



Modesto Junior College

2008 Annual Security Report

Yosemite Community College District

Includes
MJC Crime Statistics for 2007, 2006, and 2005

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Pursuant to 20 U.S.C. Section 1092(f), the "Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act" ("Clery Act"), the Code of Federal Regulations (CFR) Title 34 Chapter VI, and the California Education Code, Sections 67380-67385, and YCCD Board Policy #3300, MJC distributes this annual report containing crime statistics and statements of security policies.

The Yosemite Community College District and Modesto Junior College are committed to protecting the safety and security of all students, staff, and faculty, as well as visitors to our campus, and to providing accurate and complete information regarding crimes committed in the campus community. We believe that disclosure of crimes reported, and of programs for preventing and reducing crime, promotes a safer, more informed community.

Interested parties can view the report or request a copy by contacting the Campus Safety Department at MJC West Campus, 2201 Blue Gum Avenue, Modesto, CA, John Muir 151, or by telephone at (209) 575-7756. Students and staff are advised where to find the report by way of MJC Catalog, Class schedules and staff e-mails annually.

CRIME REPORTING PROCEDURES

Crimes can be averted and suspects apprehended more quickly if suspicious activity is reported promptly. If someone's behavior or the situation is disturbing, threatening, or out of the ordinary, call the MJC Campus Safety Department any time of the day or night. The officer will assess the situation and take any necessary and appropriate action.

The College strongly encourages victims to report all incidents and/or any suspicious activity on campus to the Campus Safety. All crimes reported to Campus Safety are maintained on the Incident Report Log at the Campus Safety Office. Crimes occurring off-campus should be reported immediately to the law enforcement agency having jurisdiction

Reporting Emergencies

To report crimes in progress (or police, fire, or medical emergencies on campus) dial 9-911 from any campus telephone, or 911 from pay phones. In addition to reaching Stanislaus County Dispatch, (this will connect you directly to the MJC Campus Safety Department). At MJC, emergencies can also be reported by using one of the emergency call boxes located throughout campus parking areas

On campus, if you dial 9-911 or use an emergency call box, the dispatcher or operator can locate the phone from which you are calling and will dispatch a Campus Safety officer to your location. If there is a fire and no telephone is available, activate one of the fire alarms located throughout campus.

Reporting Non – Emergencies

For NON-EMERGENCY calls for assistance, call the MJC Campus Safety Department at (209) 575-6351, use the emergency Call Box in the parking lots, or dial * 86 from any campus pay phone. The MJC Campus Safety Department is located on the West Campus, John Muir 151.

Reporting Hate Crimes

California law prohibits threats or acts of violence against individuals or groups or their property because of personal characteristics or associations. State laws similarly prohibit defacing, damaging, or destroying another's property to intimidate or interfere with his/her rights. Crimes routinely classified as misdemeanors can be felonies if committed because of bigotry. A conviction cannot be based on speech alone, unless the speech itself threatens violence against a specific individual or group, and the

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defendant has the ability to carry out the threat. If you are the victim of or witness a hate crime, report it as soon as possible to the appropriate police agency.

Reporting Suspected Misconduct by Students and Student Organizations

To report suspected misconduct by a MJC student or registered student organization, call the Office of Vice President of Student Services (209) 575-6060. The *Student Code of Conduct* prohibits physical assault, including rape; threats of violence; and conduct that threatens health or safety, as well as illegal use or possession of weapons, explosives, drugs or alcohol; theft; and vandalism. Students who commit crimes may be criminally prosecuted as well as disciplined by the campus, and students and student organizations may be disciplined for off-campus conduct that threatens safety or security. A finding that the violation was intentional, forcible, violent, or motivated by hatred or bias normally results in a sanction of Suspension or Dismissal.

Reporting Suspected Misconduct by Staff or Faculty

MJC staff or faculty members may be subject to disciplinary action under applicable personnel policies or collective bargaining agreements. Report staff/faculty misconduct to the Office of the Vice Chancellor, Human Resources, (209) 575-6507.

