

Touro University Nevada Annual Security Report 2023





Touro University Nevada

Annual Security Report

2023

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A Message from Dr. Andrew Priest, Campus President and Provost, Touro University Nevada

I am truly blessed to have been employed by Touro University Nevada for over ten years in various capacities, and now as the Campus President and Provost. A top priority for our campus is the security and safety of our community, so that we all can work, study and learn in an environment where we indeed feel secure and safe. Touro University Nevada is generally a very safe space, however, we occasionally do experience crime and threats.

We take security very seriously. This is why we limit access to campus to legitimate TUN ID badge holders, and require guests to register at the main entrance before they are allowed to access campus. We have installed hundreds of security cameras around the campus as well.

In furtherance of this objective, and in compliance with federal law, we are providing you with a booklet on campus-wide safety information. The information offered includes an overview of our policies and regulations, as well as brief explanations of the types of incidents typically reported on our campus and tips how to prevent such incidents from taking place. Here at Touro University Nevada, we take pride in our safe and secure campus. It is through our shared knowledge and joint cooperation we are best able to maintain a protected campus environment. Please help us to keep Touro safe and secure by taking the time to familiarize yourself with the contents of this booklet and by being situationally aware.

It is my desire that everyone in the Touro Community feels safe and secure in their surroundings.



Statement of Non-Discrimination

The TUN Community includes students, faculty, and employees from diverse backgrounds, religions, races, ethnic ancestries, and sexual orientation. We recognize the value of such diversity and insist that we practice in an atmosphere free of unlawful discrimination. All members of our University community have the right to be free of discrimination and/or harassment based on race, color, age, gender, sexual orientation, religious creed, gender identity, national/ethnic origin or disability. Any behavior that violates this policy will be investigated. In accordance to the degree of the infraction disciplinary action will be applied. Any member of the University community who feels that he/she has been discriminated against by the University or its representatives should report in writing to either the Dean of Students (702) 777-3073 or Human Resources (702) 777-3855.

A Message from Craig Seiden, Chief Operating Officer and Vice President for Finance

On behalf of Touro University Nevada's (TUN) Security team, we are pleased to provide you with this annual report (ASR-Annual Security Report) in compliance with the federal Student Right-to-Know and Campus Security Act of 1990, Public Law 101-52 as amended into the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (Clery Act) that is a federal statute codified at 20 U.S.C. § 1092 (f) with implementing regulations in the U.S. Code of Federal Regulations (34 CFR 668.46).

The ASR is published each year by October 1st and can be found on the TUN webpage at <https://tun.touro.edu/administration/campus-operations/campus-security>. During the last week of September or before, annually, TUN emails a notice of availability of the ASR to every student and employee. This notice contains the exact web address of where TUN publishes the ASR. Current and prospective students may request a paper copy by contacting Campus Security at 702-358-6701.

The enclosed pages are designed to provide you with important information about safety and security on campus. You will find crime statistics that have been reported by Campus Security to various local, state, and federal agencies. The report also contains a statement of the University's drug, alcohol, and emergency preparedness policies in addition to outlining tips and available resources to help make your time with us comfortable and safe. We hope you will take some time to read this report and educate yourself about what you can do to make our campus a safer place.

TUN's Security Department (aka Campus Safety) is committed to providing a safe learning environment for all members of our University community. As part of our ongoing effort, we also recognize that safety begins with each one of us. The success of our campus safety programs is directly tied to community involvement. All faculty, students, and staff need to be alert and understand the basic facts about security and safety. We need to take preventive measures to ensure our safety.



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In the event of an emergency and/or for general assistance contact our office located on 874 American Pacific Drive, Henderson, NV 89014 or at (702) 358-6701. You may also dial 911.

If you have any questions or concerns about this report or your own safety as a member of the Touro Community, please do not hesitate to call us at (702) 358-6701 or log onto our web page at www.tun.touro.edu. We are here to assist and protect you.

Remember, security starts with you! Best wishes for a safe and successful year!



About Us

Touro University Nevada (TUN) is located in one of the most rapidly growing cities in the United States, and is becoming recognized as an outstanding health science center serving the greater Las Vegas area. The campus consists of two colleges, the College of Osteopathic Medicine and the College of Health and Human Services. Touro University Nevada is a branch campus of Touro University California.

Touro College and University System is the parent of Touro University Nevada. Touro College and University System was established in New York City by Bernard Lander, Ph.D., LHD, as a Jewish-sponsored independent institution of higher and professional education primarily to enrich the Jewish heritage, and serve the larger American community. Approximately 19,000 students are currently enrolled in its various schools and divisions.

Security Services

Touro University Nevada has employed professional security guards to maintain and monitor security at its campus. Security personnel are carefully screened before being assigned to Touro University Nevada and supervised to ensure quality assurance.

Security Officers respond to emergency calls for service, enforce regulations, and assist in security building inspections and in fire prevention.

Security Officers may detain, but not arrest, individuals who engage in illegal and criminal actions until Henderson City Police Officers arrive and/or Local Law Enforcement agencies arrive. They are empowered to enforce Touro's

regulations, to investigate incidents, and to apprehend those who violate Touro regulations or commit crimes on campus. Criminal violators that are apprehended are turned over to the Henderson Police Department and/or Local Law Enforcement.

Our Security Supervisor meets regularly with Police Commanders and community organizations to help ensure the safest environment for our campus community.

Law Enforcement Relationships

While there are no written agreements with local law enforcement agencies as it relates to the investigation of alleged criminal activity, it is TUN's Campus Security policy to work in conjunction with all state and federal law enforcement agencies, local police agencies, and emergency management organizations when applicable. In the event that a serious crime or death was to occur, TUN Security is mandated to notify the proper law enforcement agencies. The county in which the crime took place would then either assume responsibility or delegate its authority to another agency to investigate the criminal matter or prescribe action to be taken.

In addition, TUN works closely with the City of Henderson Police Department.

All individuals, whether they belong to the University community or not, are subject to all federal, state, and local laws while on the TUN campus and may be subject to criminal charges when applicable, even for first offenses.

Institutional Security Committee

To further enhance security at TUN, an Institutional Security Committee has been established. The committee is comprised of members of the student body, faculty, and administrative staff. The mission of the Committee shall be to develop, recommend, review, and monitor security measures at TUN, including but not limited to:

- Development and maintenance of a Security Plan for TUN that includes physical and electronic security measures
- Development and maintenance of an Emergency Operations Plan
- Development and maintenance of policies for an Emergency Notification Plan
- Coordination with community Emergency Response organizations and plans

Reporting Criminal Activity and Other Campus Emergencies

All members of the TUN community are encouraged to report any criminal activity, suspicion of criminal activity, accidents, and other emergencies to the TUN Security Department and the local Police Department as soon as possible, when the victim of a crime elects to report or is unable to make such a report. Reports should be made promptly and accurately. While the institution does not have a policy on victims or witnesses being able to report a crime in a voluntary confidential manner, whenever possible, the identity of the complainant will be kept confidential, if requested. Pastoral and or professional counselors are not able to offer a voluntary confidential reporting option of a crime to students that they meet with one on one.

TUN Security can be reached at (702) 358-6701. Incident Reports can be made at the Security Desk in the Main Lobby (South Entrance) to TUN's campus at 874 American Pacific Drive, Henderson, NV 89074.

Additionally, you may report any of the above-named instances, in person, to any Security Officer, the Security Captain, and/or the Administration Office.

TUN Security informs complainants of all the options available to them through the University, as well as with local, state, and federal agencies for dealing with offenses committed against them.

If assistance is required in completing and/or reporting an incident/occurrence to local law enforcement agencies, TUN Security will be glad to render any assistance needed.

CRIMES INVOLVING STUDENT ORGANIZATIONS AT OFF CAMPUS LOCATIONS

TUN does not have any recognized student organizations with off campus locations.

STUDENT HOUSING

TUN does not have any on campus student housing.



Daily Crime Log

TUN Security Department maintains a daily crime log that records, by the date the incident was reported, all crimes and other serious incidents that occur on campus, in a non-campus building or property, on public property, or within the department's patrol jurisdiction. The daily crime log is available for public inspection at 874 American Pacific Drive, Henderson, NV 89014 from the Security Captain. The crime log includes the nature of the crime, the date, the time and the general location in which each crime was reported to the department, as well as the disposition of the complaint (if known). The department is obliged to post new incidents into the daily crime log within two business days of receiving the report unless in doing so it will hinder an open investigation in which case that incident will get posted once the investigation has been deemed closed.

Timely Warning Notices

In the event of an emergency that constitutes an immediate ongoing or continuing threat to the University community, TUN Security Department, in conjunction with the University Security Committee, will issue campus safety alert messages via the University's mass notification system, mass e-mail, bulletin boards, and on its main webpage (www.tun.touro.edu) advising of the situation and what actions should be taken. TUN will follow its emergency notification procedures. Depending upon the circumstances of these events and its relativity to a crime and/or threat, the University will then issue a timely warning notice, in a manner which withholds as confidential the names and other identifying information of any victims.

