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This report includes campus safety policies, procedures and statistics concerning campus crime for the calendar years 2019, 2020 and 2021. This report describes how UMFK students, faculty and staff can work together to maintain a safer community and provides statistics for reported crimes at the University. Also included in this report is the Annual Fire Safety Report. If you would like a copy of this report, please call Student Affairs at (207) 834-7587 or visit Student Affairs in Cyr Hall at UMFK. The address for UMFK is 23 University Drive, Fort Kent, ME 04743.
SECTION 1: INTRODUCTION

The University of Maine at Fort Kent would like to welcome you to campus. This report is intended to provide you with essential information regarding the University’s security-related programs, services, policies, and statistics about the occurrence of crime on campus. Our mission is to provide the highest quality services while maintaining a safe environment in which to learn, live, and grow. We see ourselves as educators who provide security in support of the mission of the University. Every contact that is made with the community is an opportunity to educate on the responsibilities of being a productive member of the educational community.

The University is committed in its efforts to ensure that the campus remains safe and secure. To do so requires the cooperation and understanding of everyone at the University. We ask that everyone do their part to help protect themselves and others. Please carefully review this report and take notice of all the services available to you. Then make informed decisions in regards to your personal safety while here at the University of Maine at Fort Kent.

Questions concerning this document can be referred to Matthew Morrin, Dean of Students, (207) 834-7562. To obtain a paper copy of this report contact Student Affairs at 23 University Drive, Fort Kent, ME 04743 or call (207) 834-7587. You can download a pdf of the report here: https://www.umfk.edu/student-affairs/affairs/security/

About this Report
Statistics must be compiled by the University on certain crimes when reported by a person to Student Affairs or a campus official with significant responsibility for student and campus activities. This report may also include certain crimes reported to the Fort Kent Police department(s) as required by the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act of 1998 (as amended).

Notice of availability of this report is made by October 1st of each year to enrolled students and current employees by electronic mail. The report is available at https://www.umfk.edu/student-affairs/affairs/security/. Notice to prospective students is made with the information included with application materials by the Admissions Office. Notice to prospective employees is made with information included with the application material by the Office of Human Resources.

Reporting of Criminal Actions or Emergencies
To report a crime or emergency on the University of Maine at Fort Kent campus you may call the Town of Fort Kent Police Department by dialing 9-9-1-1 for emergencies from campus telephones. For non-emergencies, call (207) 834-6550. Crimes can also be reported in person to Student Affairs in Cyr Hall or by calling (207) 834-7587.

If you wish to have a crime included in the annual disclosure of crime statistics and want to remain confidential, you may report any crime to be included in this report anonymously via the UMFK Incident Reporting Form at https://cm.maxient.com/reportingform.php?UnivofMaineSystem&layout_id=14&promptforauth=true.

Free on-campus telephones are located at the entrance of The Lodge and Crocker residence halls. Phones are also available in many of the buildings throughout campus that can be used for emergencies.

The University works collaboratively with the Fort Kent Police Department as the primary responder to campus emergencies, crime reporting, and educational opportunities for the campus. The University encourages accurate and prompt reporting of all crimes to Student Affairs, the Fort Kent Police Department and/or other appropriate law enforcement agencies, when the victim of a crime elects to, or is unable to, make such a report. The University does not have security personnel and works collaboratively with the Fort Kent Police Department (FKPD). The local and state police and sheriff agencies have the authority to make arrests on campus.

The Fort Kent Fire & Rescue Department (FKFD) responds to any fire alarms, reported fires, and provides ambulance service to the campus. UMFK does not have any officially recognized student organizations with noncampus locations.
Security of Campus Facilities
Most campus buildings and facilities are accessible to the campus community, guests and visitors during normal business hours, Monday through Friday. The exterior doors to all student residence halls are controlled 24 hours a day and are accessible with a key assigned to the residents. Guests and visitors to a student residence hall may gain admittance by contacting a student living in the residence hall and being escorted by that individual. In addition, all residence hall exterior doors are monitored by video surveillance cameras, with all activity at these doors recorded and stored for a limited time.

The University is committed to maintaining a safe level of exterior lighting. Facilities Management routinely surveys existing lights, ensures the maintenance of the existing lights, and makes suggestions for additional illumination. Members of the campus community are encouraged to report any exterior lighting deficiencies to the University’s Facilities Management Department at any time by calling (207) 834-7670. Exteriors doors on campus buildings are locked and secured each evening.

Notification about Reported Crimes on Campus
In an effort to provide timely notice to the University community, considerable effort is made to advise members of the University community of campus crime and crime-related problems and any hazardous situations. In the event of a serious incident which may pose an on-going threat to community members, a Crime Alert is sent to all students and employees on campus. Knowledge of such crimes will assist community members in making informed decisions about their personal safety and in preventing similar crimes from occurring. Crime alerts and updates to the University community about any particular case may be distributed via blast email and/or text message, and posted on the main page of the UMFK website (www.umfk.edu). Crime Alert posters may be posted by the University in campus buildings, including residence halls, when deemed necessary. When Crime Alert notices are posted in campus buildings, they are printed and posted in the lobby/entrance area and bulletin boards.

The University of Maine at Fort Kent issues timely warnings for the following incidents:
- Homicide
- Sex Offenses
- Aggravated assault
- Robbery
- Burglary
- Motor Vehicle Theft
- Arson
- Other crimes as determined necessary by the President/Provost in consultation with the Emergency Operations Team.

The University of Maine at Fort Kent does NOT issue a timely warning for the above listed crimes if:
- The suspect(s) have been apprehended and the threat of imminent danger to the campus community has been mitigated by said apprehension.
- If a report was not filed with the University of Maine at Fort Kent or any of the area law enforcement agencies in a manner that would allow the University to post a "timely" warning to the community.
- Unless there are extenuating circumstances, a report that is filed more than five days after the date of the alleged incident may not allow the University of Maine at Fort Kent to post a "timely" warning to the community. This type of situation will be evaluated on a case-by-case basis.

UMFK provides its crime statistics to the U.S. Department of Education as required by law.

SECTION 2: EMERGENCY RESPONSE

When a significant emergency or dangerous situation involving an immediate threat to the University community is confirmed, the University will activate the appropriate elements of its emergency communications protocol. The University is committed to immediate notification of emergency situations, with decision-making rooted in the primary consideration of the community’s safety.
The University will, without delay, and taking into account the safety of the community, determine the appropriate nature and content of the notification and initiate its emergency communications protocol. Exceptions may apply if, in the professional judgment of responsible authorities, notification would compromise efforts to assist victims or to contain, respond to or otherwise mitigate the emergency. The Emergency Management Team encourages faculty, staff and students to become familiar with the training resources available on the following webpage: https://mycampus.maine.edu/group/umfk/be-prepared-get-trained.

**Use of Emergency Equipment**
Do not re-enter the building until the Fire or Police department or an emergency management team member has indicated it is safe to return. Only individuals who are specifically trained should use emergency equipment, including fire extinguishers.

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

**Be Prepared**
By the exit door of campus rooms or offices there should be evacuation maps and instructions. (If not, call Facilities Management at X7670). Become familiar with the posting and follow the instructions. Locate and become familiar with the nearest fire alarm pull station.

In the event of an evacuation order, a member of the emergency management team or an evacuation assistant will direct you to a designated Emergency Assembly Area (EAA). All building occupants including both commuter and residential students should report to the EAA until cleared to leave campus, return to residence halls or return to the evacuated building. In all cases, fire/emergency access lanes into and out of campus and individual buildings MUST remain free of traffic or congestion.

