the community are remedied. The Title IX Coordinator is also responsible for assuring that training is conducted annually for all advocates, investigators, hearing officers, panelists, and appeals officers that encompass a hearing process that protects the safety of victims and promotes accountability. Training will focus on sexual misconduct, domestic violence, dating violence, sexual assault, stalking, sexual harassment, retaliation, and other behaviors that can be forms of sex or gender discrimination covered by Title IX and Clery Act. Training will help those decision-makers in the process of protecting the safety of victims and promoting accountability for those who commit offenses.

The investigation and records of the resolution conducted by the College are maintained confidentially. Information is shared internally between administrators who need to

know, but a tight circle is kept. Where information must be shared to permit the investigation to move forward, the person bringing the accusation will be informed. Privacy of the records specific to the investigation is maintained in accordance with Illinois 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, Kendall College maintains privacy in relation to any accommodations or protective measures afforded to a victim, 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. Irrespective of state law or public records access provisions, information about victims is maintained privately in accordance with Title IX and FERPA.

In any complaint of sexual misconduct, sexual assault, stalking, dating violence, domestic violence, or other sex or gender-based discrimination covered under the federal law, Title IX, the person bringing the accusation and the responding party are entitled to the same opportunities for a support person of their choice throughout and to fully participate in the process, including any meeting, conference, hearing, appeal, or other procedural action. Once complete, the parties will be informed, in writing, of the outcome, including the finding, the sanctions (if any), and the rationale therefor. Delivery of this outcome to the parties will occur simultaneously and without undue delay between notifications. All parties will be informed of Kendall College's appeal processes, and their rights to exercise a request for appeal. Should any change in outcome occur prior to finalization, all parties will be timely informed in writing, and will be notified when the results of the resolution process become final.

Both Title IX and the Clery Act provide protections for whistleblowers who bring allegations of non-compliance with the Clery Act and/or Title IX to the attention of appropriate campus administrators. The college does not retaliate against those who raise concerns of non-compliance. Any concerns should be brought to the immediate attention of the campus Title IX Coordinator and/or to officials of the U.S. Department of Education. Student victims have the option to change their academic and/or off-campus college housing living situations after an alleged sexual assault, if such changes are reasonably available.

d. Written Notification Provided to Victims

It is Kendall College's policy to provide a summary of rights, options, supports, and procedures, in the form of this document, is provided to all victims of sexual offenses, whether they are students, employees, guests, or visitors.

e. Possible Sanctions for Sexual Offenses

Kendall College's disciplinary proceedings, as well as special guidelines for cases involving sexual misconduct, are detailed in the Catalog. For offenses including sexual misconduct or other gender based violence, which typically include the crimes of domestic violence, dating violence, sexual harassment, sexual misconduct, and stalking, sanctions range from warning to expulsion. Serious and violent incidents and acts of non-consensual sexual intercourse (the policy equivalent to the crime of rape) usually result in suspension, expulsion, or termination of employment. Lying to investigators (and/or failing to participate in an investigation) can result in additional consequences under the Code of Student Conduct. Additionally, a student could be criminally prosecuted in the state courts. Student victims have the option to change their academic and/or campus living situations after an alleged sexual assault, if such changes are reasonably available.

f. Confidentiality of Victims of Sexual Offenses

In the unfortunate event that a sexual offense occurs, Kendall College will protect the confidentiality of victims and other necessary parties. This confidentiality may be limited in the event that a crime of violence has occurred. To that effect, Kendall College will complete publically available record keeping, including Clery Act reporting and disclosures, without the inclusion of personally identifying information about the victim. Additionally, Kendall College will maintain as confidential any accommodations or protective measures provided to the victim, to the extent that maintaining such confidentiality will not impair the ability of the institution to provide the accommodations or protective measures.

17. Privacy Rights

Compliance with any of these provisions does not constitute a violation of section 444 of the General Education Provisions Act (20 U.S.C. 1232g), commonly known as the Family Educational Rights and Privacy Act of 1974 (FERPA).