CAMPUS SAFETY AND SECURITY

The MJC Campus Safety Department

MJC Campus Safety Officers are appointed pursuant to Sections 380001 and 723330 of the California Education Code. Campus Safety Officers are not peace officers, but as school security officers are provided special authority by the California Penal Code, California Vehicle Code, and California Education Code, to enforce campus rules and regulations. Authority for arrests by Campus Safety Officers is authorized under section 837 of the California Penal Code, arrests by a private person. All Officers receive mandated Campus Safety operations training.

MJC Campus Safety officers patrol the East and West campuses 24 hours a day, 365 days a year. Uniformed patrol provides a visual deterrent to potential thieves and also provides high visibility should students, staff, or visitors need security assistance. Other duties include traffic and parking enforcement, reporting safety hazards, and writing various reports involving thefts, vandalism, disturbing the peace, student injuries and non-injury traffic collisions. They also provide a full range of safety-related services, including immediate response to all medical and fire emergencies. Campus Safety Dispatchers are on duty 24 hours a day, 365 days a year and can be reached at (209) 575-6351. They are able to take calls from TDD machines.

Memo of Understanding with the Modesto Police Department

Modesto Junior College has established a Memo of Understanding with the Modesto Police Department that defines the roles of campus safety and law enforcement. The Modesto Police Department is responsible for investigating all felony and violent crimes on campus, vehicle collisions involving injuries, and taking custody of persons arrested under 837 of the Penal Code. The Modesto Police Department routinely patrols the campus and responds to calls for assistance by MJC Campus Safety when necessary. The Memo of Understanding is on file in the Campus Safety Office.

Access to Campus Facilities

With a few exceptions, most campus facilities remain open and unlocked during normal instructional hours. Some facilities are open to public use, but most facilities are restricted to authorized, instructional use and may not be used without authorization. YCCD/MJC staff members should be ready to produce identification if there is any question about their authorization to be in a specific area. Students may be asked to produce their Student Identification Cards.

Because the campus is usually open, many individuals find it easy to access the buildings and grounds; a few may engage in criminal activity. So, regardless of the time of day or night, no matter where you are on campus or at MJC, be alert and aware of your surroundings and exercise common-sense safety precautions.

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Although almost all of campus buildings can be accessed by key after business hours, many are locked and alarmed when classes are not in session. Staff members needing access afterhours should request authority from their Division Dean or department manager and notify Campus Safety of their presence. It is essential that staff, faculty, and students cooperate to keep closed facilities locked. To ensure that unauthorized individuals do not enter campus buildings DO NOT prop doors open or leave doors unlocked if you enter after hours, or open the door for individuals you do not know.

Keys are provided to individual staff members on a need-to-enter basis as determined by the appropriate supervisor. Immediately report the loss or theft of campus keys to the supervisor and Facilities Operations at (209) 575-6572. Never loan a key to other staff members or students. Campus Safety will confiscate keys that have not been specifically issued to a particular individual. It is a misdemeanor to duplicate any College or District keys. (PC 469)

Maintenance of Campus Buildings and Grounds

Buildings, facilities and landscaping are maintained in a manner that minimizes hazardous conditions. Inspections are routinely conducted and repairs are promptly made to ensure that appropriate safety and security standards are maintained. YCCD Campus Safety Officers regularly patrol the campus and report malfunctioning lights or other unsafe physical conditions to Facilities Operations for correction. In addition, students, faculty and staff are encouraged to report unsafe facilities (for example, a broken stair, overgrown shrubs, or a missing traffic sign).

Parking, Biking, or Walking On Campus

If you park on campus, lock your vehicle and consider using a steering wheel locking device and/or auto alarm. Similarly, always lock your bicycle, even if you will be gone only a few minutes, and secure it to a fixed bike rack or pod when possible. The Security Escort service is available to you if you are out at night on campus or walking to campus parking lots. Most importantly, if you need assistance, do not hesitate to ask any staff member or Campus Safety Officer.

CAMPUS SAFETY AND SECURITY SERVICES

MJC Campus Safety provides a variety of services for faculty, staff, students and visitors.