**General Evacuation Procedures**
At the sound of a fire alarm or if you are instructed to evacuate, leave your work area immediately and proceed to the nearest exit, and leave the building. A member of the emergency management team or an evacuation assistant will direct you to a designated Emergency Assembly Area (EAA). All building occupants including both commuter and residential students should report to the EAA until cleared to leave campus, return to residence halls or return to the evacuated building. In all cases, fire/emergency access lanes into and out of campus and individual buildings MUST remain free of traffic or congestion.

If you are the first to recognize a fire situation, activate the alarm, evacuate to a safe location using the nearest exit, and dial 9-911 or notify Facilities Management at (207) 834-7670.
1. Remain Calm
2. Do NOT use Elevators, Use the Stairs.
3. Assist the physically impaired. If they are unable to exit without using an elevator, secure a safe location near a stairwell, and immediately inform Facilities Management at (207) 834-7670 or the responding emergency services personnel (police department and/or fire department) of the individual's location.
4. Proceed to a clear area at least 150 feet from the building. Keep all walkways clear for emergency vehicles.
5. Make sure all personnel are out of the building.
6. Do not re-enter the building.

**Shelter-in-Place Procedures – What it Means to “Shelter-in-Place”**
If an incident occurs and the buildings or areas around you become unstable, or if the air outdoors becomes dangerous due to toxic or irritating substances, it is usually safer to stay indoors, because leaving the area may expose you to that danger. Thus, to “shelter-in-place” means to make a shelter of the building that you are in, and with a few adjustments this location can be made even safer and more comfortable until it is safe to go outside.
Basic “Shelter-in-Place” Guidance
If an incident occurs and the building you are in is not damaged, stay inside in an interior room until you are told it is safe to come out. If your building is damaged, take your personal belonging (purse, wallet, access card, etc.) and follow the evacuation procedures for your building (close your door, proceed to the nearest exit, and use the stairs instead of the elevators). Once you have evacuated, seek shelter at the nearest University building quickly. If police or fire department personnel are on the scene, follow their directions.

How You Will Know to “Shelter-in-Place”
A shelter-in-place notification may come from several sources, Facilities Management, Student Affairs/Dean of Students, Residence Life Staff members, other University employees, the local police departments, or other authorities utilizing the University’s emergency communications tools.

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

1. If you are inside, stay where you are. Collect any emergency shelter-in-place supplies and a telephone to be used in case of emergency. If you are outdoors, proceed into the closest building quickly or follow instructions from emergency personnel on the scene.
2. Locate a room to shelter inside. It should be:
   • An interior room;
   • Above ground level; and
   • Without windows or with the least number of windows.
   If there is a large group of people inside a particular building, several rooms may be necessary.
3. Shut and lock all windows (tighter seal) and close exterior doors.
4. Turn off air conditioners, heaters, and fans.
5. Close vents to ventilation systems as you are able. (University staff will turn off the ventilation as quickly as possible.)
6. Make a list of the people with you and ask someone (hall staff, faculty, or other staff) to call the list in to 9-911 or notify Facilities Management at (207) 834-7670 so they know where you are sheltering. If only students are present, one of the students should call in the list.
7. Use your cellular phone to monitor the UMFK website for updates and further instructions. If safe to do so, and if audible noise will not place you in any further danger, turn on a radio or TV and listen for further instructions.
8. Make yourself comfortable.

For further information contact your supervisor or call Facilities Management at (207) 834-7670.

Emergency Notification and Response Procedures
UMFK students, faculty and staff should make sure their MaineStreet information is current, and kept up to date. E2Campus, a web-based messaging service that provides timely and accurate information will be used in the event of a campus-wide emergency. The system allows for phone and email message delivery to home, office or cell phones; and to personal or office email accounts. To update your contact information please go to the UMFK Campus portal. Phone and email messages will be delivered through the Blackboard Connect system to your home, office or cell phones; and to your personal or your business email accounts. Emergency contact information can be provided and updated in the UMFK Campus Portal in the “My Resources” section.

The University of Maine at Fort Kent utilizes an emergency siren system to alert the campus and the nearby community of emergencies and threats to life and safety. If the campus Emergency Warning System siren sounds, please remain calm and listen for the message that follows for further information on how to proceed. The siren is sounded only during major emergencies. When a UMFK community member hears the siren (3 blasts), they should listen to the message and follow instructions, seek information from a variety of sources, and wait for an “all clear” (1 blast) siren or message. The siren system serves the purpose of notifying the UMFK community instantly if a major emergency is occurring on campus.

When the siren sounds (3 blasts), university officials post information about the emergency as soon as possible. This information is posted via email, text messages and the main page of the UMFK website (www.UMFK.edu). These messages are broadcasted using Blackboard Connect.
The siren is activated by a member of the campus emergency management team. The siren is only activated in major emergencies affecting the campus that require UMFK community members to take some form of action for their safety. Example incidents in which the siren could be activated include (but are not limited to) bomb threat, shooter on campus, extreme weather, and chemical spills.

In order to maintain the siren and ensure it is in working order, it must be tested on a regular basis. The UMFK siren system is fully tested annually on a pre-announced date. These tests are publicized in advance to both the UMFK community and to surrounding neighbors.

Additionally, the siren undergoes a monthly "growl test". During a "growl test," the siren is sounded at a very low volume to ensure it is in working order.

**Missing Student Notification**

If a student has been missing for 24 hours, please contact Student Affairs at (207) 834-7587.

Any missing student report shall be referred immediately to Student Affairs who will work with the local law enforcement agency that has jurisdiction in the area. If a student residing in the residence halls goes missing, the person(s) noticing that absence may report that concern to a Resident Assistant, Residence Hall Director, or the Director of Residence Life & Leadership, who will in turn, contact the Dean of Students.

Each student may identify a contact person or persons whom the University shall notify within 24 hours of the determination that the student is missing, if the student has been determined missing by UMFK or the local law enforcement agency. Your contact information will be registered confidentially and will be accessible only to authorized campus officials, and may not be disclosed, except to law enforcement personnel in furtherance of a missing person investigation. If a student is under 18 years of age and not emancipated, the University must notify a custodial parent or guardian within 24 hours of the determination that the student is missing, in addition to notifying any additional contact person designated by the student.

The University will notify the local law enforcement agency within 24 hours of the determination that the student is missing, unless the local law enforcement agency was the entity that made the determination that the student is missing.

**SECTION 3: SECURITY AWARENESS and CRIME PREVENTION**

**Statement of Policy for Addressing Security Awareness and Crime Prevention Programs**

Security awareness and crime prevention programs are a critical part of UMFK's effort to provide a safe campus environment for students and employees. The University's crime prevention efforts are based upon the concepts of eliminating or minimizing criminal opportunities whenever possible, and encouraging students and employees to be responsible for their own security and the security of others. The following is a listing of the crime awareness and prevention programs offered by the University of Maine at Fort Kent:

1. **Printed Materials**: Sexual assault and sexual harassment brochures are available to all students, faculty, and staff. Throughout the year, this type of awareness information is available in the Student Affairs and Human Resources Offices and at advertised distribution sites. In addition, safety and awareness tips are included in the student handbook. This information is also available on the UMFK website.

2. **Educational Programs**: A variety of programs are offered for both commuters and students living in the residence halls. Throughout the year the University offers a variety of programs, including safety awareness meetings, sexual assault and date rape prevention, fire and chemical safety presentations, and alcohol and drug awareness programs. Prevention is stressed but response to these concerns is also an important consideration.
**Tips for Your Safety**

Members of the university community must assume responsibility for their own personal safety and the security of their personal property. The following precautions provide guidance.

