











you can feel safe and comfortable knowing that security procedures are in place that represent best practices in the field and are constantly tested and re-evaluated for their effectiveness.

### Campus Security Personnel & Relationship with Local Law Enforcement

UOPX has a centralized campus security department located at the Phoenix Main Campus that establishes policy, protection strategies, and response strategies. There is no extended jurisdiction beyond the on-campus and public property boundaries of Southern California Campus Main (refer to the



All crimes occurring on or near UOPX property should be reported immediately to the Security Operations Center (SOC) or one of the CSAs listed above. To contact the SOC call (866) 992-3301, use the chat feature on the Phoenix Safe app, or email [SOC@phoenix.edu](mailto:SOC@phoenix.edu). The SOC is available 24/7/365.

- Staff are also encouraged to complete an [Online Incident Report Form](#)
- Students, faculty, and staff are all encouraged to utilize the Phoenix Safe app  
Phoenix Safe is a free mobile safety application, available for download in the Google Play and Apple Store marketplaces, which offers interactive life safety resources such as live chat with the SOC and push notifications of campus alerts

Students, faculty, staff, and visitors should also report situations to one of the CSAs identified above. Once reported, the individual may also be encouraged to report the situation to the appropriate police agency. If requested, a UOPX staff member will assist in making the report to police.

- You may request confidentiality or anonymity when making crime reports to law enforcement. The anonymous tip line for Ontario, CA is (800) 782-7463.

Anonymous incident reports can also be made by contacting the Ethics Helpline at (888) 310-9569 or by visiting the Ethics Helpline at <http://www.UOPXhelpline.com>.



## Southern California Campus Main

3110 E. Guasti Rd.  
Ontario, CA 91761

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graduate students who work under the direct supervision of licensed, experienced professionals. For more information, or to contact a [Counseling Skills Center](#) near you, please visit <http://www.phoenix.edu/students/counseling-skills-centers.html>. To make an in-person appointment at the Phoenix Main Campus please call (602) 557-



Southern California Campus Main  
3110 E. Guasti Rd.  
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The four safety events include 1) training describing the differences between a timely warning notification, an emergency mass









contact information on file will receive emergency notifications regardless of whether they chose to use the app as an additional tool.

The process to initiate the EMN system (AppArmor) is triggered as soon as the SOC receives notice of a significant emergency or dangerous situation involving an immediate threat to the health or safety of students, faculty, and/or staff. Upon notification, the SOC will immediately perform the following functions:

- Use pre-templated messaging and EMN standard operating procedures to develop messaging content that can be used if an EMN is to be issued
- Recommend which campus community segments should receive notifications
- Initiate a notice to be sent out to the impacted campus community by the University's EMN system (AppArmor) based on the direction of Corporate Security, the Crisis Management Team, or SOC protocols
- Depending on the severity of the situation, notify the Crisis Management Team to convene and review the issue considering factors described in the next paragraph below

The SOC, in conjunction with the UOPX Crisis Management Team, is responsible for reviewing issues on a case-by-case basis, considering factors such as:

- The nature of the situation
- The continuing danger to the campus community
- The content of the notification
- The possible risk of compromising law enforcement efforts
- Those incidents that, in the judgment of the SOC, Corporate Security, or Crisis Management Team, warrant an EMN

If deemed necessary, at the direction of Corporate Security or the Crisis Management Team, the SOC











Every local campus offers sexual assault awareness and prevention training annually to students, faculty, and staff. This program discusses how alcohol and drugs can be a contributing factor in sexual assault. Please contact the Campus Safety Coordinator for information on where and when this education event will occur. Students have direct access to this training from the Policy and Compliance link on MyPhoenix. UOPX also provides the following prevention and assistance resources.

**Student Resources:** UOPX offers substance abuse and various counseling services to all currently enrolled students via the Life Resource Center, directly accessible from the student [MyPhoenix](#) website. The Life Resource Center offers no-cost, confidential services available 24/7/365 by calling (844) 492-0546.