18. Sex Offender Registration

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 following link is provided to the Sex Offender Registry.

<http://www.nsopw.gov/Core/Portal.aspx>

The law requires institutions of higher education to issue a statement advising the campus community where law enforcement information provided by a State concerning registered sex offenders may be obtained. It also requires sex offenders already required to register in a State to provide notice of each institution of higher education in that State at which the person is employed, carries a vocation, or is a student.

Unlawful use of the information for purposes of intimidating or harassing another is prohibited by law.

In addition to the above notice to the State of Illinois all sex offenders are required to deliver written notice of their status as a sex offender to the college's Director of Student Operations no later than three (3) business days prior to their enrollment in, employment with, volunteering at, or residence in the College. Such notification may be disseminated by the College to, and for the safety and well-being of, the College community, and may be considered by the College for enrollment and discipline purposes.

19. Crime Statistics Reporting Table

SECURITY/CRIME STATISTICS REPORT Chicago Police Department

Kendall College is located under the 18th Chicago Police District. William P. Dunn, Commander is the Commander of the 18th Police District.

Office: 1160 N. Larrabee Ave.
Chicago, IL 60610

Phone: (312) 742-5870

For annual crime reports and statistics please go to www.cityofchicago.org

20. Kendall College Crime Report

The college believes that an informed public is a safety-conscious public. The following reported statistics, are for your information, and provided in compliance with the Crime Awareness and Campus Security Act of 1990. The statistics cover the period January 1 - December 31 for each year ending. If you have any questions, contact the Office of the Director of Student Operations at 312-752-2382.

Kendall College
 October 2015 Report (Reflecting Statistics for 2014 Reporting Period)
Crime Statistics Reporting Table

OFFENSE	YEAR	ON-CAMPUS PROPERTY	ON-CAMPUS STUDENT HOUSING FACILITIES	NONCAMPUS PROPERTY	PUBLIC PROPERTY
MURDER/NON-NEGLIGENT MANSLAUGHTER	2012	0	0	0	0
	2013	0	0	0	0
	2014	0	0	0	0
NEGLIGENT MANSLAUGHTER	2012	0	0	0	0
	2013	0	0	0	0
	2014	0	0	0	0
SEXUAL ASSAULT: RAPE	2012	0	0	0	0
	2013	0	0	0	0
	2014				
SEXUAL ASSAULT: FONDLING	2012	0	0	0	0
	2013	0	0	0	0
	2014				
SEXUAL ASSAULT: INCEST	2012	0	0	0	0
	2013	0	0	0	0
	2014				
SEXUAL ASSAULT: STATUTORY RAPE	2012	0	0	0	0
	2013	0	0	0	0
	2014				
RAPE	2014	0	0	0	0
FONDLING	2014	0	0	1	0
INCEST	2014	0	0	0	0
STATUTORY RAPE	2014	0	0	0	0
DOMESTIC VIOLENCE	2012				
	2013	0	0	0	0
	2014				
VAWA: DOMESTIC VIOLENCE	2014	0	0	0	0
DATING VIOLENCE	2012				
	2013	0	0	0	0
	2014				
VAWA: DATING VIOLENCE	2014	0	0	0	0
STALKING	2012				
	2013	0	0	0	0
	2014				
VAWA: STALKING	2014	0	0	0	0
ROBBERY	2012	0	0	0	0
	2013	0	0	0	0
	2014	0	0	0	0
AGGRAVATED ASSAULT	2012	0	0	0	0
	2013	0	0	0	0
	2014	0	0	0	0
BURGLARY	2012	0	0	0	0
	2013	0	0	0	0