Members of the University community who are aware of a crime and/or a potential threat to the University itself or other members of the University community should report the incident immediately to TUN Security at (702) 358-6701

or any other University official, so that a Campus Safety Alert can be issued if warranted. If University community members report crimes and/or potential threats to other University administrators, those administrators should immediately notify TUN Security so that they can once again determine if an alert is warranted.

Emergency Confirmation

TUN's Emergency Operations Team in conjunction with its Senior Leadership and other appropriate personnel and officials, will confirm significant emergencies and dangerous situations that may impact the campus community. These situations include immediate threats to the health and safety of the students or employees.

Emergency Communications

TUN has a mass notification system that will provide an easy and effective way to send text and email messages to notify the University community of a significant emergency or dangerous situation involving an immediate threat to the health or safety of students or employees occurring on the campus.

The Emergency Operations Plan helps the Executive Policy Group and TUN's Senior Leadership determine the recipients of any and all emergency notifications. The content of an emergency notification is dependent on the circumstances of the specific event. The institution has developed a series of templates that can be adapted for any emergency situation. The Emergency Policy Group will determine the content of the emergency notification and when the notification will be initiated. The individuals that make up this team include the following senior leadership positions:

Campus President and Provost

Dean of Students

COO and Vice President for Finance

Vice President for Advancement

Director of Campus Facilities and Security

Chief Information Officer

Vice Provost

The Executive Policy Group will direct the Emergency Management Team to disseminate information per the Emergency Operations Plan. Once the nature and severity of an incident is determined, the Emergency Management Team

is notified and authorized to begin the notification process. Each level has a different notification scope, with Level 2 and 3 requiring notification to the University wide community. A Level 1 emergency is a minor emergency situation that is limited in scope and potential effects. Level 1 notification could include a smaller subset of the institution, for example one academic program or cohort. Level 2 emergency is a major emergency that involves the entire University population and requires a response from local agencies for assistance. A Level 3 emergency is a disaster that has a widespread impact on the institution and that requires a significant external response from local agencies as well as extensive state or federal assistance. The type of message and content of notification is based upon emergency templates which are part of the University's Emergency Operations Plan.

The institution will, without delay, take into account the safety of the community, determine the content of the notification and initiate the notification system, unless issuing a notification will, in the professional judgment of the Executive Policy Group, compromise efforts to assist a victim or to contain, respond to, or otherwise mitigate the emergency.

The procedures the Executive Policy Group and the Emergency Management Team will utilize for distributing emergency information include:

- Coordinate message management
 - » Script incoming inquiry messages that are both audience and event specific
 - Text messages
 - Voicemail messages
 - Press releases
 - Emergency notification message
 - Third party vendor message
 - Neighboring business message
 - Website message
 - » Get all messages approved by Executive Policy Group
 - » Distribute messages
 - Text and emergency notification messages
 - Approved messages go out through Emergency Notification System

In the event of an emergency, the TUN community relies on several vehicles for disseminating information:

- **TUN Alerts:** TUN's Information Technology Department provides voice, email, and text messaging capabilities to notify students and employees of critical incidents. The system uses a variety of telecommunications partners to ensure connectivity to cell phones, landlines, email accounts, and TTY/TDD devices. Authorized staff within the institution or at an off-site location can initiate critical incident communications. TUN tests the system annually to ensure timely notification of critical events. TUN Alerts provide real-time updates; instructions on where to go, what to do (or not to do), who to contact and other essential information such as which evacuation routes are available.
- **Mass e-mail:** Messages are sent to all TUN email accounts and provides students, faculty, and staff with information and updates regarding potential threats to the safety and security of the campus community. TUN's Office of Information Technology manages the data and updates for the mass notifications.
- **Web Page:** The University community has been accustomed to check TUN's main website (www.tun.touro.edu) for notification and updates regarding emergency situations.
- **Local media:** TUN's Office of Advancement provides essential information to the media when the University closes because of inclement weather or other emergencies.

In the event of an emergency, TUN will work with local media outlets, as well as, including information on its social media pages such as Facebook, X (formerly Twitter), etc. to inform the larger community of the situation.

Annual Security Report Disclosure

Students and employees should report criminal offenses and any other incidents or threats that they believe may be covered under the Annual Security Report (ASR) to the Dean of Students Office at 702-777-1761 or Ptompkin@touro.edu so that it can be included in the annual statistical disclosure section of the ASR.

Safety, Security, and Access to Campus ID Checks

Students, faculty, and staff must possess a valid University photo ID badge, and it must be visible at all times on TUN Campus. If they do not have a University ID, in unusual or extreme circumstances, the Security Officer may accept a valid photo ID card such as a driver's license or another form of official ID and sign them in before entering TUN. The individual will then be issued a temporary ID.

Report all lost and/or stolen photo ID badges, and have it replaced. Any student failing to display their photo ID badge will be referred to the Dean of Students. Faculty and staff will be referred to their immediate supervisor.

Students must complete all pre-registration requirements in order to obtain their ID. Guests, visitors, and vendors must show a valid picture ID and sign in before entering TUN; in addition, verification of purpose of the visit is required. Once this process is completed, a visitor pass-ID will be provided. In specific locations the use of card access and/or electronic surveillance is utilized.

Security Considerations in the Maintenance of Campus Facilities

TUN is committed to campus safety and security. Exterior lighting and landscape control is a critical part of that commitment. All members of the University community are encouraged to report any lighting concerns. Security Officers, during their patrols, focus on such items and report their findings to the Security Operations Specialist who in turn generates a work order, which is acted upon by a member of the Facilities Staff.

Facilities Staff are available to respond to calls for service regarding unsafe facility conditions. These conditions may include but are not limited to unsafe steps, handrails, trip hazards, defective locks or unsecured equipment.

For the Facilities Department, call (702) 777-1809.



Fire Safety Systems

In September 2013 TUN completed a major upgrade to the fire alarm system located inside of 874 American Pacific Drive Henderson, NV 89014. Once the upgrade was completed, a full test of the system was conducted over a three-day period with the City of Henderson Building Department, members of the TUN Security Department, and the outside vendor who installed the system. Every single device was inspected and passed inspection. Some of the upgraded features include the addition of a voice communication system, remote annunciator and microphones, as well as point identification for a more timely response in the event of an alarm. Our facility is equipped with smoke detectors, duct detectors, fire smoke dampers, and a fire sprinkler system, all of which are connected to the fire alarm panels. The fire alarm panels are located in the fire command room, fire pump room, and by the lobby. You must follow the rules and regulations specified in your site Fire Plan at all times.

Testing

TUN conducts annual fire drills, campus evacuations, as well as testing of the emergency notification system during the Fall term. TUN documents each test with a description and notes the date, time, and whether the test was announced or unannounced. Prior to these tests new students and employees are provided with information on evacuation procedures. In addition, community members are periodically provided with Shelter in Place and Situational Awareness training and protocols.

Crime Prevention Education & Awareness

Touro University Nevada provides regular ongoing education and notifications to the campus community beginning with the moment a new student or employee begins her/his career at TUN. Strategies include in person communication, email communication, posted materials throughout the facility and emergency notification cards with general safety information are provided to everyone the day they receive their new student or employee identification badge.

The TUN Security Committee reviews, updates, and communicates changes in the plan to the general campus community. In addition, safety practices and other security procedures are located on TUN's webpage, in the Annual Security Report, and in TUN's Administrative and Faculty Handbooks.

The Emergency Operations Plan outlines evacuation procedures that are managed by the TUN Security department. The plan covers a variety of emergencies including but not limited to fire, bomb threats, etc.

TUN provides various programs each semester in order to better educate students and employees on the topics including, but not limited to, personal safety and the prevention of crimes. These programs, emails, and updates are designed to encourage students and employees to be responsible for their own security and the security of others.

The following descriptions include educational programs focused on safety, alcohol and drug use-abuse, security

awareness, crime prevention, and issues around sexual assault, domestic violence, dating violence, and stalking. These programs and initiatives were sponsored by the Student Involvement, Student Counseling, and or Student Health Offices for all TUN Students, Faculty and Staff:

- **Health Series Primary Prevention Programs:** This series focuses on responsible use of alcohol and other drugs use, suicide prevention, and health related matters. Programs within this series included the Opiates-Marijuana Addiction, Opiates, Marijuana and the Law, Co-occurring Disorders, Addiction 101, Diversity and Substance Abuse.
- **Marijuana and The Law:** This program was targeted to show the ramifications of driving under the influence and other legal ramifications of drug use.
- **The safe driver program** occurs at events where students could receive a ride home if they imbibed too much alcohol. The service provider was Uber, which the school pays a portion of the fee.
- **Signs of Hope:** Education and Primary Prevention Programs, healthy relationships, rape, acquaintance rape, dating violence, domestic violence, sexual assault, stalking, and active bystander training
- **Relationships and Active Bystander Intervention Primary Prevention Workshop:** Signs of Hope came in and presented on sexual assault, acquaintance rape, stalking and provided training on bystander prevention and intervention.
- **Sexual Assault 101**
- **Domestic and Dating Violence Primary Prevention**
- **Intimate Partner Violence Primary Prevention Program:** A program about relationship violence including date rape, domestic abuse, etc.
- **Presentations by the Title IX Coordinator (or designee):** The Coordinator for Title IX or designee coordinates on the topics of domestic violence, dating violence, sexual harassment, stalking, and sexual assault to all new students during New Student Orientation, as well as departments and offices throughout the year.
- **Evacuation Drills and programs**
- **Safety Programs:** Shelter In Place, Lockdown, Run Hide Fight
- **TUN's Orientation program**

TUN is committed to increasing awareness of and preventing violence. All incoming students and new employees are provided with programming strategies intended to prevent rape, acquaintance rape, sexual assault, domestic violence, dating violence, and stalking before it occurs. This programming includes a clear statement that prohibits such acts, their definitions, the definition of consent, options for bystander intervention, information about risk reduction, and our policies and procedures for responding to these incidents. Specifically, new students will complete an online program through Vector Solutions that covers these important topics. Ongoing prevention and awareness campaigns are also offered throughout the year as noted above.