**Employee Resources:** UOPX provides an Employee Assistance Program (EAP) administered by Uprise Health as an employee benefit. All employees have access to the EAP whether they obtain other benefits through UOPX. Information about the EAP program is available at <https://uopx.uprisehealth.com/> (enter access code UOPX) or by calling (800) 395-1616. This benefit provides referral services and treatment sessions as needed. Calls and online inquiries are tracked by category. Employees enrolled in health care plans can obtain added substance abuse benefits, including outpatient and inpatient services, through providers contracted with their health care plan. UOPX also provides a mental wellness benefit, Ginger, for employees and their dependents age 13 and older. Ginger is an emotional support app that supplies emotional support at the right time, including confidential coaching via text-based chats, self-guided activities, and video-based therapy and psychiatry—all from the privacy of a smartphone. Ginger coaches are available 24/7 and work as a team to ensure personalized care when it's needed.

**National Resources:** We encourage *anyone* dealing with substance abuse issues (not just our students and employees) to also contact national agencies for guidance and assistance in identifying a counseling, treatment, or rehabilitation program. You are not alone. Support is always available with confidentiality and discretion.

Al-Anon Family Groups (888) 4AL-ANON (425-2666) <https://al-anon.org/>

Alcoholics Anonymous <http://www.aa.org/>

Cocaine Anonymous <https://ca.org/>

Narcotics Anonymous <https://www.na.org/>

National Institute on Alcohol Abuse and Alcoholism <https://www.niaaa.nih.gov/>

National Institute on Drug Abuse (800) 662-HELP (662-4357)





## Federal Drug Laws

**Denial of Federal Benefits (21 U.S.C. § 862)** A federal drug conviction may result in the loss of federal benefits, including school loans, grants, scholarships, contracts, and licenses. Federal drug trafficking convictions may result in denial of federal benefits for up to five years for a first conviction. Federal drug convictions for possession may result in denial of federal benefits for up to one year for a first conviction and up to five years for subsequent convictions, successful completion of a drug treatment program, including periodic testing, and appropriate community service, or any combination of the three.

**Forfeiture of Personal Property and Real Estate (21 U.S.C. § 853)** Any person convicted of a federal drug offense punishable by more than one year in prison shall forfeit to the United States any personal or real property related to the violation. A warrant of seizure may be issued and property seized at the time an individual is arrested on charges that may result in forfeiture.

**Federal Drug Trafficking Penalties (21 U.S.C. § 841)** Penalties for federal drug trafficking convictions vary according to the type and quantity of the controlled substance involved in the transaction. Penalties for subsequent convictions are more severe.

In the case of a controlled substance in schedule I or schedule II, GHB, or flunitrazepam, a person shall be sentenced to a term of imprisonment of not more than 20 years. If death or serious bodily injury results from the use of a controlled substance which has been illegally distributed, the person convicted on federal charges of distributing the substance faces the possibility of a life sentence and fines ranging up to \$10 million.

In the case of a controlled substance in schedule III, a person shall be sentenced to a term of imprisonment of not more than 10 years, and if death or serious bodily injury results, shall be sentenced to a term of imprisonment of not more than 15 years or a fine not to exceed \$500,000, or both, for a first offense.

For less than 50 kilograms of marijuana, the term of imprisonment shall not be more than five years, and the fine shall not be more than \$250,000, or both, for a first offense.



## Alcohol and Drug State Laws

Category	Summary (California Code)
Possession of Marijuana	<p>It is legal for persons 21 years of age or older to smoke or ingest cannabis or cannabis products. Cal. Health &amp; Safety Code § 11362.1. It is legal for persons 21 years of age or older to possess, process, transport, purchase, obtain, or give away to persons 21 years of age or older without any compensation whatsoever, not more than 28.5 grams of cannabis not in the form of concentrated cannabis or not more than eight grams of cannabis in the form of concentrated cannabis, including as contained in cannabis products. <i>Id.</i></p> <p>Persons under 18 years of age who are found guilty of a first offense of possession of not more than 28.5 grams of cannabis, or not more than eight grams of concentrated cannabis, or both, will be required to complete four hours of drug education or counseling and up to 10 hours of community service over a period not to exceed 60 days. Cal. Health &amp; Safety Code § 11357. For a second offense or subsequent offense, persons under 18 years of age will be required to complete six hours of drug education or counseling and up to 20 hours of community service over a period not to exceed 90 days. <i>Id.</i> If the offender is at least 18 years of age but less than 21, a fine of not more than \$100 will be imposed. <i>Id.</i> If the offender is over 18 years of age and possesses more than 28.5 grams of cannabis, or more than eight grams of concentrated cannabis, or both, -7(i)cgq155.24 46nabis,.2be required tw3( and )] TJETQ155.24 442.24 402.34</p>