- Report all suspicious activity to a UMFK employee immediately.
- Limit your alcohol consumption and leave social functions that get too loud, too crowded, or that have too many people drinking excessively. Remember to contact a UMFK Employee on campus, or the Fort Kent Police (207-834-6550) if off campus, for help at the first sign of trouble.
- Try to avoid walking alone at night. Travel with friends.
- Always lock the door to your residence hall room, whether or not you are there.
- Keep windows closed and locked when you are not at home.
- Do not hold doors open to residence halls or other protected locations.
- Be aware of your surroundings. Instead of texting or looking down at the ground, watch the cars and people around you.
- Never leave valuables unattended.
- Carry your keys at all times and do not lend them to anyone.
- Lock up bicycles and motorcycles.
- Lock car doors and close windows when leaving your car.
- Do not leave valuables in your car, especially if they can be easily noticed.
- Engrave serial numbers or owner’s recognized number, on items of value.
- Inventory your personal property and insure it appropriately with personal insurance coverage.

**Statement of Policy for Addressing Alcohol and Substance Abuse**

The University of Maine at Fort Kent and the University of Maine System (UMS) view alcohol and substance abuse as a serious problem. In compliance with the Drug Free Schools and Communities Act and the Drug Free Workplace Act, the UMS publishes a booklet annually which informs all students and employees of the substance abuse policy, sanctions for violation of the policy, and state and federal alcohol and drug laws, offenses and sanctions. This publication is available at this link: [Information About Alcohol and Drugs for Students and Employees of the University of Maine System (umaine.edu)]

The University provides educational and awareness programs on the subject of substance use and abuse in a number of venues. A component of UMFK’s First Year Experience course (HUM 100) is focused on substance abuse. The Office of Residence Life & Leadership and the Office of Student Life & Engagement engage in numerous alcohol education and awareness activities. Information is conveyed to students through residence hall floor meetings and bulletin boards. The Student Activities Board, in collaboration with Student Life & Engagement, sponsor speakers and other educational/awareness events that focus on responsible alcohol use.

**Statement of Policy for Addressing Alcohol**

State and federal law prohibits the use of alcohol by anyone under the age of 21. In compliance with these laws, UMFK does not permit the use of alcohol by anyone under the age of 21.

- Students of any age, including over the age of 21 cannot furnish a place for students under the age of 21 to consume alcohol.
- Students over the age of 21 cannot provide alcohol to students under the age of 21.
- Alcohol may be consumed by students 21 or older inside a student’s residence hall room, so long as the resident(s) of that room is over 21.
- No students may possess or consume alcohol in public areas, including residence hall lounges, stairways and hallways.
- If neither occupant of the student room is of legal drinking age then the use of alcoholic beverages in that room is prohibited. When a guest of legal age is visiting the guest is not permitted to possess or consume alcohol in the room.
- Students of legal drinking age are not permitted to have a common source of alcohol in the residence halls, including but not limited to: punch bowls, barrels, kegs, keg-erators, party balls, etc.
• While empty alcohol containers alone are not a violation of the Student Conduct Code, they may be evidence of consumption in a conduct case.
• Students are advised to refrain from collecting, storing or displaying empty alcoholic containers in their room. Recycling bins are located in all residence halls and students are encouraged to recycle all their cans and bottles.

Statement of Policy for Addressing Illegal Drugs
Marijuana (cannabis)
Cannabis possession and use, regardless of form, is prohibited in the residence halls and on campus in general.
• Medical marijuana is not an accommodation made on campus. For more information about medical marijuana, contact the Disability Services and Accommodations Office at (207) 834-7532.
• Medical Marijuana: Federal law and the Drug Free Schools and Workplace Acts make possession and use of marijuana (cannabis) on campus illegal, even in states with medical marijuana laws. Thus, the University of Maine System does not permit medical use of marijuana anywhere on campus. Furthermore, students who are under the influence of medical marijuana or in possession of marijuana for medical reasons are not exempt from normal conduct and job performance standards.
• Recreational use of cannabis is legal in Maine, however, possession and use of cannabis in all its forms is prohibited on campus by University of Maine System policy.

Other Drug Use
• Students using a prescription drug may not allow anyone else to use the medication.
• Sharing or selling of prescription drugs is illegal.
• Use or distribution of illegal substances is not permitted, and is a violation of the Student Conduct Code.
• Use of a legal substance in an inappropriate or harmful manner (example: huffing) is not permitted.
• Drug paraphernalia is not permitted in any university residence, including but not limited to; bongs, pipes, water pipes, hookahs and scales. Possession of these types of items is a violation of the Student Code of Conduct.
• UMFK is a tobacco-free campus. Tobacco is prohibited in all its forms on campus. Vaping any substance is not permitted on campus.

Statement of Policy Regarding Firearms and Weapons
Weapons Policy
• No weapon or ammunition shall be worn, displayed, used or possessed on campus.
• Guns and ammunition of all kinds are prohibited from residence halls and all of campus except for certified police officers. This includes but is not limited to hunting rifles, air soft guns, paint ball guns, pellet guns and bb guns.
• Bows and arrows, hunting knives (knives exceeding 4 inches in length), martial arts weapons, and ammunition are not permitted at any time in the residence halls.
• Any of the items mentioned above may be stored at the Fort Kent Police Department (FKPD). Keeping these items in vehicles or anywhere other than at FKPD is not permitted on University property.

SECTION 4: DATING VIOLENCE, DOMESTIC VIOLENCE, SEXUAL ASSAULT and STALKING PREVENTION and RESPONSE

Statement of Policy for Addressing Sexual Assault, Domestic Violence, Dating Violence, and Stalking
The University is committed to providing a safe environment which promotes the dignity and worth of each member of the community. For this reason, the University will not tolerate dating violence, domestic violence, sexual assault or stalking in any form.

The University will conduct educational programs to promote awareness of dating violence, domestic violence, sexual assault and stalking. This will include primary prevention and awareness programs for incoming students.
and new employees, and ongoing prevention and awareness campaigns for students, faculty and staff. All employees and students must participate in all required educational programs.

**Clery Act Definitions**
The University prohibits the crimes of dating violence, domestic violence, sexual assault and stalking as defined by federal Clery regulations as follows:

**Dating Violence**
Dating violence is violence committed against a person by an individual who is or has been in a social relationship of a romantic or intimate nature with that person. The existence of such a relationship exists is determined based on the reporting party’s statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship. Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse. Dating violence does not include acts covered under the definition of domestic violence.

**Domestic Violence**
A felony or misdemeanor crime of violence committed—
(A) By a current or former spouse or intimate partner of the victim;
(B) By a person with whom the victim shares a child in common;
(C) By a person who is cohabitating with, or has cohabitated with, the victim as a spouse or intimate partner;
(D) By a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred, or
(E) By any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.

**Sexual Assault**
Sexual assault means an offense that meets the definition of rape, fondling, incest, or statutory rape.

- **Rape** is 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.

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

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

- **Statutory rape** is sexual intercourse with a person who is under the statutory age of consent.

**Stalking**
Stalking is engaging in a course of conduct directed at a specific person that would cause a reasonable person to—
(A) Fear for the person's safety or the safety of others; or
(B) Suffer substantial emotional distress.