- **Sexual Violence Prevention for Graduate Students Training:** TUN is contracted with Vector Solutions to provide all new students with an online workshop, video presentation, and assessment focused on the issues of sexual violence, dating violence, domestic violence, stalking, and bystander intervention. The training also includes information on what to do if violence occurs. Each degree seeking student is (has been) required to complete this program. This web based program is one of TUN's prevention initiatives.
- Each employee at TUN is required to complete an online web-based program on preventing sexual assault, domestic violence, dating violence, sexual harassment, stalking, and bystander intervention. This is TUN's primary prevention program for all new employees.

The University also offers information and resources relating to preventing sexual violence and sexual harassment through the Title IX Coordinator's office, and the Student Counseling Services. Those with questions about preventing sexual assault should get a copy of a handout entitled "Preventing Sexual Assault", which can be found in the Division of Student Affairs main office.

Reduction—Helpful Tips—How to Protect Yourself:

- Be aware of your surroundings, who is out there, and what is going on.
- Walk with confidence.
- Be assertive; do not let anyone violate your space.
- Trust your instincts. If you feel uncomfortable in an area, leave.
- Do not prop open self-locking doors.

- Lock your door and your windows even if you are leaving for a few seconds.
- Watch your keys, do not lend them out, and do not label the keys with your address and name. If you lose your keys, report it to your local police department, and change the locks.
- Know who is on the other side of the door before you open it or enter a building.
- Be mindful of isolated spots.
- Avoid walking or jogging alone, especially at night. Alternate your routes, stay in well-traveled and well-lit areas.
- Have your keys ready when entering your final destination.
- Park in well-lit areas, and lock your vehicle.
- Drive in well-traveled streets with windows and doors locked. Remember that a well-maintained vehicle is also part of your safety measure.
- Never hitchhike or pick up a hitchhiker.

IN THE OFFICE:

- Lock office doors while offices are unoccupied.
- Do not bring unnecessary valuable items on campus.
- Do not leave purses, briefcases, or books unattended.
- Be aware of suspicious persons.
- Call Security to report crimes or suspicious activities.
- Call 911 if immediate danger is suspected or if you are threatened.

IN ELEVATORS:

- If you are alone and someone suspicious enters, stand near the elevator control panel. If necessary, use the elevator alarm.

ON THE STREET:

- Be alert and aware of others.
- Stay on well-lit streets.
- Avoid dark and concealed areas.
- Walk with keys in your hands as you approach your home.
- If a car follows you or stops near you to ask for directions, do not approach the car.

- If you are followed, cross the street or change direction. Find a building with a doorman or an open store.

AWARENESS:

- Know your environment.
- Notify the Security Department of anything suspicious.
- Know where to obtain help when you need it.
- Keep all valuables in your direct view and do not leave them unattended.
- Walk with friends.
- Avoid isolated bus stops.
- You are worth more than all the money possessions you may have. Items can be replaced.
- Every emergency situation is different. You decide what course of action is appropriate.
- If traveling via vehicle, secure all electronics and valuables out of view.
- List all “In Case of Emergency” (ICE) numbers for immediate notification to family members.
- Determine a meeting place for the purposes of emergencies.
- Keep a record of all credit cards and serial numbers to personal property in a separate location.

Jeanne Clery Act

The “Clery Act” was named in memory of a 19 year old university freshman, Jeanne Ann Clery, who was raped and murdered while asleep in her dorm room on April 5, 1986.

Jeanne’s parents discovered that students had not been told about 38 violent crimes on their daughter’s campus in the three years before her murder. As a result of this they joined with other people who were victims of campus crime and persuaded Congress to enact this law. It was originally known as the “Crime Awareness and Campus Security Act of 1990”.

This law applies to most institutions of higher education because it is tied into participation with federal student financial aid programs. It is overseen by the U.S. Department of Education.

The Clery Act requires that all colleges and universities:

- Publish an annual report by October 1st that contains three years of campus crime statistics and certain campus security policy statements.
- Disclose crime statistics for the campus, public areas immediately adjacent to or running through the campus, and certain non-campus facilities and remote classrooms. These statistics are gathered from Campus Security, Local Law Enforcement, and other Campus Security Authorities who have significant responsibility for student and campus activities.
- Provide “timely warning” notices of those crimes that have occurred and pose an ongoing “threat to students and employees”.
- Disclose in a “public crime log” any crime that occurred on campus or within the patrol jurisdiction of the Campus Security Department.

All public disclosures, including those cited in this report (as well as through the Campus Security Logs), will not include personally identifiable information about any victims or other necessary parties. Further, TUN will maintain the confidentiality of any accommodations or protective measures provided to any victim, as long as maintaining this confidentiality would not impair the ability of the institution to provide the fore mentioned accommodations or protective measures.

The law was amended in 1992 adding a requirement that colleges and universities afford the victims of campus sexual assaults certain basic rights. It was amended again 1998 to expand the reporting requirements.

In 2000 and 2008 additional amendments added provisions dealing with registered sex offender notification and campus emergency response. The 2008 amendments also added provisions to protect crime victims, whistleblowers, and others from retaliation.

The complete text of the Clery Act and the US Department of Education regulations are available at the Clery Center for Security on Campus Inc. at www.clerycenter.org.

CAMPUS SECURITY AUTHORITY

We prefer that TUN community members report all crimes and other emergencies to Campus Security or to the Dean of Students. We recognize that others may prefer to report to other individuals or university offices. The Clery Act recognizes certain university officials and offices as Campus Security Authorities (CSA). These individuals have the authority to take action and respond to issues on behalf of

the institution. TUN has designated the following individuals as CSAs:

- A member of the TUN Security Department
- Any individual who has responsibility for campus security but who does not constitute the TUN Security Department (i.e. an individual who is responsible for monitoring the entrance into institutional property)
- Any individual or organization specified in an institution's statement of campus security policy as an individual or organization to which students and employees should report criminal offenses
- An official of an institution who has significant responsibility for student and campus activities, including, but not limited to, student discipline and campus judicial proceedings. An official is defined as any person who has the authority and the duty to take action or respond to particular issues on behalf of the institution. This includes, but is not limited to: All Deans, Associate Deans, Assistant Deans, Vice Presidents, Associate Vice Presidents, all Directors in Student Affairs (not including the Student Health and Student Counseling providers), All advisors to Student Organizations

Names and contact information of individuals where crimes may be reported to directly:

- Mr. Craig Seiden, COO and Vice President for Finance, 702-777-4794, cseiden@touro.edu
- [Mr. Bill Risely](#), Director of Facilities and Security, (702) 777-1809, wrisely@touro.edu
- [Mr. Joey Merado](#), (702) 777-3921, Security Captain, jmercado9@touro.edu
- Dr. Phil Tompkins, Dean of Students, 702-777-1761, ptompkin@touro.edu

REPORTING AND ANNUAL SECURITY REPORT DEVELOPMENT

The Annual Security Report is developed in accordance with the Annual Disclosure of Crime Statistics and Development of the Annual Security Report Policy, as well as the Student Conduct Code and employee Code of Conduct. The primary responsibility for the development of the ASR and the compilation of TUN's crime statistics is completed by the Director of Facilities and Security and the Dean of Students. TUN works with local authorities and agencies, as well as its campus community to collect, count, and classify crime statistics for this report.

GOOD FAITH

All Campus Security Authorities are required to report a crime in writing to TUN Security if they have a reasonable basis for believing the information is not simply rumor or hearsay. If a Campus Security Authority is unsure whether or not the information was provided in good faith, he/she should report the information to TUN Security. A Campus Security Authority is not responsible for determining authoritatively whether a crime took place. It is the function for TUN Security and/or Law Enforcement Personnel to determine whether or not a crime took place.

TYPES OF CRIMES/REPORTABLE OFFENSES

This next section includes definitions from both TUN and Nevada Revised Statutes (NRS) for various crimes and reportable offenses.

Murder/Non –Negligent Manslaughter - The willful (non-negligent) killing of one human being by another. **Note:** Deaths caused by negligence, attempts to kill, assaults to kill, suicides, accidental deaths, and justifiable homicides are excluded.