Delivery of emergency medical messages:

If someone in your family is injured or ill, Campus Safety will make every effort to contact you in your regularly scheduled class if you have provided your schedule by submitting the Emergency Locator form available through Student Services.

Emergency Telephones:

- Parking Lot Emergency Call Box phones are located in most parking lots (directly below red signs that say "Call Box.") Pushing the button automatically forwards the call to the Campus Safety office. Persons who are hearing-impaired or who have speech difficulties should push the speaker box and remain by the call box until a Campus Safety Officer reaches them.
- On-Campus Pay Phones: In case of an Emergency, there is one pay phone located on each MJC campus at the following locations: near the West entrance to Morris Memorial Administration Building from the Quad on East Campus and outside the Campus Safety Office at John Muir 151 on West Campus. Coins are not required when dialing 911 for Police, Fire, or medical emergencies. Calls to * 86 direct to the Campus Safety Office are also free.

Security Escorts:

If you are feeling uneasy about walking to your car or to some other destination on campus, just telephone Campus Safety at least five minutes before you would like to leave. Campus Safety Officers, or Security escorts, will be glad to walk with you. Occasionally there may be a slight delay but only when they are handling another security task in need of an immediate response.

Motorist Assistance Program:

Campus Safety Officers will assist with the unlock of vehicle doors and battery jumps for those with an Annual (A) or Term (T) or Student (S) permit on campus or near the campus. Vehicles displaying a valid day pass (from the permit dispenser) must be parked on campus property to receive this service.

Lost and Found:

Lost and found property found on the East Campus should be turned in to the Business Office in the Student Center within 24 hours. Property found on the west campus should be sent to Campus Safety in John Muir 151. Unclaimed property held in the Business Office will be sent to Campus Safety after one week. Lost and found property can be claimed at the East Campus Business Office or at Campus Safety on the West Campus.

Accident or theft on campus:

Contact Campus Safety for an incident or accident report. Reports are confidential, and upon your request, a copy may be sent to your insurance company for the purpose of the replacement or repair of your property.

CAMPUS VIOLENCE PREVENTION

Security Alerts

Crime prevention is the best means of protection. One of the essential ingredients of any successful crime prevention program is an informed public. It is the intent of the College district to inform all students and staff in a timely manner of any criminal activity or security problems that may pose a reasonable threat to their physical safety through Security Alerts. The Alerts are distributed to students through campus publications and posted in visible areas. Employees are informed through Security Alerts and transmitted to campus departments by e-mail. In crisis situations, the college community receives immediate direction through the Zone Paging System over college telephones in staff offices and emergency telephones located in every classroom.

Campus/Personal Safety Training

Another critical element of a campus safety program is training. The MJC Campus Safety Department is available for Safety presentations to campus groups/classes on such topics as personal safety and campus security, burglary and theft prevention, and vehicle security for faculty, staff, and students.

Personal Safety & Prevention Tips

In the interest of ensuring personal safety, students are encouraged to observe the following precautions:

- Avoid isolated places, day or night
- Always walk in pairs. There is safety in numbers.
- Be security-conscious. Watch out for others and their property.
- Be responsible. Report all crimes and unusual activity to Campus Safety.
- Use well-lighted walkways.
- Park in well-lighted areas, away from shrubbery and trees.
- Always lock your car and take your keys.

Finally, all effective crime prevention programs include some measure of people watching out for one another. All staff and students are asked to be alert, security conscious, and involved.

Weapons on Campus

State law and College policy prohibit the possession or use of weapons on College property. It is a felony punishable by up to four years in prison to possess any firearm on College property, whether in a book bag, in the car, or in one's office or room. Possessing a concealed weapon or automatic weapon of any kind is illegal, whether on campus or in the community. It is also illegal on campus to possess weapons such as knives with blades longer than 2 1/2 inches, switchblades, dirks, daggers, stun guns, BB-gun, air guns, metal knuckles, nun chaku, etc. (PC 626.9; PC 626.10)

YCCD further prohibits the use or possession of any of the weapons covered by the applicable codes listed above at campus facilities or sponsored events. If you see a gun or other weapon on College property,

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please alert the Campus Safety Office immediately. If you believe that the weapon is being or is about to be used, dial 9-1-1. In other cases, report a description of the location of the weapon and/or the individual carrying it to the MJC Campus Safety at (209) 575-6351.