**State of Maine Definitions**
Maine law defines the crimes of dating violence, domestic violence, sexual assault and stalking differently than the federal Clery regulations. The State of Maine definitions of these crimes and of consent are as follows:

**Dating Violence**
Intentionally, knowingly or recklessly causing bodily injury or offensive physical contact to another person.
**Domestic Violence**
Intentionally, knowingly or recklessly causing bodily injury or offensive physical contact to another person and the victim is a spouse or domestic partner or former spouse or former domestic partner, an individual presently or formerly living together as a spouse, a natural parent of the same child, adult household member related by consanguinity or affinity or minor children of a household member when the defendant is an adult household member and, individuals presently or formerly living together and individuals who are or were sexual partners. Holding oneself out to be a spouse is not necessary to constitute "living as spouses.” For purposes of this definition, "domestic partners” means 2 unmarried adults who are domiciled together under long-term arrangements that evidence a commitment to remain responsible indefinitely for each other's welfare.

**Sexual Assault**
1. A person is guilty of gross sexual assault if that person engages in a sexual act with another person and:  
   A. The other person submits as a result of compulsion.  
   B. The other person, not the actor's spouse, has not in fact attained the age of 14 years.  
   C. The other person, not the actor's spouse, has not in fact attained 12 years of age.
2. A person is guilty of gross sexual assault if that person engages in a sexual act with another person and:  
   A. The actor has substantially impaired the other person's power to appraise or control the other person's sexual acts by furnishing, administering or employing drugs, intoxicants or other similar means.  
   B. The actor compels or induces the other person to engage in the sexual act by any threat.  
   C. The other person suffers from mental disability that is reasonably apparent or known to the actor, and which in fact renders the other person substantially incapable of appraising the nature of the contact involved or of understanding that the person has the right to deny or withdraw consent.  
   D. The other person is unconscious or otherwise physically incapable of resisting and has not consented to the sexual act.  
   E. The other person, not the actor's spouse, is under official supervision as a probationer, a parolee, a sex offender on supervised release, a prisoner on supervised community confinement status or a juvenile on community reintegration status or is detained in a hospital, prison or other institution, and the actor has supervisory or disciplinary authority over the person.  
   F. The other person, not the actor's spouse, has not in fact attained the age of 18 years and is a student enrolled in a private or public elementary, secondary or special education school, facility or institution and the actor is a teacher, employee or other official having instructional, supervisory or disciplinary authority over the student.  
   G. The other person, not the actor's spouse, has not attained the age of 18 years and is a resident in or attending a children's home, child care facility, facility operated by a family child care provider, children's residential care facility, drug treatment center, youth camp licensed under Title 22, section 2495 or similar school, facility or institution regularly providing care or services for children, and the actor is a teacher, employee or other person having instructional, supervisory or disciplinary authority over the person.  
   H. The other person has not in fact attained the age of 18 years and the actor is a parent, stepparent, foster parent, guardian or other similar person responsible for the long-term care and welfare of that other person.  
   I. The actor is a psychiatrist, a psychologist or licensed as a social worker or purports to be a psychiatrist, a psychologist or licensed as a social worker to the other person and the other person, not the actor's spouse, is a current patient or client of the actor.  
   J. The actor owns, operates or is an employee of an organization, program or residence that is operated, administered, licensed or funded by the Department of Health and Human Services and the other person, not the actor's spouse, receives services from the organization, program or residence and the organization, program or residence recognizes the other person as a person with an intellectual disability or autism. It is an affirmative defense to prosecution under this paragraph that the actor receives services for an intellectual disability or autism or is a person with an intellectual disability, as defined in Title 34-B, section 5001, subsection 3, or autism, as defined in Title 34-B, section 6002.  
   K. The actor owns, operates or is an employee of an organization, program or residence that is operated, administered, licensed or funded by the Department of Health and Human Services and the other person, not the actor's spouse, receives services from the organization, program or residence and suffers from a mental disability that is reasonably apparent or known to the actor.  
   L. The actor is employed to provide care to a dependent person, who is not the actor's spouse or domestic partner and who is unable to perform self-care because of advanced age or physical or mental disease, disorder or defect. For the purposes of this paragraph, "domestic partners” means 2 unmarried adults who
are domiciled together under a long-term arrangement that evidences a commitment to remain responsible indefinitely for each other's welfare.

Unlawful sexual touching
A person is guilty of unlawful sexual touching if the actor intentionally subjects another person to any sexual touching and:
A. The other person has not expressly or impliedly acquiesced in the sexual touching.
B. The other person is unconscious or otherwise physically incapable of resisting and has not consented to the sexual touching.
C. The other person, not the actor's spouse, is in fact less than 14 years of age and the actor is at least 5 years older.
D. The other person suffers from a mental disability that is reasonably apparent or known to the actor that in fact renders the other person substantially incapable of appraising the nature of the touching involved or of understanding that the other person has the right to deny or withdraw consent.
E. The other person, not the actor's spouse, is under official supervision as a probationer, a parolee, a sex offender on supervised release, a prisoner on supervised community confinement status or a juvenile on community reintegration status or is detained in a hospital, prison or other institution and the actor has supervisory or disciplinary authority over the other person.
F. The other person, not the actor's spouse, is in fact less than 18 years of age and is a student enrolled in a private or public elementary, secondary or special education school, facility or institution and the actor is a teacher, employee or other official having instructional, supervisory or disciplinary authority over the student.
G. The other person is in fact less than 18 years of age and the actor is a parent, stepparent, foster parent, guardian or other similar person responsible for the long-term general care and welfare of that other person.
H. The other person submits as a result of compulsion.
I. The actor owns, operates or is an employee of an organization, program or residence that is operated, administered, licensed or funded by the Department of Health and Human Services and the other person, not the actor's spouse, receives services from the organization, program or residence and the organization, program or residence recognizes that other person as a person with an intellectual disability or autism. It is an affirmative defense to prosecution under this paragraph that the actor receives services for an intellectual disability or autism or is a person with an intellectual disability, as defined in Title 34-B, section 5001, subsection 3, or autism, as defined in Title 34-B, section 6002.
J. The other person, not the actor's spouse, is in fact less than 18 years of age and is a student enrolled in a private or public elementary, secondary or special education school, facility or institution and the actor, who is at least 21 years of age, is a teacher, employee or other official in the school district, school union, educational unit, school, facility or institution in which the student is enrolled.
K. The actor is a psychiatrist, a psychologist or licensed as a social worker or purports to be a psychiatrist, a psychologist or licensed as a social worker to the other person and the other person, not the actor's spouse, is a current patient or client of the actor.
L. The actor owns, operates or is an employee of an organization, program or residence that is operated, administered, licensed or funded by the Department of Health and Human Services and the other person, not the actor's spouse, receives services from the organization, program or residence and suffers from a mental disability that is reasonably apparent or known to the actor.
M. The actor is employed to provide care to a dependent person, who is not the actor's spouse or domestic partner and who is unable to perform self-care because of advanced age or physical or mental disease, disorder or defect. For the purposes of this paragraph, "domestic partners" means 2 unmarried adults who are domiciled together under a long-term arrangement that evidences a commitment to remain responsible indefinitely for each other's welfare.

A person is guilty of sexual abuse of a minor if:
A. The person engages in a sexual act with another person, not the actor's spouse, who is either 14 or 15 years of age and the actor is at least 5 years older than the other person.
A-1. The person violates paragraph A and the actor knows that the other person is related to the actor within the 2nd degree of consanguinity.
A-2. The person violates paragraph A and the actor is at least 10 years older than the other person.
C. The person is at least 21 years of age and engages in a sexual act with another person, not the actor's spouse, who is either 16 or 17 years of age and is a student enrolled in a private or public elementary, secondary or special education school, facility or institution and the actor is a teacher, employee or other official in the school district, school union, educational unit, school, facility or institution in which the student is enrolled.