Negligent Manslaughter – The killing of another person through gross negligence.

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. Includes:

- A. Rape – The 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.
- B. 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.

Non-Forcible – Unlawful, non-forcible sexual intercourse.

- C. Incest – Non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited.
- D. Statutory Rape – Non-forcible sexual intercourse with a person who is under the statutory age of consent.

Consent with regard to Sexual Activity: Affirmative consent is a knowing, voluntary, and mutual decision among all participants to engage in sexual activity. Consent can be given by words or actions, as long as those words or

actions create clear permission regarding willingness to engage in sexual activity. Silence or lack of resistance, in and of itself, does not demonstrate consent. The definition of consent does not vary based upon a participant's sex, sexual orientation, gender identity, or gender expression.

NRS 200.366 Sexual assault: Definition; penalties; exclusions.

1. A person is guilty of sexual assault if he or she:
 - (a) Subjects another person to sexual penetration, or forces another person to make a sexual penetration on himself or herself or another, or on a beast, against the will of the victim or under conditions in which the perpetrator knows or should know that the victim is mentally or physically incapable of resisting or understanding the nature of his or her conduct; or
 - (b) Commits a sexual penetration upon a child under the age of 14 years or causes a child under the age of 14 years to make a sexual penetration on himself or herself or another, or on a beast.

NRS 33.018 Domestic violence – is a felony or misdemeanor crime of violence committed by:

- A current or former spouse or intimate partner of the victim
- A person with whom the victim shares a child in common
- A person who is cohabitating with or has cohabitated with the victim as a spouse or intimate partner,
- A person who with whom the person has had or is having a dating relationship (dating relationship mean frequent, intimate associations primarily characterized by the expectation of affectional or sexual harassment.)
- A person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction receiving grant monies (under VAWA) or,
- 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.

Dating violence – is violence committed by a person:

- who is or has been in a social relationship or a romantic or intimate nature with the victim; and
- where the existence of such a relationship shall be determined based on a consideration of the following factors:
 - the length of the relationship;
 - the type of relationship; and



- the frequency of interaction between the persons involved in the relationship.

NRS 33.018 Acts which constitute domestic violence.

1. Domestic violence occurs when a person commits one of the following acts against or upon the person’s spouse or former spouse, any other person to whom the person is related by blood or marriage, any other person with whom the person is or was actually residing, any other person with whom the person has had or is having a dating relationship, any other person with whom the person has a child in common, the minor child of any of those persons, the person’s minor child or any other person who has been appointed the custodian or legal guardian for the person’s minor child:
 - (a) A battery.
 - (b) An assault.
 - (c) Compelling the other person by force or threat of force to perform an act from which the other person has the right to refrain or to refrain from an act which the other person has the right to perform.
 - (d) A sexual assault.
 - (e) A knowing, purposeful or reckless course of conduct intended to harass the other person. Such conduct may include, but is not limited to:
 - (1) Stalking.
 - (2) Arson.
 - (3) Trespassing.
 - (4) Larceny.

- (5) Destruction of private property.
- (6) Carrying a concealed weapon without a permit.
- (7) Injuring or killing an animal.
- (f) A false imprisonment.
- (g) Pandering.
- (h) Unlawful entry of the other person’s residence, or forcible entry against the other person’s will if there is a reasonably foreseeable risk of harm to the other person from the entry.

2. As used in this section, “dating relationship” means frequent, intimate associations primarily characterized by the expectation of affection or sexual involvement. The term does not include a casual relationship or an ordinary association between persons in a business or social context.

NRS 200.485 Nevada law prohibiting battery domestic violence, which is intentionally inflicting unlawful physical force on current or former spouses, dating partners or certain family members.

Stalking – is engaging in a course of conduct directed at a specific person that would cause a reasonable person to:

- fear for his or her safety or the safety of others; or
- suffer substantial emotional distress.

NRS 200.575 Stalking:

A person who, without lawful authority, willfully or maliciously engages in a course of conduct that would cause a reasonable person to feel terrorized, frightened, intimidated, harassed or fearful for the immediate safety of a family or



household member, and that actually causes the victim to feel terrorized, frightened, intimidated, harassed or fearful for the immediate safety of a family or household member, commits the crime of stalking.

Robbery

The taking or attempting to take anything of value to care, custody, or control of a person or persons by force or threat of force or violence and/or by putting the victim at fear.

Aggravated Assault

Unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury. This type of assault usually is accompanied by the use of a weapon or by means likely to produce death or great bodily harm.

Burglary

The unlawful entry of a structure to commit a felony or a theft. For reporting purposes this definition includes unlawful entry with intent to commit a larceny or a felony, breaking and entering with intent to commit a larceny, housebreaking, safecracking, and all attempts to commit any of the aforementioned.

Motor Vehicle Theft

The theft or attempted theft of a motor vehicle.

Arson

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

Hate Crimes

The law requires the release of statistics by category of prejudice concerning the occurrence of hate crimes in the crime classifications listed in the preceding section and for other crimes involving bodily injury to any person in which the victim is selected because of the actual or perceived race, gender, religion, national origin, sexual orientation, gender identity, ethnicity or disability of the victim.

In August of 2008 HEOA S 488, 20 U.S.C. S 1092 (f) (1) F (ii) modified the above hate crimes to include the following additional crimes under the hate crime category:

- **Larceny Theft** – The unlawful taking, carrying, leading or riding away of property from the possession, or constructive possession, of another, includes pocket picking, purse snatching, shoplifting, theft from a building, theft from a motor vehicle, theft of motor vehicle parts or accessories, and all other larceny.
- **Threats** – Intimidation (includes stalking) to unlawfully place another person in reasonable fear of bodily harm through the use of threatening words and/or other conduct, but without displaying a weapon or subjecting the victim to actual physical attack.
- **Vandalism (except Arson)** – To willfully or maliciously destroy, damage, deface or otherwise injure real or personal property without the consent of the owner or the person having custody or control of it.

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

Touro University Nevada Clery Act Crime Statistics

TOURO UNIVERSITY NEVADA					
CRIME CATEGORY	CRIME	YEAR	ON CAMPUS	NONCAMPUS	PUBLIC PROPERTY
Primary Crimes	Murder/Non-Negligent Manslaughter	2020	0	0	0
		2021	0	0	0
		2022	0	0	0
	Negligent Manslaughter	2020	0	0	0
		2021	0	0	0
		2022	0	0	0
	Robbery	2020	0	0	0
		2021	0	0	0
		2022	0	0	0
	Aggravated Assault	2020	0	0	0
		2021	0	0	0
		2022	0	0	0
	Burglary	2020	0	0	0
		2021	0	0	0
		2022	0	0	0
Motor Vehicle Theft	2020	0	0	0	
	2021	1	0	0	
	2022	1	0	0	
Arson	2020	0	0	0	
	2021	0	0	0	
	2022	0	0	0	
Sex Offenses	Rape	2020	0	0	0
		2021	0	0	0
		2022	0	0	0
	Fondling	2020	0	0	0
		2021	0	0	0
		2022	0	0	0
	Incest	2020	0	0	0
		2021	0	0	0
		2022	0	0	0
	Statutory Rape	2020	0	0	0
		2021	0	0	0
		2022	0	0	0

TOURO UNIVERSITY NEVADA					
CRIME CATEGORY	CRIME	YEAR	ON CAMPUS	NONCAMPUS	PUBLIC PROPERTY
VAWA Offenses	Dating Violence	2020	0	0	0
		2021	0	0	0
		2022	0	0	0
	Domestic Violence	2020	0	0	0
		2021	0	0	0
		2022	0	0	0
	Stalking	2020	0	0	0
		2021	0	0	0
		2022	0	0	0
Arrests	Liquor Law Violations	2020	0	0	0
		2021	0	0	0
		2022	0	0	0
	Drug Abuse Violations	2020	0	0	0
		2021	0	0	0
		2022	0	0	0
	Illegal Weapons Possession	2020	0	0	0
		2021	0	0	0
		2022	0	0	0
Disciplinary Referrals	Liquor Law Violations	2020	0	0	0
		2021	0	0	0
		2022	0	0	0
	Drug Abuse Violations	2020	0	0	0
		2021	0	0	0
		2022	0	0	0
	Illegal Weapons Possession	2020	0	0	0
		2021	0	0	0
		2022	0	0	0
<p>NOTES:</p> <p>1) There were no hate crimes reported in 2020 or 2022. One hate crime was reported in 2021 (vandalism based on religion, occurred on campus).</p> <p>2) There were no unfounded crimes in 2020, 2021, or 2022.</p>					

Policies, Procedures At TUN

Compliance with TUN's policies and procedures is a necessary step in achieving a safe environment in our educational community. The policies set forth were developed to promote a safe educational environment and a high-quality campus life.

SEXUAL MISCONDUCT PREVENTION AND RESPONSE (INCLUDING PROCEDURES OR STEPS ONE CAN TAKE)

TITLE IX

Title IX of the Education Amendments of 1972 protects people from discrimination based on sex in education programs or activities which receive Federal financial assistance. Title IX states that:

No person in the United States shall, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any education program or activity receiving Federal financial assistance.