Students may be arrested, expelled, suspended, placed on probation or given a lesser sanction for good cause and in accordance with procedures consistent with due process for violations of the above penal code sections. (See Student Code of Conduct regarding the actions that constitute misconduct for which students are subject to college discipline at all times, both on campus and at any off-campus college functions sponsored or supervised by the college.)

SUBSTANCE ABUSE POLICIES

Students: Drug and Alcohol Abuse Prevention

Through the Drug-Free Schools and Communities Act Amendments of 1990, higher learning institutions are required to implement drug prevention programs. This includes the annual notification of the following drug and alcohol use policy.

MJC is committed to the success of all students. Drug and alcohol use can be a major hindrance to achieving a successful school career. Physical and psychological health risks are associated with drug and alcohol use, including but not limited to, exhaustion, decreased immunity, depression, and decreased coordination. Generally, persons who use illegal drugs and/or abuse alcohol can expect a decline in their quality of life.

Modesto Junior College Student Services offer education and information on drug and/or alcohol use and also can refer students to community agencies for counseling or rehabilitation. Pamphlets and literature are available through the Health Services website at www.mjc.edu/healthservices. Call 575-6038 for more information.

According to the MJC Student Code of Conduct, students are subject to disciplinary action for the use or distribution of illicit drugs and alcohol on college property or during college-related activities. Such action can include expulsion from college and/or punishment under local, state and federal laws.

Employees—YCCD Board Policy # 4019 – Drug Free Workplace

In accordance with the Drug-free Workplace Act of 1988, the District shall maintain a drug-free workplace and provide appropriate notification to staff.

The unlawful manufacture, distribution, dispensation, possession or use of a controlled substance, as defined by the Controlled Substance Act, is prohibited in any District workplace or facility. Violation of this prohibition by any employee shall result in disciplinary action and/or requiring the employee to satisfactorily participate in an approved drug abuse assistance or rehabilitation program.

Furthermore, as a condition of employment, staff employed under a federal contract or grant shall abide by the terms of this policy and notify the District of any criminal drug statute conviction (including a plea of nolo contendere) no later than five days after such conviction for a violation occurring in the workplace.

Note: In accordance with Federal regulations, the District has implemented drug and alcohol testing procedures for drivers of district vehicles with a capacity of 16 or more passengers effective January 1, 1996.

SEXUAL ASSAULT AND SEXUAL HARASSMENT

Sexual Harassment Policy (YCCD Board Policy # 4018)

Sexual harassment is a form of unlawful sexual discrimination and will not be tolerated by the College. Sexual harassment includes:

- a. Submission to conduct which is explicitly or implicitly made a term or a condition of an individual's employment, academic status, or progress;

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- b. Submission to, or rejection of, conduct by an individual which is used as the basis of an employment or academic decision affecting the individual or has the purpose or effect of having a negative impact upon the individual's work or academic performance, or of creating an intimidating, hostile, or offensive work or educational environment; and
- c. Submission to or rejection of, conduct by the individual which is used as the basis for any decision affecting the individual regarding benefits and services, honors, programs, or activities available at or through the educational institution. (Education Code Section 212.5.)

The College strongly forbids any form of sexual harassment, including acts of non-employees. Disciplinary action will be taken promptly against any student or employee, supervisory or otherwise, engaging in sexual harassment.

Sexual Harassment complaints involving students should be directed to the Vice President of Student Services; complaints involving employees should be directed to the Vice Chancellor of Human Resources.

Sexual Assault (Penal Code Sections 261-269)

Sexual activity without mutual and expressed consent is sexual assault. Acquaintance/date rape is a serious problem on many college campuses. Awareness and clear assertive communication are the best tools of prevention.