D. The person violates paragraph C and the actor knows that the student is related to the actor within the 2nd degree of consanguinity.

E. The person violates paragraph C and the actor is at least 10 years older than the student.

A person is guilty of incest if the person is at least 18 years of age and:

- Engages in sexual intercourse with another person who the actor knows is related to the actor within the 2nd degree of consanguinity.
- It is a defense to a prosecution under this section that, at the time the actor engaged in sexual intercourse with the other person, the actor was legally married to the other person.

**Stalking**

A person is guilty of stalking if:

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

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

**Additional Related Definitions**

**Consent**

Consent is an agreement to engage in sexual contact. Consent must be informed, freely and actively given, and consist of a mutually agreeable and understandable exchange of words or actions. Consent is clear, knowing and voluntary. Consent is active, not passive. Consent may be withdrawn at any time. Silence, in and of itself, cannot be interpreted as consent. Consent can be given by words or actions, as long as those words or actions create mutually understandable clear permission regarding willingness to engage in (and conditions of) sexual activity. Past consent does not imply future consent. Consent to engage in one form of sexual activity does not imply consent to engage in any other sexual activity. Consent to engage in sexual activity with one person does not imply consent to engage in sexual activity with any other person.

It is not consent when the exchange involves unwanted physical force, coercion, intimidation, and/or threats. If an individual is mentally or physically incapacitated or impaired such that one cannot understand the fact, nature or extent of the sexual situation, and the incapacitation or impairment is known or should be known to a reasonable person, there is no consent. This includes conditions resulting from alcohol or drug consumption or being asleep or unconscious. Consent is not valid if the person is too young to consent to sexual activity under Maine law.

It is not consent to sexual activity if:

A. The injury inflicted or the injury threatened was such as to endanger life or to cause serious bodily injury;
B. The conduct and the injury are not reasonably foreseeable hazards of joint participation in a lawful athletic contest or competitive sport; or
C. The conduct and the injury are reasonably not foreseeable hazards of an occupation or profession or of medical or scientific experimentation conducted by recognized methods, and the persons subjected to such conduct or injury have not been made aware of the risks involved prior to giving consent.

D. It is given by a person who is declared by a statute or by a judicial decision to be legally incompetent to authorize the conduct charged to constitute the crime, and such incompetence is manifest or known to the actor;
E. It is given by a person who, by reason of intoxication, physical illness, mental illness or mental defect, including, but not limited to, dementia and other cognitive impairments, or youth, is manifestly unable, or known by the defendant to be unable, to make a reasonable judgment as to the nature or harmfulness of the conduct charged to constitute the crime; or
F. It is induced by force, duress or deception or undue influence.

**Bystander Intervention**

*Bystander intervention* means safe and positive options that may be carried out by an individual or individuals to prevent harm or intervene when there is a risk of dating violence, domestic violence, sexual assault, or stalking. Bystander intervention includes recognizing situations of potential harm, understanding institutional structures and cultural conditions that facilitate violence, overcoming barriers to intervening, identifying safe and effective intervention options, and taking action to intervene.

**Information on Risk Reduction**

*Risk reduction* means options designed to decrease perpetration and bystander inaction, and to increase empowerment for victims in order to promote safety and to help individuals and communities address conditions that facilitate violence.

**What to do if you are Sexually Assaulted or Experience Domestic Violence, Dating Violence or Stalking**

- Get to a safe location. If you are a student and are unsure where to go or can think of nowhere that is safe at this time, please consider calling Student Affairs at (207) 834-7587 and/or local law enforcement at 911 or 9-911 from an on-campus phone. The Deputy Title IX Coordinator, Residence Life staff, and Student Affairs can help with housing arrangements.
- Consider asking a trusted friend or relative to be with you for support.
- Seek medical care as soon as possible. You may need basic medical treatment for injuries, and you may have injuries of which you are unaware. You also may be at risk of acquiring a sexually transmitted infection, and women may be at risk for pregnancy. Trained staff at your campus Health Center or the local emergency room can speak with you about all of the medical options available and provide information about a sexual assault forensic examination.
- You may choose to file a report with the local law enforcement agency. Your report puts in place support systems that you may choose to use. The University will provide someone to assist you in filing a report with Law Enforcement if you wish.
- Preserve all evidence of the incident. If you choose to file a report with the police, it is important that you:
  - Do not bathe, wash your hands, brush your teeth, drink, eat, or even use the restroom—all these things can destroy evidence that may be helpful in a criminal investigation; however, if you have done any of these things since the incident, evidence can still be collected;
  - Do not clean or remove anything from the location where the incident occurred;
  - Write down as much as you can recall about the incident and the people involved.
  - Seek some form of emotional support. While taking care of your physical needs may be the first step in taking care of yourself, it is important not to neglect the emotions you may be experiencing as a result of the assault, violence or stalking. University counseling services have employees who are specially trained to assist students with recovery and healing. CIGNA EAP services are available for employees at (877) 622-4327
- It is your choice to determine when and in what manner you recover from your trauma. Give yourself the time you need and know that it is never too late to get help.
- **KNOW THAT WHAT HAPPENED WAS NOT YOUR FAULT AND YOU ARE NOT ALONE.**

**How to File a Complaint and How the University Will Respond**

The University strongly encourages anyone who has experienced sex discrimination, sexual harassment, retaliation, sexual assault, domestic violence, dating violence or stalking to report the incident to the appropriate contact at the University. A report can be made under this policy at any time, regardless of when the incident happened. Reporting the incident to the University does not mean that you have to file a formal complaint or bring criminal
charges. Reporting the incident, however, will allow the University to provide individuals involved with information about available support and services, both on campus and off campus.

Any individual may make a third-party complaint about a violation of this policy. Individuals are encouraged to contact the appropriate office identified below as soon as possible. After receiving a complaint, the University will determine what further action, including contacting the alleged victim, is warranted. If a concern is reported by someone other than the alleged victim and the alleged victim is unwilling or unable to cooperate with an investigation, the University’s ability to respond may be significantly limited.

The Senior Human Resources Partner & Title IX Deputy is the person on campus, or in the System Office, responsible for the University’s overall compliance and response to incidents of sexual assault, sexual harassment and sex discrimination in general.

**How and Where to File a Complaint**

1. Complaints or Reports of Employees’ Conduct

   All complaints or reports relating to dating violence, domestic violence, sexual assault and stalking by a University employee should be made to the Senior Human Resources Partner & Title IX Deputy at (207)581-5857.

   Upon receiving a complaint or report of dating violence, domestic violence, sexual assault and stalking by a University employee, the Senior Human Resources Partner & Title IX Deputy will assess the complaint or report and will follow the procedures described in the University of Maine System Equal Opportunity Complaint Procedure. The Senior Human Resources Partner & Title IX Deputy will provide the complainant with information about options for informally resolving a complaint and formal investigation of a complaint. Mediation is never appropriate in sexual assault cases. The Title IX Deputy will provide the complainant with a written explanation of the complainant’s rights and options. When a complaint is investigated, the University will use a preponderance of the evidence standard – whether it is more likely than not that the alleged violation occurred.

   Under the University of Maine System Equal Opportunity Complaint Procedure, a complaint or report of dating violence, domestic violence, sexual assault or stalking made about a University employee, will be investigated by the System Investigations Coordinator. The Investigations Coordinator will conduct the investigation and make a recommendation to the responsible administrator, who will make a decision and impose discipline, if any, in accordance with University policies and any applicable collective bargaining agreement.