Consistent with the requirements of Title IX, Touro University Nevada maintains a policy of non-discrimination against any person in employment or in any of its programs.

Title IX protects students and employees from discrimination based on sex in the school's education programs and activities. This means that Title IX protects students and employees in connection with official academic, educational, co-curricular and other programs of the school, whether those programs take place on school grounds or at an officially sanctioned offsite location.

Title IX requires that students and employees receive fair and equal treatment in all areas of education. Examples include educational activities and programming directly related to a course of study, recruitment, admissions, financial aid, hiring and retention of employees and benefits and leave.

PLEASE CONTACT ANY OF THE FOLLOWING INDIVIDUALS IF YOU HAVE CONCERNS RELATED TO TITLE IX AT TUN:

Touro University Nevada's
Title IX Coordinator
Zachary Shapiro 707-638-5459
zshapiro@touro.edu

Touro University Nevada prohibits all forms of sexual misconduct, including sexual and gender-based harassment, sexual violence, intimate partner violence and stalking. Such acts and all attempts to commit such acts are regarded as serious violations of TUN's community expectations and norms and are likely to result in a severe disciplinary penalty.



Students and employees are advised to read the university policies on Title IX and Sexual Misconduct within the University Catalog; located in the online University Catalog. Possible disciplinary sanctions range from warning to expulsion from the university for students and warning to termination for employees. Nevada criminal law encompasses certain sexual offenses, and criminal prosecution may take place independently of TUN's disciplinary processes.

SEXUAL MISCONDUCT MAY INCLUDE, BUT IS NOT LIMITED TO THESE BEHAVIORS:

- Sexual Harassment
- Sexual Assault
- Non-Consensual Sexual Contact
- Sexual Exploitation
- Domestic Violence
- Dating Violence
- Harm to Others
- Stalking
- Retaliation

Facts:

Every two and a half minutes, somewhere in America, someone is sexually assaulted.

Every person is a potential victim regardless of race, gender, age, or economic status.

Nearly 75% of all sex crimes are committed by a friend, relative, or acquaintance of the victim.

More than 50% of all rapes are committed in the victim's or assailant's home. Date rapes are more likely to occur in the assailant's home.

Rapes perpetrated by strangers occur at all times of the day, every day. However, date rapes occur most frequently on weekends and during late evening hours.

If you are a victim of a crime including dating violence, domestic violence, sexual assault, or stalking you are encouraged to preserve any evidence from the crime. This is an important step to take. The information presented in the following pages provides more specific steps you can take in preserving evidence.

IF YOU ARE BEING ASSAULTED:

- Keep your head. Stay as calm as possible, think rationally, and evaluate your resources and options.
- Be realistic about your ability to protect yourself. Yelling, hitting, or biting may give you a chance to escape, but be aware it can also expose you to further harm.
- Passive resistance such as vomiting, urinating, or telling the attacker that you are ill or menstruating is another option, but again be aware it can also expose you to further harm.
- Knowing self-defense can help you to overcome fear and think clearly in emergency situations.
- Do not try to defeat the attacker. Just get away as fast as you can. There is no right way to respond to an attack. If you escaped alive, you responded in the right way.

IF YOU HAVE BEEN ASSAULTED:

- You must NEVER BEAR the RESPONSIBILITY for being assaulted. Responsibility for the crime lies with the rapist alone.
- If possible do not shower, bathe, douche, eat, drink, smoke, urinate, or change your clothes.
- Do not disturb anything in the area where the assault occurred.
- Get immediate medical attention.
- Evidence of violence, such as bruising or other visible injuries should be documented by taking a photograph following the incident.
- Write down a description of the assault, circumstances, and the attacker.
- Consider seeking out Student Counseling Services, EAP Counseling, or other counseling services in the local community. Contact numbers are located within this document. University Administrators will also assist community members in accessing these services.



- We encourage survivors of sexual assault to report the incident to the Henderson Police Department (Call 911) or other appropriate law enforcement agency. However you also have the right to decline notifying such authorities. Preserve evidence such as clothing and avoid taking a shower. Evidence can be important in both the filing of a criminal case, as well as for obtaining a court issued order of protection.
- Call someone to be with you. You should not be alone. Contact a rape crisis center to help you deal with the aftermath. You can find important contact numbers at the end of this document.

IF SOMEONE YOU KNOW IS A VICTIM OF AN ASSAULT:

- See that they have a safe place to stay and someone to stay with.
- Give the victim your emotional support. Let them express their feelings. Do not pry into details. Do not be judgmental, instead listen and provide understanding.
- Do not let them blame themselves or think that they did something to cause the attack.
- Encourage the victim to get medical attention, contact a rape crisis center, and report the incident. Help the victim explore their options, but let them make the decision. There are a number of resources listed at the end of this document.
- Point out that since they are still alive, they have achieved a major victory.

INDICATORS/SIGNS OF STALKING BEHAVIOR:

- Persistent phone calls despite the fact that you have told the person not to contact you in any form.
- Someone waiting at or outside your workplace, residence, or school.

- Overt threats.
- Manipulative behaviors (i.e. Stating that they will hurt themselves)
- Sending written messages, letters, emails, graffiti, etc.
- Sending of gifts.
- Defamation.

IF YOU BECOME A VICTIM OF A STALKER, DO NOT TAKE IT LIGHTLY:

- It is important to preserve any evidence.
- Notify the Title IX Coordinator, Dean of Student's office, Human Resource office or Campus Security. Even if the problem is not campus/site-related, they can assist you with reporting the problem to the local law enforcement agency.
- Apply for a restraining order through Clark County. If you would like to receive contact information on starting this process, contact the Dean of Student's office or Campus Security.
- Document everything. Even if you have decided not to go the legal route, you may change your mind. Keep answering machine recordings, letters, gifts, etc. Keep a log of drive bys or any suspicious occurrences.
- Have co-workers screen all calls and visitors.
- Do not accept packages unless they were personally ordered.
- Destroy discarded mail.
- If you think you are being followed, go to the nearest police station or public place.
- Never be afraid to sound your horn to attract attention.
- Do not be ashamed and think you caused this. Instead tell everyone you know that you are being stalked, from neighbors, to co-workers, to classmates so that no information about you is provided to the stalker.
- Tell the stalker NO once and only once, and never give him/her the satisfaction of a reaction again.

BYSTANDER AWARENESS AND OPTIONS FOR INTERVENTION

- Don't turn a blind eye.
- If you are attending a social gathering with a friend, remember the same principles apply in every scenario.
- Be mindful of your friend(s) and make sure you come and go together and if you don't leave together make sure that your friend(s) is/ are able to make decisions for himself/herself/themselves.
- If you see someone at risk, get involved.
- Don't wait for someone else to take an action.
- Be honest and directly talk about the consequences of their actions.
- Solicit help from other bystanders.
- If the person is your friend, communicate by either asking the person "Are you okay," "Is he/she bothering you," etc.
- Give the person an out like calling their cell phone or distracting the other person.
- If it doesn't feel safe to say something, you can call the police or any other person of authority.
- Don't let resentment prevent you from stepping in.

PROCEDURES FOR REPORTING AN INCIDENT AND-OR GETTING ASSISTANCE

We encourage survivors of sexual assault and gender-based violence to report the incident to the Henderson Police Department (Call 911) or other appropriate law enforcement agency.

In addition, we also encourage you to contact the Dean of Students, Director of Human Resources, or Title IX Coordinator (you can find contact numbers for each of these offices at the end of this document). The University's Administrators will keep the matter private, but are required to conduct a Title IX investigation. These offices will assist any victim of sexual assault, domestic violence, dating violence, and stalking in notifying law enforcement, including local police, if they elect to do so. Victims are not required to report to law enforcement in order to receive assistance from or pursue any options for following up or filing a grievance at TUN.

Victims may also report the incident to TUN's Student Counseling Service (see contact phone number at the end of this document). The individuals who work with Student Counseling are not obligated to investigate the incident and will not report you share with them to the University or to the

local Police. In addition, TUN provides counseling through the Employee Assistance Program to both students and employees who are victims of a crime, including, but not limited to dating violence, stalking, domestic violence, and or sexual assault. Student Health Services, TUN's Health Clinic, Human Resource Office, and the Dean of Students Office are also available to provide services and resources to a victim.

It is important to remember that reporting an incident for the university discipline process is not the same as reporting a crime to law enforcement. Individuals may report both to the Police and to the University or to one and not the other.

TUN will work to make sure the rights of the victim are upheld when it comes to orders of protection, restraining orders, or similar lawful orders issued by a criminal, civil, or tribal court, and providing no contact orders as appropriate.

When a student or employee reports that the student or employee has been the victim of dating violence, domestic violence, sexual assault, or stalking (or any sexual or gender violence) the individual will be provided a written explanation of the student or employee's rights and options, regardless of whether the offense occurred on or off campus. This explanation shall include existing counseling, health, mental health, victim advocacy, legal assistance, visa and immigration assistance, and other services available for victims, both within the university and in greater Southern Nevada community.