	2014	0	0	0	0
MOTOR VEHICLE THEFT	2012	0	0	0	0
	2013	1	0	0	0
	2014	0	0	0	0
	2012	0	0	0	0
ARSON	2013	0	0	0	0
	2014	0	0	0	0
	2012	0	0	0	0
ARRESTS: WEAPONS: CARRYING, POSSESSING, ETC	2013	0	0	0	0
	2014	0	0	0	0
	2012	0	0	0	0
ARRESTS: DRUG ABUSE VIOLATIONS	2013	0	0	0	0
	2014	0	0	0	0
	2012	0	0	15	0
ARRESTS: LIQUOR LAW VIOLATIONS	2013	0	0	0	0
	2014	0	0	0	0
	2012	2	0	0	0
DISCIPLINARY REFERRALS: WEAPONS: CARRYING, POSSESSING, ETC	2013	0	0	0	0
	2014	0	0	0	0
	2012	0	0	0	0
DISCIPLINARY REFERRALS:, DRUG ABUSE VIOLATIONS	2013	0	1	0	0
	2014	0	0	8	0
	2012	0	0	0	0
DICIPINARY REFERRALS: LIQUOR LAW VIOLATIONS	2013	0	0	0	0
	2014	0	0	7	0

HATE CRIME OFFENSE	YEAR	ON-CAMPUS PROPERTY	ON-CAMPUS STUDENT HOUSING FACILITIES	NONCAMPUS PROPERTY	PUBLIC PROPERTY	CATEGORY OF BIAS (see key)**:
HATE CRIMES**: SIMPLE ASSAULT	2012	0	0	0	0	0
	2013	0	0	0	0	0
HATE CRIMES**: LARCENY THEFT	2012	0	0	0	0	0
	2013	0	0	0	0	0
HATE CRIMES**: INTIMIDATION	2012	0	0	0	0	0
	2013	0	0	0	0	0
HATE CRIMES**: DESTRUCTION/DAMAGE/VANDALISM OF PROPERTY	2012	0	0	0	0	0
	2013	0	0	0	0	0

****Categories of bias for Hate Crimes include actual or perceived (A) race, (B) gender, (C) gender identity, (D) religion, (E) sexual orientation, (F) ethnicity, (G) national origin or (H) disability.**

**Occurrences of Hate Crimes
Category of Bias for Crimes Reported in 2014**

Hate Crimes - ON-CAMPUS PROPERTY

Criminal Offense	2014 Total	Race	Religion	Sexual Orientation	Gender	Gender Identity	Disability	Ethnicity	National Origin
MURDER/NON-NEGLIGENT MANSLAUGHTER	0	0	0	0	0	0	0	0	0
RAPE	0	0	0	0	0	0	0	0	0
FONDLING	0	0	0	0	0	0	0	0	0
INCEST	0	0	0	0	0	0	0	0	0
STATUTORY RAPE	0	0	0	0	0	0	0	0	0
ROBBERY	0	0	0	0	0	0	0	0	0
AGGRAVATED ASSAULT	0	0	0	0	0	0	0	0	0
BURGLARY	0	0	0	0	0	0	0	0	0
MOTOR VEHICLE THEFT	0	0	0	0	0	0	0	0	0
ARSON	0	0	0	0	0	0	0	0	0
SIMPLE ASSAULT	0	0	0	0	0	0	0	0	0
LARCENY THEFT	0	0	0	0	0	0	0	0	0
INTIMIDATION	0	0	0	0	0	0	0	0	0
DESTRUCTION/DAMAGE/VANDALISM OF PROPERTY	0	0	0	0	0	0	0	0	0