   The Investigations Coordinator will submit findings in writing to the responsible administrator, the complainant, the respondent, the University Equal Opportunity Director, and the Senior Human Resources Partner & Title IX Deputy normally within sixty (60) days of receiving the formal complaint. University staff responsible for this process will respond to complaints as expeditiously as possible and will attempt to meet all deadlines, but failure to do so will not prevent the complaint process from continuing.

2. Complaints or Reports of Students’ Conduct

   All complaints or reports relating to dating violence, domestic violence, sexual assault and stalking by a University student should be made to the Deputy Title IX Coordinator by calling (207) 834-7513 or coming directly to Student Affairs in Cyr Hall. The Deputy Title IX Coordinator will notify the Title IX Coordinator of the complaint or report.

   Upon receiving a complaint or report of dating violence, domestic violence, sexual assault and stalking by a University student, the Deputy Title IX Coordinator/Title IX Coordinator will assess the complaint or report and follow the procedures described in the University of Maine System Student Conduct Code or the Title IX Sexual Harassment Process. The Deputy Title IX Coordinator/Title IX Coordinator will provide the complainant with information about options for informally resolving a complaint and formal investigation of a complaint. Mediation is never appropriate in sexual assault cases. The Deputy Title IX Coordinator/Title IX Coordinator will provide the complainant with a written explanation of the complainant’s rights and options. When a complaint is investigated, the University will use a
preponderance of the evidence standard – whether it is more likely than not that the alleged violation occurred.

3. Complaints or Reports of Third Parties’ Conduct (Campus Guests, Vendors, Contractors, etc.)
   All concerns regarding dating violence, domestic violence, sexual assault and stalking by third parties such as vendors, contractors and campus guests should be made to the Senior Human Resources Partner at (207) 581-5857. Upon receipt of a report or complaint, the University will respond appropriately depending on the nature of its relationship to the third party. Mediation is never appropriate in sexual assault cases.

Under both the University of Maine System Equal Opportunity Complaint Procedure and the University of Maine System Student Conduct Code, the University’s investigation and decision-making process is completely independent of any criminal or civil investigation and adjudication regarding the same incident.

**Investigation**
The University will provide a prompt, fair, and impartial investigation and resolution of the complaint. The investigation and decision-making shall be conducted by officials who receive annual training on domestic violence, dating violence, sexual assault, and stalking, and how to conduct an investigation and hearing process that protects the safety of all individuals and promotes accountability.

The reporting party and responding party are entitled to the same opportunities to have others present during any investigative interview or disciplinary meeting or proceeding, including the opportunity to be accompanied by an advisor of their choice. Additionally:

1. Both the reporting party and the responding party will have timely notice for meetings at which the either party, or both, may be present;
2. Both the reporting party and the responding party and appropriate officials will have timely and equal access to any information that will be used during formal and informal disciplinary meetings and hearings;
3. The institutional disciplinary procedures will not be conducted by officials who have a conflict of interest or bias for or against either the reporting party or the responding party.

**Notices**
In the investigation and decision-making processes for all complaints of sexual assault, domestic violence, dating violence or stalking made under this policy, both the reporting party and the responding party shall be simultaneously informed, in writing, of: (1) the outcome of any institutional disciplinary proceeding that arises from the alleged violation including all sanctions and the rationale for the result and sanctions; (2) the procedure for the reporting party and the responding party to appeal the results of the institutional disciplinary proceeding; (3) any change to the results that occurs prior to the time that they become final; and (4) when the results are final. The University shall not require a party to abide by a non-disclosure agreement in writing or otherwise regarding the final results of the institutional disciplinary proceeding.

**Sanctions – Student**
All of the possible sanctions that the University may impose upon a student following the results of any University disciplinary proceeding for an allegation of dating violence, domestic violence, sexual assault or stalking are:

A. **Assigned Educational Projects:** This may include research projects, reflective essays, counseling assessments, sanction seminars or other related assignments intended to promote learning.
B. **Community Service:** The type of service may be related to the nature of the violation.
C. **Disciplinary Dismissal:** Permanent separation (subject to the right of review after five years) from the University.
D. **Disciplinary Probation:** A period of time when a Respondent is under closer scrutiny of the University. It may include the loss of one or more privileges.
E. **Disciplinary Suspension:** Separation from the University for a stated period of time and/or until a stated condition(s) is met.
F. **Loss of Contact with a Specific Person(s):** With this sanction, the person may not initiate direct or indirect contact with a specified person(s).
G. **Official Warning:** Official acknowledgment of a violation and the expectation that it will not be repeated.
H. Mandatory Counseling.
I. Reassignment, Suspension, or Removal from University Housing.
J. Restitution: Restitution, up to the replacement value of the items damaged, stolen, removed or used without authority and damages incurred.
K. Other action(s) as the Conduct Officer, Hearing Board, Appeal Panel, or Presidential Appeal Panel may reasonably deem appropriate.

Additional information regarding sanctions can be found in the University of Maine System Student Conduct Code.

Sanctions – Employee
All of the possible sanctions that the University may impose upon an employee following the results of any University disciplinary proceeding for an allegation of dating violence, domestic violence, sexual assault or stalking are:
A. Oral Warning
B. Written Warning
C. Suspension
D. Termination
E. Such other action as the University may reasonably deem appropriate.

Options Regarding Law Enforcement
An individual who has experienced sexual assault, domestic violence, dating violence or stalking, or any other conduct which may violate criminal laws, has a right, at his or her own discretion, to:
1. Notify law enforcement authorities, including on-campus and local police;
2. Be assisted by campus authorities in notifying law enforcement; or
3. Decline to notify law enforcement.

University officials may, however, provide law enforcement with details about an incident under some circumstances if a determination has been made that such disclosure is required by law and/or is necessary to secure campus safety. Complainants have a right to proceed simultaneously with a criminal investigation and a University internal investigation. If necessary to the criminal investigation, the University may defer its investigation for a limited time for fact gathering by law enforcement, and then will promptly resume its investigation.

The University will provide assistance or referrals for a student or employee who wishes to obtain a protection-from-abuse or protection-from-harassment order. If a protection-from-abuse or protection-from-harassment order has been issued by a court in a civil or criminal proceeding, a copy of the order should be provided to Student Affairs and the Senior Human Resources Partner & Title IX Deputy as soon as possible to enable enforcement by the appropriate authorities.

Except as required by law, the University shall not include personally identifiable information about a complainant in its campus crime statistics or report, its campus crime log, publicly available police reports or timely warning notices.

The University shall maintain as confidential any accommodations or protective measures provided to the complainant or another party, to the extent that maintaining such confidentiality would not impair the ability of the University to provide the accommodations or protective measures or to the extent otherwise required by law.

Support Services and Interim Measures
Whether or not an individual who has experienced dating violence, domestic violence, sexual assault or stalking files a formal complaint, reporting the incident will allow the University to provide all individuals involved with available support and services, both on-campus and off-campus. The University can also take interim measures to promote the safety and well-being of both the complainant and respondent, including, but not limited to, moving the complainant or respondent to a new living, dining or working situation; issuing a no contact order; changing class or work schedules; changing transportation; financial aid accommodations; and other academic and/or employment accommodations and support. The University can assist all individuals involved in obtaining counseling on or off campus and provide information regarding medical care and other resources, such as victim advocacy, legal
assistance and visa and immigration assistance. The University will provide written notification to students and employees about existing resources, both within the University and the community. The University will provide written notification to complainants and respondents about how to request the above services and accommodations. The University must make such accommodations or provide such protective measures if the complainant requests them and if they are reasonably available, regardless of whether the complainant chooses to report the crime to campus police or local law enforcement.