The Yosemite Community College District and Modesto Junior College recognize that sexual assault is a very serious issue and will not tolerate acts of sexual assault on campus. The college will investigate all allegations of sexual assault and take appropriate disciplinary, criminal and other legal action to cooperate with the victim of the sexual assault. The college will also make provisions to assist the victim in securing support services including medical aid and counseling services.

PROCEDURES FOR HANDLING SEXUAL ASSAULT CASES

Reporting the Assault

Report sexual assaults as soon as possible. You may make an informal, confidential report to the Campus Safety Office at (209) 575-6351. In addition, you have the right to make a formal criminal report to the law enforcement agency having jurisdiction over the incident; e.g. Modesto Police Department, Stanislaus County Sheriff's Office, etc. If you so desire, Campus Safety will assist you in notifying the appropriate law enforcement agency.

If you request a Security response after an on-campus assault, a Campus Safety officer will contact the Modesto Police Department for you. Law enforcement will assist you in getting an evidentiary medical exam at the nearest hospital. You can decide later whether or not to seek prosecution, but evidence must be collected promptly or it is lost.

Seeking Medical Attention/Preserving Evidence

You should seek immediate medical attention whether or not you report the incident to the police, even if you do not feel you have been seriously injured. A medical examination is important to check for sexually transmitted diseases or other infection/injuries, or for pregnancy. Physical evidence should be collected within 72 hours of the assault, and only at a certified medical facility, upon request of a law enforcement agency. To preserve evidence, you should not change clothes, bathe or shower, brush your teeth or use mouthwash, comb your hair, or take other action to clean up before going to the hospital. Also, if there is any possibility that you may have been administered drugs to facilitate an assault, and you need to urinate before going to the hospital, please save a sample of your urine in a clean, lidded container.

Support and Assistance

In order to ensure that you are provided with support and assistance, the Campus Safety Department will also contact the Vice President of Student Services. Student Services will refer you as necessary to other resources, including support groups, individual psychological counseling and outside agencies. With respect to academic matters, the Vice President of Student Services will also serve as a liaison with instructors, departments, and dean's offices to make necessary arrangements for accommodations. The City of Modesto does not have a rape crisis center, but services are available in Stanislaus County through the Haven Women's Center of Stanislaus, a 24-hour Domestic Violence and Sexual Assault Crisis Line in Modesto (209-577-5980).

COMMUNITY RESOURCES: EDUCATION/PREVENTION SERVICES/PROGRAMS

Community resources include Stanislaus County services and independent Twelve Step Programs such as Alcoholics Anonymous

Alcoholics Anonymous (AA) (24-Hour Hotline: 572-2970)

Narcotics Anonymous (NA) (209-526-1817)

www.na.org/

Stanislaus County Alcohol, Drug Services (209-558-7460)

www.co.stanislaus.ca.us/BHRS/services-alcohol-drug.shtm

Stanislaus County Alcohol Treatment Programs (209-525-6243)

www.co.stanislaus.ca.us/BHRS/programs/english/addiction-recovery.shtm

Haven Women's Center of Stanislaus; Modesto; (crisis line: 209-577-5980)

Stanislaus County Mental Health Services (209-525-6225)

www.co.stanislaus.ca.us/HealthAndSafety/mind-health-services.shtm

Stanislaus Behavioral Health Center (1-888-376-6246)

www.co.stanislaus.ca.us/BHRS/

Memorial Medical Center (209-526-4500)

Doctors Medical Center (209-578-1211)

COLLECTION OF STATISTICS FOR ANNUAL SECURITY REPORT

The MJC Campus Safety Department has responsibility for gathering statistics, identifying reportable crimes, and reporting/publishing statistics to Department of Education and to the public. The Clery Act requires statistics to be reported from a wide geographic area (including the adjacent public property and off-campus student organization properties), and also requires reports of student disciplinary referrals in addition to arrests for drug, alcohol, and weapons offenses. Further, the Clery Act mandates the collection of information regarding crimes from non-law enforcement "campus security authorities" having "significant responsibility for students or campus activities."