Touro University Nevada will, upon written request, disclose to the alleged victim of a crime of violence (as that term is defined in section 16 of title 18, United States Code), or a non-forcible sex offense, the report on the results of any disciplinary proceeding conducted by such institution against a student who is the alleged perpetrator of such crime or offense. If the alleged victim is deceased as a result of such crime or offense, the next of kin of such victim shall be treated as the alleged victim for purpose of this paragraph.

PROHIBITION OF RETALIATION

TUN prohibits retaliation of any report made in good faith.

SEXUAL MISCONDUCT AND GENDER BASED VIOLENCE

TUN pledges its efforts to ensure an environment in which the dignity and worth of all members of the community are respected. It is the policy of TUN that sexual intimidation of students and employees is unacceptable behavior and will not be tolerated. TUN will not tolerate unwelcome sexual advances, requests for sexual favors, and any other verbal or physical conduct of a sexual nature constituting sexual harassment, or gender-based violence.

It is a crime to engage in any sexual contact with a person who does not consent, or to engage in sexual intercourse, deviant sexual intercourse, or sexual abuse if it is accomplished by forcible compulsion. Nevada Law also defines these acts as crimes if any of them are engaged in with a person who is incapable of consent either because of the person's age or because the person is mentally defective, mentally incapacitated, or physically helpless. Therefore, sexual abuse, sodomy, and rape are sex crimes and violators will be prosecuted and sent to prison in accordance with Nevada Penal Law.

CONDUCT PROCEEDINGS AND ACCOMMODATIONS

Touro University Nevada strictly prohibits all acts of sexual assault, domestic violence, dating violence, and stalking. If a student is the victim of a sexual misconduct or gender violence, he/she should immediately contact the Title IX Coordinator or Dean of Students Office. If an employee is a victim of sexual misconduct or gender violence, he/she should immediately contact the Title IX Coordinator or Human Resources Department. It is very important that the victim preserve any proof of the criminal offense. Such incidents will be reviewed and investigated in an impartial, fair, prompt and confidential manner from the initial investigation to the final result. Both the accused and the accuser will be entitled to the same opportunity to have others present during a disciplinary proceeding, and both parties will be informed of the outcome of that proceeding. Individuals may learn about TUN's specific Title IX policies and procedures, as well as how to file a grievance by looking at the appendices (starting with Appendix K and Appendix N) in the University Catalog, which can be found at <https://tun.touro.edu/programs/university-catalog/>. This information can also be obtained from the Dean of Students office or the Title IX Coordinator's office (contact numbers found at the end of this document).

The victim of a crime will be given written notification of the institutions procedures, as well as a list of resources for assistance, and how to request changes to their academic and-or working situations or other protective measures.

Academic Support: Office of Academic Services and Institutional Support (702) 777-3065, Dean of Students Office (702) 777-3073

Transportation: Campus Security (702) 358-6701 or 007 from any University Landline Phone; Campus Security will escort individuals to their vehicles as requested and answer questions about transportation.

Work Situations or Protective Measures: Individuals can be assisted by the Office of Human Resources (702) 777-2097 or the Dean of Students Office (702) 777-3073

Living: TUN has no campus housing.

Counseling and Mental Health: For Students, Student Counseling Services (702) 777-2095 and for Employees, Office of Human Resources (702) 777-2097, Seven Hills Behavioral Hospital (702) 947-2650

Health: Student Health (702) 777-9970, TUN Health Center (702) 777-4809, Henderson Hospital (702) 963-7000

Visa, Immigration, or other Legal Services: Safe Nest (702) 877-0133 or (702) 646-4981, Signs of Hope (702) 366-1640

Title IX Coordinator (707) 638-5459

When a sexual offense is reported, the incident is immediately investigated. In response to a report, the Title IX Coordinator or designee is responsible for informing the reporting individual(s) of resources options for care and support on and off campus. The administration of TUN will make every effort to change the victim's academic or working situation and provide information on options for those modifications, as well as other living or transportation changes, if those changes are requested by the victim and are reasonably available.

Individuals found responsible for having committed such a violation face sanctions that include but are not limited to: permanent expulsion, termination of employment, suspension, probation, or protective measures such as no contact orders, restitution, written statements, or similar actions.

All proceedings, whether the conduct is reported to have occurred on or off campus, shall provide a prompt, fair and impartial investigation and resolution. All investigations and proceedings shall be conducted by officials who have received annual training on the nature of the types of cases they are handling, on how to conduct an investigation, and conduct a proceeding in a manner that protects the safety of victims and promotes accountability. All investigations and proceedings shall be conducted by officials. Notification to the appropriate law enforcement officials and other assistance to the student in notifying law enforcement officials will be provided, if requested.

There are two types of proceedings for Title IX allegations of stalking, domestic violence, dating violence, and sexual offenses (assault). Touro University Nevada uses either an informal or formal method of resolution. The resolution process is designed to determine whether an individual should be held responsible for violating the university's policies related to Title IX and more specifically the allegations mentioned in the first sentence of this paragraph.

The steps to these processes, outlined below, are the University's Title IX and Sexual Misconduct procedure and policies, which are taken from Appendix K and Appendix N in the University Catalog.

Sex/gender-based Discrimination and Harassment

INTRODUCTION

TUN does not permit discrimination or harassment in its programs and activities on the basis of race, color, national origin, sex, gender identity, gender expression, sexual orientation, disability, veteran status, predisposing genetic characteristic, age, religion, pregnancy status or any other characteristic protected by TUN policy or state, local, or federal law. This applies to all members of the Touro University Nevada (TUN) community, including students, all employees (faculty, staff, and administrators) as well as third-parties, including invited guests and commercial vendors. In the Title IX and Sexual Misconduct¹ context, these include acts of sexual violence, sexual harassment, domestic partner violence, dating violence, bullying, and stalking. The University prohibits each of these acts.

All members of the campus community are expected to conduct themselves in a manner that does not infringe upon the rights of others. TUN believes in zero tolerance for sex/gender-based misconduct.

While TUN never assumes an accused party is in violation of a TUN policy, TUN will err on the side of safety in promulgating interim measures during the pendency of the investigation and resolution of the issue. Resolution proceedings are conducted to take into account the totality of all evidence available, from all relevant sources.

PURPOSE

Discrimination or harassment of any kind is offensive to TUN's mission, history, and identity. TUN intends to resolve any identified discrimination or harassment in a timely and effective manner, and will make all reasonable efforts to ensure that it does not recur. Anyone believing he or she has been, or is being, harassed or discriminated against on the basis of their sex or gender should immediately contact the Title IX Coordinator, Zack Shapiro at zshapiro@touro.edu or

¹Title IX of the Civil Rights Act of 1964, as amended, provides the "no person in the United States shall, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any education program or activity receiving federal financial assistance."



(707) 638-5459. When TUN has notice of the occurrence, TUN is compelled to take effective corrective action reasonably calculated to stop the harassment, prevent its recurrence, and as appropriate, remedy its effects.

DEFINITIONS

DISCRIMINATION AND HARASSMENT

Title IX, and its implementing regulations, prohibit discrimination based on sex or gender, including sexual harassment. **The prohibition against discrimination extends to employment and third-parties.** Sexual harassment is unwelcome conduct of a sexual nature and can include sexual advances, request for sexual favors, and other verbal, non-verbal, or physical conduct. Environmental harassment (sometimes referred to as hostile environment) is sexually harassing conduct that is sufficiently severe, persistent or pervasive to limit an individual's ability to participate in or receive benefits, services, or opportunities at TUN, and objectively offensive. This can include persistent comments or jokes about an individual's sex; verbal behavior, including insults, remarks, epithets, or derogatory statements; nonverbal behavior, including graffiti, inappropriate physical advances short of physical violence such as repeated and unwanted touching; and assault, including physical violence or the threat of physical violence.

Policy on Title IX and Sexual Misconduct

This policy applies to all members of the Touro University Nevada ("Touro") community, including students, faculty, and administrators as well as third parties (i.e. vendors, and invitees). Discrimination or harassment of any kind in regard to a person's sex is not tolerated at our institution. Information

and/or training regarding this policy is available to students, faculty, and staff.

Touro promotes an environment in which the dignity and worth of all members of the community are respected. It is the policy of Touro that sexual intimidation of students and employees is unacceptable behavior and will not be tolerated.

Title IX Grievance Policy

Title IX of the Educational Amendments of 1972 prohibits any person in the United States from being discriminated against on the basis of sex in seeking access to any educational program or activity receiving federal financial assistance. The U.S. Department of Education, which enforces Title IX, has long defined the meaning of Title IX's prohibition on sex discrimination broadly to include various forms of sexual harassment and sexual violence that interfere with a student's ability to equally access our educational programs and opportunities.

This Title IX Grievance Policy became effective on August 14, 2020, and only applies to formal complaints of sexual harassment alleged to have occurred on or after August 14, 2020. Alleged Conduct that occurred prior to August 14, 2020 will be investigated and adjudicated according to the Title IX and Sexual Misconduct Policy then in effect.