**Statement of Policy Informing the Parties of the Outcome of a Disciplinary Proceeding**

Notices in the investigation and decision-making processes for all complaints of sexual assault, sexual harassment, domestic violence, dating violence or stalking made under this policy, to both the reporting party and the responding party shall be simultaneously made in writing and include: (1) the outcome of any institutional disciplinary proceeding that arises from the alleged violation including all sanctions and the rationale for the result and sanctions; (2) the procedure for the respondent and the complainant to appeal the results of the institutional disciplinary proceeding; (3) any change to the results that occurs prior to the time that they become final; and (4) when the results are final. The University shall not require a party to abide by a non-disclosure agreement in writing or otherwise regarding the final results of the institutional disciplinary proceeding.

**Statement of Policy Addressing Counselors**

As a result of the negotiated rulemaking process which followed the signing into law, the 1998 amendments to 20 U.S.C. Section 1092 (f), clarification was given to those considered to be campus security authorities. Campus “professional counselors”, when acting as such, are not considered to be a campus security authority and are not required to report crimes for inclusion into the annual disclosure of crime statistics. As a matter of policy, they are encouraged, if and when they deem it appropriate, to inform persons being counseled of the procedures to report crimes on a voluntary basis for inclusion into the annual crime statistics.

Professional Counselor: An employee of an institution whose official responsibilities include providing psychological counseling to members of the institution’s community within the scope of his or her license or certification.

The University of Maine at Fort Kent does not provide confidential pastoral counseling or support at this time.

**Statement of Policy Addressing Sex Offender Registry**

**Adam Walsh Child Protection and Safety Act**

Information regarding registered sex offenders in the State of Maine under section 121 of the Adam Walsh Child Protection and Safety Act of 2006 (42 U.S.C. 16921) may be obtained by contacting the State of Maine Sex Offender Registry (http://sor.informe.org/sor/).

**Maine Sex Offender Registry**

In accordance to the Campus Sex Crimes Prevention Act of 2000, the UMFK provides a link to the Maine Sex Offender Registry. This act requires institutions of higher education to issue a statement advising the campus community where law enforcement information provided by the state concerning registered sex offenders may be obtained. It also requires sex offenders already required to register in a State to provide notice of each institution of higher education in the state at which the person is employed, carries a vocation, or is a student. In Maine, convicted sex offenders must register with the Maine Sex Offender Registry maintained by the Maine Department of Public Safety/Maine State Police. The Maine State Bureau of Identification is the base for the Maine Sex Offender Registry program. Our local law enforcement agencies also provide information regarding registered sex offenders. Please use this link to view all registered sex offenders in the area of UMFK: www.informe.org/sor/
SECTION 5: CRIME STATISTICS

Statement of Policy for Reporting the Annual Disclosure of Crime Statistics
The University of Maine at Fort Kent is committed to informing the public so that they are safety-conscious. The following statistics, provided in compliance with the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act of 1998, as amended, are for your information. If you have any questions, contact Student Affairs at (207) 834-7587. In compliance with the Clery Act, statistics will be disclosed in four geographic categories, called the Clery geography:

- On campus (all educational buildings, and other property on campus)
- Of the crimes on campus, the number of crimes that took place in dormitories or other residential facilities for students on campus
- Non-campus (remote facilities and other properties that are student-used, including sororities and fraternities)
- Public property within or immediately adjacent to and accessible from the campus

Statistics are for the three most recent calendar years for all offenses listed below that occurred on or within the University's Clery geography and that are reported to local police agencies or to a campus security authority.

Specific Information About Classifying Crime Statistics
The Hierarchy Rule Under this rule, when more than one Criminal Offense was committed during a single incident only the most serious offense was entered for Clery Act reporting. A single incident means that the offenses were committed at the same time and place.

There are exceptions to using the Hierarchy Rule when counting offenses. They apply to arson, sexual assaults, hate crimes and VAWA offenses. This means that when an incident meets definitions in more than one of these categories, it must be reported in each category.

Sex offenses are no longer classified as either “forcible” or “non-forcible.” The Clery Act now requires sex offenses to be addressed in four separate categories:
- 1) Rape
- 2) Fondling
- 3) Incest
- 4) Statutory Rape

Definition of Reportable Crimes
The following definitions are included to provide basic information about each crime category.

Arson – To unlawfully and intentionally damage, or attempt to damage any real or personal property by fire and incendiary device.

Aggravated Assault – The unlawful attack by one person upon another wherein the offender uses a weapon or displays it in a threatening manner, or the victim suffers obvious severe or aggravated bodily injury involving apparent broken bones, loss of teeth, possible internal injury, severe laceration, or loss of consciousness.

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 aggravated bodily injury involving apparent broken bone, loss of teeth, possible internal injury, severe laceration, or loss of consciousness.

Burglary – The unlawful entry into a building or other structure with the intent to commit a felony or a theft.

Criminal Mischief/Vandalism – 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 over the property.
Sexual Assault – Any sexual act directed against another person, forcible and/or against that person’s will; or where the victim is incapable of giving consent.

Murder and Non-Negligent Manslaughter – The willful (non-negligent) killing of one human being by another.

Robbery – The taking, or attempting to take, anything of value under confrontational circumstances from the control, custody, or care of another person by force or threat of force or violence and/or by putting the victim in fear of immediate harm.

Weapon Law Violations – The violation of laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, concealment, or use of firearms, cutting instruments, explosives, incendiary devices, or other deadly weapons.

Liquor Law Violations – The violation of laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, or use of alcoholic beverages.

Drug/Narcotic Violations – The unlawful cultivation, manufacture, distribution, sale, purchase, use, possession, transportation, or importation of any controlled drug or narcotic substance.

Larceny/Theft Offenses – The unlawful taking, carrying, leading, or riding away of property from the possession of another person.

Motor Vehicle Theft – The theft of a motor vehicle. Intimidation – 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.

For purposes of reporting under the Clery Act, a hate crime is defined as including the offenses of criminal homicide, sex offenses, robbery, aggravated assault, burglary, motor vehicle theft, arson, larceny-theft, simple assault, intimidation, criminal mischief/vandalism, and any other crime involving bodily injury reported to local police agencies or to a campus security authority, that manifests evidence that the victim was intentionally selected because of the perpetrator’s bias. The categories of bias for purposes or reporting are: race, gender, religion, sexual orientation, ethnicity/national origin, disability.

Criminal Offense and Crime Statistics

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Liquor Law Disciplinary Referrals

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Drug Law Disciplinary Referrals

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Weapons Law Disciplinary Referrals

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Hate Crimes (by category of protected class)

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*On Campus category includes incidents reported in Residential Facilities category

**Unf – Unfounded complaint as determined by a police officer

### Violence against Women Act (VAMA) Statistics

<table>
<thead>
<tr>
<th>Offense (by Hierarchy)</th>
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### Hate Crime Statistics

The University of Maine at Fort Kent strives to foster a safe and healthy learning environment that embodies diversity and inclusion of all members of the UMFK community. The Hate Crime statistics are separated by category of prejudice. The numbers for most of the specific crime categories are part of the overall statistics reported for each year. The only exceptions to this are the addition of Simple Assault, Intimidation, and any other crime that involves bodily injury that is not already included in the required reporting categories. If a Hate Crime occurs where there is an incident involving Intimidation, Vandalism, Larceny, Simple Assault, or other bodily injury, the law requires that the statistic be reported as a hate crime even though there is no requirement to report the crime classification in any other area of the compliance document.
Note: A hate or bias related crime is not a separate, distinct crime, but is the commission of a criminal offense which was motivated by the offender’s bias. For example, a subject assaults a victim, which is a crime. If the facts of the case indicate that the offender was motivated to commit the offense because of his/her bias against the victim’s race, sexual orientation, gender, religion, ethnicity, national origin, gender identity, or disability, the assault is then also classified as a hate/bias crime.