The Annual Security Report includes statistics based upon crime reports received by the MJC Campus Safety Department, from crime statistics received from Modesto Police Department and other local law enforcement agencies, and from incident reports received in response to written surveys distributed to non-Security "campus authorities."

MJC urges that all crimes be promptly reported to the MJC Campus Safety Department. As noted above, the campus also surveys "campus security authorities," which officials having significant responsibility for students or campus activities (e.g. deans, coaches, and Student Services staff) to ensure that all crimes are included in statistics.

Licensed counselors are exempt from reporting requirements. If and when it is deemed appropriate, MJC encourages counselors to inform those they counsel of procedures for reporting crimes on a voluntary, confidential basis for inclusion in the Annual Security Report. Non-security campus authorities receiving reports of crimes forward the information to the MJC Campus Safety Department or the Vice President of Student Services. These reports are confidential unless the victim gives permission to 1) document identifying information or 2) for Campus Safety to investigate.

The City of Modesto (Modesto Police Department) has jurisdiction over the areas surrounding the main MJC campuses. Modesto Police Department has been asked to provide crime statistics for adjacent public property and non-campus buildings.

MJC Campus Safety reports arrests for liquor law, drug, and weapons violations occurring on campus, at non-campus buildings, and on public property adjacent to campus. Student Services separately track disciplinary referrals for drug, liquor law, and weapons violations. Student Services and Campus Safety consult with each other to avoid double reporting of the same incident; a disciplinary referral will be reported if it is not otherwise reported as an arrest or crime.

MJC Clery Act Statistics for 2005, 2006 and 2007 are attached.

2005-2007 MODESTO JUNIOR COLLEGE CRIME STATISTICS
 Combined East Campus and West Campus

This chart includes offenses that were reported to Modesto Junior College, Office of Campus Security/Employee Safety, Local Law Enforcement, and other College officials who have significant responsibilities for student and campus activities. These offenses are compiled using the Uniform Crime Reporting procedures in accordance with the provisions of the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act.

MJC has no residence halls per se, although there are Agriculture students housed in residence trailers on West Campus. There have been no Clery offenses reported at the residence trailers.

Total Crimes Reported For:	Crimes on Campus (Residential Trailers at MJC-West—No reportable offenses)			Non-Campus			Public Property*			TOTALS			
	(Includes attempts)	2005	2006	2007	2005	2006	2007	2005	2006	2007	2005	2006	2007
OFFENSE TYPE													
Murder													
Manslaughter													
Forcible Sex Offenses		1									1		
Non-Forcible Sex Offenses													
Robbery	1	3						1	1	3	1		
Aggravated Assault								1			1		
Burglary	2	9	9		3	1	2	1	4	12	11		
Arson	1		1			1			1		2		
Motor Vehicle Theft	45	13	6		2		8	3	53	15	9		
Hate Crimes (by Prejudice)											0	0	0
Race											0	0	0
Gender											0	0	0
Religion											0	0	0
Sex Orientation											0	0	0
Ethnicity											0	0	0
Disability											0	0	0
Number of Arrests/Referrals for Select Offenses	MJC Campus			Non-Campus			Public Property*			TOTALS			
	2005	2006	2007	2005	2006	2007	2005	2006	2007	2005	2006	2007	
Liquor law violations													
Arrest						2	2	1	2		3		
Referral		11	1							11	1		
Drug Law Violations													
Arrest		4	2				1		1	4	2		
Referral		2	1							2	1		
Weapons Law Violations													
Arrest						2					2		
Referral		1								1			

* These incidents/arrests occurred on public property adjacent to campus. The subjects involved in these cases had no affiliation to MJC. Colleges are required to report the above listed crime statistics that occur on public property adjacent to the college campus. As a result, if Modesto Police Department stops a vehicle on a street adjacent to campus and makes an arrest for drugs, that would count as a statistic for a drug arrest occurring on our campus. If you have any questions about the crime statistics or safety issues on campus, please don't hesitate to contact the Director of Campus Safety at (209) 575-7755.