TITLE IX COORDINATOR

Any person may report sex discrimination, including sexual harassment (whether or not the person reporting is the person alleged to be the victim of conduct that could constitute sex discrimination or sexual harassment), in person, by telephone, or by electronic mail, using the contact information listed for the Title IX Coordinator, or by any other means that results



in the Title IX Coordinator receiving the person’s verbal or written report. Contact Information for the Title IX Coordinator:

Zackary Shapiro
Compliance Officer
zshapiro@touro.edu
(707) 638-5459

Such a report may be made at any time (including during nonbusiness hours) by using the telephone number or electronic mail address, or by mail to the office address listed for the Title IX Coordinator.

You can also fill out the form at the following link:
[TCUSTitleIXComplaintFormFINAL08142020.pdf \(touro.edu\)](#)

WHEN TITLE IX APPLIES

The Title IX process will apply when all of the following elements are met:

1. The conduct is alleged to have occurred on or after August 14, 2020;
2. The conduct is alleged to have occurred in the United States;
3. The conduct is alleged to have occurred in Touro’s education program or activity; and
4. The alleged conduct, if true, would constitute covered sexual harassment, as defined under Title IX, as: a. an employee conditioning educational benefits on participation in unwelcome sexual conduct (i.e., quid pro quo); b. unwelcome conduct that a reasonable person would determine is so severe, pervasive, and objectively offensive that it effectively denies a person equal access to the educational institution’s education program or activity; or c. sexual assault (as defined in the Clery Act); or dating violence, domestic violence,

or stalking (as defined in the Violence Against Women Act (VAWA)).

If the alleged misconduct meets these requirements, then the Title IX grievance process applies and the Potential Complainant may file a Formal Complaint or their prior Complaint submission will become a Formal Complaint. For the purposes of this Title IX Grievance Policy, “formal complaint” means a document – including an electronic submission - filed by a complainant with a signature or other indication that the complainant is the person filing the formal complaint, or signed by the Title IX Coordinator, alleging sexual harassment against a respondent about conduct within Touro’s education program or activity and requesting initiation of the procedures consistent with the Title IX Grievance Policy to investigate and adjudicate the allegation of sexual harassment.

If the alleged misconduct does not meet these Title IX requirements, it requires a mandatory dismissal under Title IX, but it may be addressed by the broader Touro Sexual Misconduct Policy or another applicable Touro policy. For more details, surrounding the Title IX Grievance Policy please see: [TCUS Title IX Grievance Policy \(touro.edu\)](#)

SEXUAL MISCONDUCT

Touro prohibits discrimination based on sex, including sexual harassment. The prohibition against discrimination extends to employment and third-parties. Sexual harassment is unwelcome conduct of a sexual nature and can include sexual advances, request for sexual favors, and other verbal, non-verbal, or physical conduct. Environmental harassment (sometimes referred to as hostile environment) is sexually harassing conduct that is sufficiently severe, persistent or pervasive to limit an individual’s ability to participate in or receive benefits, services, or opportunities at Touro. This can include persistent comments or jokes about an individual’s,

sex; verbal behavior, including insults, remarks, epithets, or derogatory statements; nonverbal behavior, including graffiti, inappropriate physical advances short of physical violence such as repeated and unwanted touching; and assault, including physical violence or the threat of physical violence.

RETALIATION AGAINST ANY INDIVIDUAL WHO MADE A COMPLAINT WILL NOT BE TOLERATED.

To officially file charges for an act of sexual assault or rape, please contact the Title IX Coordinator. If the alleged perpetrator is a student, you can initiate disciplinary action against this individual. All incidents must be reported within six (6) months of their occurrence.

All departments, offices, and divisions of Touro seek to foster a collegial atmosphere in which students are nurtured and educated through close faculty student relationships, student camaraderie, and individualized attention. Discrimination or harassment of any kind is anathema to Touro's mission, history, and identity. Touro will resolve any identified discrimination in a timely and effective manner, and will ensure that it does not recur. Compliance with Touro's policies and procedures is a necessary step in achieving a safe environment in our educational community. The policies set forth were developed to promote a safe educational environment in compliance with the Violence Against Women Act (VAWA) and a high-quality campus life.

Those believing that they have been harassed or discriminated against on the basis of their sex, including sexual harassment, should contact the Title IX Coordinator immediately. When Touro has notice of the occurrence, Touro is compelled to take immediate and effective corrective action reasonably calculated to stop the harassment, prevent its recurrence, and as appropriate, remedy its effects.

This policy applies to all members of Touro, including students, faculty, and administrators as well as third parties (including, but not limited to, vendors, invitees, etc.). Information and/or training regarding this policy are available to students, faculty, and staff. For more details, surrounding the Sexual Misconduct Policy please see: [TUN Sexual Misconduct Policy \(touro.edu\)](#).

COMPLAINTS

Complaints may be filed by contacting the Title IX Coordinator

Phone: 707-638-5459

Email: Zshapiro@touro.edu.

For Further Information: Students are strongly urged to read the full policy at [TUN Sexual Misconduct Policy \(touro.edu\)](#).

Additional information about this policy will be available on Touro's website. Students may contact the Office for Civil Rights of the U.S. Department of Education for inquiries concerning the application of Title IX as well as the implementation of its regulations.

The Office for Civil Rights can be contacted using the following information:

U.S. Department of Education Office for Civil Rights
915 Second Avenue, Room 3310 Seattle, WA 98174-1099
Telephone: (206) 607-1600
Facsimile: (206) 607-1601
Email: OCR.Seattle@ed.gov

RETALIATION

Retaliation is any kind of reprisal, adverse action, or negative action taken against an individual because he or she has reported alleged discrimination or harassment, participated as a party or witness in an investigation relating to such allegations, or participated as a party or witness in a proceeding regarding such allegations. Retaliation can occur contemporaneously during the report process or subsequent to it, once the retaliator is aware of the recipient's participation in the process. An individual is protected from retaliation even when the report at issue is ultimately found to lack merit, as long as the report was made in good faith.

TUN does not allow, nor tolerate, any conduct by any TUN community member that may be regarded as retaliatory. Retaliation against any individual for any reason will not be tolerated.

CONFIDENTIALITY

TUN has independent obligations to report or investigate potential misconduct, even if a reporter does not wish to initiate an official process. Therefore, confidentiality cannot be promised with respect to a report of discrimination, harassment, sexual harassment, or retaliation received. TUN wishes, however, to create an environment in which legitimate reports are encouraged, while also protecting the privacy of all involved in an investigation. Reports about violations of these policies will therefore be handled in confidence, with facts made available only to those who need to know, in order for TUN to promptly and thoroughly investigate and resolve a Title IX matter.

REPORTING PROCESS

Reports concerning sexual harassment and/or sexual discrimination should be sent to Zack Shapiro, Title IX Coordinator, at zshapiro@touro.edu or (707) 638-5459. Alternatively, reports may be sent to the Dean of Students or the Director of Human Resources, contact information contained within this document. Those reports involving Title IX issues shall be shared with the Title IX Coordinator.

SIMULTANEOUS NOTIFICATION

The following will be shared with both the accuser and accused from any allegation of dating violence, domestic violence, stalking, or sexual assault, simultaneously:

- Result(s) of a disciplinary hearing involving the above allegations
- Appeal options and appeal procedures
- Any changes to the results
- When results from disciplinary procedures become final

SANCTIONS WHICH MAY BE IMPOSED

The following sanctions, without limitation, may be imposed by a hearing panel upon finding, by a preponderance of the evidence² the Respondent violated Title IX provision(s):

Student Sanctions for Title IX violations,

- Warning
- Probation
- Suspension
- Expulsion
- Restitution
- No Contact Order
- Transcript Notation
- Organizational Sanctions
- Educational Programs

Employee Sanctions for Title IX violations:

- Censure
- Probation
- Required Counseling
- Required Training or Education

- Demotion
- Loss of Annual Pay Increase
- Suspension without Pay
- Suspension with Pay
- Termination
- Legal Action

DUTY TO REPORT VIOLATIONS

Any member of the Touro community including students, faculty, employees, and third-parties have a duty to report violations of this policy where individuals know, or should know, of accusations or actions which violate Touro Policy and will notify a Touro Compliance Officer of such violations promptly. Exceptions to mandatory reporting are an individual's personal health care providers, including a licensed psychologist, and clergy, including TUN clergy. Anyone may report a possible Title IX violation. A report form for reporting Title IX violations can be found on the TUN website. Anonymous reports may be submitted and will be acted upon if sufficient material information is included on the form.

DUTY TO COOPERATE AND FACILITATE

All members of the TUN community are required to cooperate fully with any investigations of discrimination or harassment. A faculty member, staff member, or student who has relevant information and refuses to cooperate with an ongoing investigation may be subject to disciplinary action for violations of the TUN College Code of Conduct or Student Conduct Code (as applicable). Likewise, all TUN employees are required to ensure that reports about discrimination, harassment, or retaliation are directed to the appropriate administrative office for evaluation and investigation. TUN is committed to conducting an inquiry that is thorough, fair, prompt and impartial.