- 2021: Zero hate crimes reported
- 2020: Zero hate crimes reported
- 2019: Zero hate crimes reported

SECTION 6: FIRE SAFETY REPORT

Introduction
Higher Education institutions that have residence halls are required by the Higher Education Opportunity Act of 2008 to publish an annual fire safety report specific to the residence halls along with statistics about fires that have occurred in the residence halls. To comply with the HEOA, UMFK offers the following important information on fire safety and statistics for the residence halls.

The Fort Kent Fire and Rescue Department is a volunteer fire department led by a Fire Chief. The department provides a full range of emergency services including structural fire-fighting, hazardous materials protection and mitigation, rescue services, and fire education. FKFD the Town of Fort Kent and the surrounding area, including the UMFK campus.

Fire Safety in Residence Halls
Fire Alarms & Safety Each residence hall is equipped with protective materials such as fire extinguishers, alarm systems, emergency lighting systems and exits, and sprinkler systems. Each room has an emergency evacuation plan. Residents are instructed to be familiar with this exit plan, as well as all alternative exits in the building. Fire drills are conducted at least once per semester in each residence hall.

Tampering with any of this fire safety equipment is considered a very serious offense, and could result in fines and/or immediate dismissal from the halls.

Should the alarm ring, please follow these steps:
- Close the windows
- Open the curtains
- Unlock the door
- Evacuate the building, and report to your designated area
  - Crocker Designated Area: Cyr Hall Entrance near Crocker Hall
  - Lodge Designated Area: Shop N’ Save Rear Parking Lot
  - Powell Designated Area: Cyr Hall Entrance near Crocker Hall

Should you see a fire, please follow these steps:
- Pull the alarm nearest to you, and then report immediately to a staff member
- Evacuate the building in a calm, prompt manner
- A call to 911 should be placed from a safe location

Health & Safety Inspections in Residence Halls
Health & Safety Inspection Policy Residence Life staff will conduct periodic health and safety inspections of residence hall rooms and suites. The purpose of these inspections is to ensure the residence halls are as safe as possible. A physical check of residential spaces in the halls is the only way to determine if, as examples, a window has been left open, there has been any tampering to the fire detection or suppression systems, or there are prohibited items in the rooms.
The purpose of health and safety inspections is to assure the safety of the resident(s) and to insure the proper use of University housing. Pairs of Residence Life staff will inspect rooms. Tampering with fire suppression and/or detection devices will immediately be addressed, and when possible immediately remedied by Residence Life Staff.

**Permitted Decoration and Prohibited Items in Residence Halls**

- Only use decorations that are noncombustible or have a label that states that they are “flameproof,” “flame-resistant,” or “flame-retardant.” Keep the label to document acceptability.
- Electric string lights are acceptable ONLY if they are labeled with Underwriters Laboratory (UL) or Factory Mutual approval. Tags with this information are required to be on each string of lights. Strings that are frayed or have bare wires, cracked sockets, loose connections or damaged insulation are not permitted. String lights may not be wrapped around any furniture or other cloth items such as curtains or wall hangings. They may not be attached with nails or staples. In addition no more than four sets of lights may be strung together in one connection.
- Do not place decorations near electrical equipment or other heat sources. Do not hang any decorations from sprinkler heads.
- Do not route electrical cords across aisles or corridors or under doors.
- Extension cords must have a 3-prong grounded plug and not be daisy chained.
- Do not obstruct corridors, stairways, exits or doors from closing.
- Decorations are not to be hung so as to obstruct exit lights, sprinkler pipes or heads, smoke detectors, fire alarm pull stations, portable fire extinguishers or cabinets, or other safety apparatus.
- Wall tapestries are able to be hung in a student room as long as it is no larger than 4 feet x 6 feet, and only one per wall may be hung in the student room. Tapestries, curtains, etc., are not permitted to be strung across a doorway.
- Absolutely nothing may be attached to ceilings, covering the smoke detectors and/or sprinkler heads.
- No lights, ceiling fans, or other electrical appliances can be hung on the ceiling or interior walls. Decorative holiday-style lights are permitted on walls per our decoration policy.
- Christmas Trees: Due to hazards associated with real Christmas trees, wreaths, and garland, none of these is allowed in the residence halls. Artificial trees and other decorations are allowed.
- Candles, Candlemaking, and Incense: The use of candles, incense and candlemaking are strictly prohibited. Additionally, no open flames or spark-producing devices are permitted.
- Space heaters or appliances that contain an open-coil heating element, such as toasters, toaster ovens, hot plates, are prohibited from our residence halls due to their hazardous nature. Additionally, halogen lamps are strictly prohibited.
- All residence halls are smoke-free. Smoking of any kind (including vaping, using juuls, etc.) is prohibited on the UMFK campus.
- All flammable items are prohibited (charcoal, lighter fluid, gasoline, fireworks, etc.)

**Training**

All employees of UMFK are required to participate in Safety Management Safety Training. Employees include: faculty, staff, and student employees (including work-study students, teaching assistants, resident assistants, and any other person who receives pay or compensation for work performed). Students and volunteers are provided with safety information as necessary to safely perform assigned tasks.

Safety Management training includes:

- Basic Safety Training (all employees, required annually) offered in online classes through UMS Academy
- Department Annual Safety Training (all employees, required annually). This training is provided by the area supervisor to all employees, and includes the following minimum requirements:
- Fire Prevention Plans and Emergency Action Plans;
- Area-Specific Hazards related to Job Tasks within the Work Area (e.g., noise, machinery, electricity, falls, repetitive motion, lifting, biohazards, asbestos, and lead);
- Chemical Hazards and Safety Data Sheets; and
- Use and Limitations of Personal Protective Equipment.
• Safety Management Training is required annually. The policies on fire safety are covered in Basic Safety Training and procedures that students and employees must follow are in the Department Emergency Action Plan which is included in the Department Annual Safety Training (area specific training).
• The fire safety information provided in training is reinforced by evacuation drills where building occupants may practice the skills learned in training.

Fire Safety Education for Residence Hall Staff
Each year all Resident Assistants (RAs) and the professional staff in the residence halls participate in training offered through Facilities Management on fire safety. Topics include the use of hand held fire extinguishers, operation of sprinkler systems, fire alarm systems, and evacuation procedures.

Fire Safety Systems for Each Residence Hall

<table>
<thead>
<tr>
<th>Residence Hall</th>
<th>Fire Alarm System</th>
<th>Detectors</th>
<th>Sprinkler System</th>
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<tbody>
<tr>
<td>Crocker Hall</td>
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<tr>
<td>Powell Hall</td>
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<tr>
<td>The Lodge</td>
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</tbody>
</table>

Fire Safety Log & Summary of Incidents
Institutions which maintain on-campus student housing (residence halls), must maintain a written, easily to understand fire log that records, by date a fire was reported, any fire that occurred in a residence hall. This log must include the nature, date, time and general location of each fire. The institution must make an entry or an addition to an entry to the log within two business days of receipt of the information. The Fire Safety Log for the most recent 60-day period is available for public inspection, free of charge, in Facilities Management at UMFK.

Summary of Incidents

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