Hate Crimes - ON-CAMPUS STUDENT HOUSING FACILITIES

Criminal Offense	2014 Total	Race	Religion	Sexual Orientation	Gender	Gender Identity	Disability	Ethnicity	National Origin
MURDER/NON-NEGLIGENT MANSLAUGHTER	0	0	0	0	0	0	0	0	0
RAPE	0	0	0	0	0	0	0	0	0
FONDLING	0	0	0	0	0	0	0	0	0
INCEST	0	0	0	0	0	0	0	0	0
STATUTORY RAPE	0	0	0	0	0	0	0	0	0
ROBBERY	0	0	0	0	0	0	0	0	0
AGGRAVATED ASSAULT	0	0	0	0	0	0	0	0	0
BURGLARY	0	0	0	0	0	0	0	0	0
MOTOR VEHICLE THEFT	0	0	0	0	0	0	0	0	0
ARSON	0	0	0	0	0	0	0	0	0
SIMPLE ASSAULT	0	0	0	0	0	0	0	0	0
LARCENY THEFT	0	0	0	0	0	0	0	0	0
INTIMIDATION	0	0	0	0	0	0	0	0	0
DESTRUCTION/DAMAGE/VANDALISM OF PROPERTY	0	0	0	0	0	0	0	0	0

Hate Crimes - NONCAMPUS PROPERTY

Criminal Offense	2014 Total	Race	Religion	Sexual Orientation	Gender	Gender Identity	Disability	Ethnicity	National Origin
MURDER/NON-NEGLIGENT MANSLAUGHTER	0	0	0	0	0	0	0	0	0
RAPE	0	0	0	0	0	0	0	0	0
FONDLING	0	0	0	0	0	0	0	0	0
INCEST	0	0	0	0	0	0	0	0	0
STATUTORY RAPE	0	0	0	0	0	0	0	0	0
ROBBERY	0	0	0	0	0	0	0	0	0
AGGRAVATED ASSAULT	0	0	0	0	0	0	0	0	0
BURGLARY	0	0	0	0	0	0	0	0	0
MOTOR VEHICLE THEFT	0	0	0	0	0	0	0	0	0
ARSON	0	0	0	0	0	0	0	0	0
SIMPLE ASSAULT	0	0	0	0	0	0	0	0	0
LARCENY THEFT	0	0	0	0	0	0	0	0	0
INTIMIDATION	1	1	0	0	0	0	0	0	0
DESTRUCTION/DAMAGE/VANDALISM OF PROPERTY	0	0	0	0	0	0	0	0	0

Hate Crimes - PUBLIC PROPERTY

Criminal Offense	2014 Total	Race	Religion	Sexual Orientation	Gender	Gender Identity	Disability	Ethnicity	National Origin
MURDER/NON-NEGLIGENT MANSLAUGHTER	0	0	0	0	0	0	0	0	0
RAPE	0	0	0	0	0	0	0	0	0
FONDLING	0	0	0	0	0	0	0	0	0
INCEST	0	0	0	0	0	0	0	0	0
STATUTORY RAPE	0	0	0	0	0	0	0	0	0
ROBBERY	0	0	0	0	0	0	0	0	0
AGGRAVATED ASSAULT	0	0	0	0	0	0	0	0	0
BURGLARY	0	0	0	0	0	0	0	0	0
MOTOR VEHICLE THEFT	0	0	0	0	0	0	0	0	0
ARSON	0	0	0	0	0	0	0	0	0
SIMPLE ASSAULT	0	0	0	0	0	0	0	0	0
LARCENY THEFT	0	0	0	0	0	0	0	0	0
INTIMIDATION	0	0	0	0	0	0	0	0	0
DESTRUCTION/DAMAGE/VANDALISM OF PROPERTY	0	0	0	0	0	0	0	0	0

21. Statement Regarding Annual Security Report Availability

This Annual Security Report is required by federal law and contains policy statements and crime statistics for the school. The policy statements address the school's policies, procedures and programs concerning safety and security. This report is available online at:

<http://www.kendall.edu/student-resources/student-services/campus-safety/>

You may also request a paper copy from office 230.

This report is distributed to all currently enrolled students (including those attending less than full time) and all employees by October 1st each year. This report is also provided to any prospective student or prospective employee upon request.

22. Unfounded Crimes

In the rare situation where sworn or commissioned law enforcement personnel have fully investigated the reported crime and, based on the results of this full investigation and evidence, have made a formal determination that the crime report is false or baseless and therefore 'unfounded', the college will withhold or subsequently remove the reported crime from its crime statistics.