PROTECTIVE MEASURES

The university has a range of protective measures the institution may offer a victim, including, but not limited to: escorts, flexed working hours, assigned parking, no contact orders, etc.

REGISTERED SEX OFFENDERS

TUN must make available to the public over the internet information about certain sex offenders required to register under Megan's Law. These sex offender internet registries can be found at the following address:

²Preponderance of the evidence means when weighing all the evidence, slightly more evidence in favor of a determination than against a determination. This frequently is described as 51% of the evidence weighing toward a finding or decision.

POLICY ON BIAS RELATED CRIMES

TUN is committed to safeguarding the rights of its students, faculty, and staff, and to provide an environment free of bias and prejudice. Criminal activity motivated by bias and hatred toward another person or group based upon a belief or perception concerning race, color, national origin, ancestry, gender, religion, religious practice, age, disability, or sexual orientation is illegal and punishable not only for the underlying crime, but, additionally, as a hate crime pursuant to the Nevada Revised Statute #200.

THE FOLLOWING ARE SPECIFIC OFFENSES THAT CONSTITUTE A HATE CRIME. WHILE THE OFFENSES THEMSELVES ARE NOT HATE CRIMES, THEY CAN BE CONSIDERED HATE CRIMES UNDER CERTAIN CONDITIONS:

1. Assault (1st, 2nd and 3rd Degree)
2. Aggravated Assault on a Person Less than 11 Years Old
3. Menacing (1st, 2nd and 3rd Degree)
4. Reckless Endangerment (1st and 2nd Degree)
5. Manslaughter (2nd Degree)
6. Stalking (1st, 2nd, 3rd, and 4th Degree)
7. Criminal Sexual Acts (1st Degree)
8. Sexual Abuse (1st Degree)
9. Aggravated Sexual Abuse (1st and 2nd Degree)
10. Unlawful Imprisonment (1st and 2nd Degree)
11. Kidnapping (1st and 2nd Degree)
12. Coercion (1st and 2nd Degree)
13. Burglary (1st, 2nd and 3rd Degree)
14. Criminal Mischief (1st, 2nd, 3rd, and 4th Degree)
15. Arson (1st, 2nd, 3rd, and 4th Degree)
16. Petty Larceny
17. Grand Larceny (1st, 2nd, 3rd, and 4th Degree)
18. Robbery (1st, 2nd and 3rd Degree)
19. Harassment (1st Degree)
20. Aggravated Harassment

In addition, any attempt or conspiracy to commit any of these crimes is also punishable as a hate crime. A person convicted of a hate crime will be subject to certain sentencing guidelines for felonies that impose a more severe penalty than similar but non-hate crime offense. A hate crime conviction may also subject the offender to monetary penalties pursuant to the laws of the state of Nevada.

Any incident or attempt to commit a hate crime should be reported to TUN Security or any other University official at (702) 358-6701.

Reported incidents of hate crimes and attempts to commit hate crimes will be referred to the Henderson Police Department and/or other Law Enforcement Agencies for further investigation and legal action. TUN treats all hate crimes as serious offenses which need to be prosecuted with the full force of the legal system.

POLICY ON WEAPONS

TUN is a **WEAPON FREE CAMPUS**. Firearms, air guns, and other hazardous items or weapons of any kind, including ammunition, fireworks, gunpowder and chemicals, are strictly prohibited. If said items are found, they will be confiscated and the owner(s) subjected to disciplinary action, including expulsion and/or termination. Use of lighted candles or kerosene lamps for any purposes is prohibited.

POLICY ON WORKPLACE VIOLENCE

TUN has a **ZERO** tolerance on workplace violence. Any incidents or occurrences relating to violence in the workplace by employees will be referred to Human Resources, as stated in the Employee Handbook. Any incidents or occurrences relating to students will be handled by the Dean of Students as stated in the University Catalog.

POLICY ON ALCOHOL, DRUGS & CONTROLLED SUBSTANCES

TUN seeks to safeguard the health and well-being of all members of the University community: students, faculty and staff. All members of the University community are accountable to the law and to the regulations of the University. Students, faculty, and staff who distribute or use illegal drugs or illicitly use legal drugs, including alcohol, on the TUN campus College are violating Federal Laws, Nevada State Laws and the regulations of TUN.

TUN is committed to educating and informing students, faculty, and staff about the dangers and effects of substance abuse. TUN recognizes that drug addiction and alcoholism are illnesses that are not easily resolved and may require professional assistance and treatment.

TUN will provide confidential counseling and referral services to students, faculty, and staff with drug and/or alcohol problems. These services are available through the Office of the Dean of Students and/or Human Resources. All inquiries and requests for assistance will be handled with strict confidentiality.

DISCIPLINARY STANDARDS FOR STUDENTS POSSESSING, USING, DISTRIBUTING AND/OR SELLING DRUGS & CONTROLLED SUBSTANCES

It is the policy of TUN that the unlawful use, possession, distribution, or manufacture of drugs or controlled substances on University property is strictly prohibited. Individuals, who possess use, distribute, or manufacture drugs or controlled substances are subject to University disciplinary action as well as possible criminal prosecution.

Students found in violation of these policies will be subject to disciplinary proceedings in accordance with the procedures outlined in the Student Handbook.

DISCIPLINARY STANDARDS FOR FACULTY & STAFF POSSESSING, USING, DISTRIBUTING AND/OR SELLING DRUGS & CONTROLLED SUBSTANCES

Each faculty and staff member of the University is expected to abide by the University's policies for maintaining a drug-free workplace. The policy statement on drug abuse pertaining to students also applies to faculty and staff. Furthermore, all faculty and staff are required to notify the Director of Human Resources of any criminal conviction relating to his or her own drug activity within five (5) days of such conviction.

Faculty and staff (part-time and full-time) who violate University policies on drugs and controlled substances will be subject to disciplinary sanctions.

REGULATIONS ON ALCOHOL USE/ABUSE

The following regulations apply to students, faculty, and staff of the University:

- The consumption of alcoholic beverages by individuals under the age of 21 is illegal.
- Persons under the age of 21 are prohibited from consuming alcoholic beverages on the premises of TUN.
- Any student who falsely represents himself/herself as being of age to consume alcohol is subject to disciplinary action as outlined in the Code of Conduct.
- Any faculty and/or staff member of the University who transmits alcohol to a minor on University premises shall be subject to full penalty under the laws of their perspective state.

- Alcohol abuse does not excuse any faculty and/or staff member of the University from neglect of their responsibilities to the University. Individuals whose work performance is impaired as a result of the use/abuse of alcohol may be required to participate in an appropriate evaluation/treatment program.
- TUN observes the culpability laws for serving drinks to the mentally-impaired and to individuals who are already inebriated.

Each semester the Offices of Student Activities and Student Health sponsor educational drug and alcohol abuse programs for all faculty staff and students. Please see this report for a description of these programs.

LOCAL ALCOHOL AND DRUG ABUSE TREATMENT FACILITIES

Henderson Drug Abuse Treatment Programs (800) 943-0566

ABC Therapy (702) 568-5971

Seven Hills Hospital (877) 774-4557

Mission Treatment Centers (702) 558-8600





Resources

There are many outside sources of support available on campus and in the community for individuals who have been a victim of a crime:

UNIVERSITY RESOURCES:

Campus Security (702) 358-6701 or 007 from any University Landline Phone

Student Counseling Services (702) 777-2095

Dean of Students (702) 777-3073

Office of Academic Services and Institutional Support (702) 777-3065

COO and Vice President for Finance (702) 777-4794

Title IX Coordinator (973) 615-8458

Student Health (702) 777-9970

OUTSIDE RESOURCES:

Signs of Hope: Signs of Hope - 24/7 Hotline (sohiv.org) (702) 366-1640

Safe Nest: www.safenest.org (702) 646-4981 or (800) 486-7282

www.rainn.org (800) 656-HOPE

www.peaceoverviolence.org (310) 392-8381, (213) 626-3393, (626) 793-3385

24 Hour Hotline: (702) 366-1640

Henderson Police Department: (702) 267-5000

Toll Free: (866) 473-4911 Emergency: 911

St. Rose Hospital: 102 Lake Mead Pkwy, Henderson, NV 89015; **Phone:**(702) 564-2622

Employee Assistance Program (800) 865-1044 (Free Confidential Line) AnthemEAP.com

National Sexual Assault Hot Line (800) 656-4673

National Domestic Violence Hotline (800) 799-SAFE (7233)

Touro University Nevada
874 American Pacific Drive
Henderson, NV 89014
(702) 777-8687

Andrew Priest, Ed.D., Campus President and Provost, Touro University Nevada
(702) 777-3225

Student, Faculty, & Staff IDs: Information Technology Department
(702) 777-4781

Philip J. Tompkins, Ed.D., Dean of Students
(702) 777-1761

Law Enforcement Affiliation:
Henderson Police Department
225 E. Sunset Road
Henderson, NV 89011
(702) 267-5000