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Category	Summary (California Code)
	the person is participating in an approved narcotic treatment program. <i>Id.</i> Violation of these provisions is a misdemeanor. See Cal. Veh. Code § 40000.15. Punishment for a first offense is between 96 hours to 6 months imprisonment, with at least 48 continuous hours, as well as a fine of \$390 to \$1,000. See Cal. Veh. Code § 23536.

**Southern California Campus Main**  
3110 E. Guasti Rd.  
Ontario, CA 91761





Crime Type (California Penal Code)	Definitions
	<ul style="list-style-type: none"> <li>o "harasses" means engages in a knowing and willful course of conduct directed at a specific person that seriously alarms, annoys, torments, or terrorizes the person, and that serves no legitimate purpose.</li> <li>o "course of conduct" means two or more acts occurring over a period of time, however short, evidencing a continuity of purpose. Constitutionally protected activity is not included within the meaning of "course of conduct."</li> <li>o "credible threat" means a verbal or written threat, including that performed through the use of an electronic communication device, or a threat implied by a pattern of conduct or a combination of verbal, written, or electronically communicated statements and conduct, made with the intent to place the person that is the target of the threat in reasonable fear for his or her safety or the safety of his or her family, and made with the apparent ability to carry out the threat so as to cause the person who is the target of the threat to reasonably fear for his or her safety or the safety of his or her family. It is not necessary to prove that the defendant had the intent to actually carry out the threat. The present incarceration of a person making the threat shall not be a bar to prosecution under this section. Constitutionally protected activity is not included within the meaning of "credible threat."</li> </ul> <p>the term "electronic communication device" includes, but is not limited to, telephones, cellular phones, computers, video recorders, fax machines, or pagers. "Electronic communication" has the same meaning as the term defined in Subsection 12 of Section 2510 of Title 18 of the United States Code.</p>
Sexual Assault	<p>The institution has determined, based on good-faith research, that California law does not define the term sexual assault. California prosecutes such crimes as "sexual battery" under Cal. Penal Code § 243.4 defined as:</p> <ul style="list-style-type: none"> <li>a. Any person who touches an intimate part of another person while that person is unlawfully restrained by the accused or an accomplice, and if the touching is against the will of the person touched and is for the purpose of sexual arousal, sexual gratification, or sexual abuse, is guilty of sexual battery.</li> <li>b. Any person who touches an intimate part of another person who is institutionalized for medical treatment and who is seriously disabled or medically incapacitated, if the touching is against the will of the person touched, and if the touching is for the purpose of sexual arousal, sexual gratification, or sexual abuse, is guilty of sexual battery.</li> <li>c. Any person who touches an intimate part of another person for the purpose of sexual arousal, sexual gratification, or sexual abuse, and the victim is at the time unconscious of the nature of the act because the perpetrator fraudulently represented that the touching served a professional purpose, is guilty of sexual battery. A violation of this subdivision is punishable by imprisonment in a county jail for not more than one year, and by a fine not exceeding two thousand dollars (\$2,000); or by imprisonment in the state prison for two, three, or four years, and by a fine not exceeding ten thousand dollars (\$10,000).</li> <li>d. Any person who, for the purpose of sexual arousal, sexual gratification, or sexual abuse, causes another, against that person's will while that person is unlawfully restrained either by the accused or an accomplice, or is institutionalized for medical treatment and is seriously disabled or medically incapacitated, to masturbate or touch an intimate part of either of those persons or a third person, is guilty of sexual battery.</li> <li>e. (1) Any person who touches an intimate part of another person, if the touching is against the will of the person touched, and is for the specific purpose of sexual arousal, sexual gratification, or sexual abuse, is guilty of misdemeanor sexual battery. (2) As used in this subdivision, "touches" means physical contact with another person, whether accomplished directly, through the clothing of the person committing the offense, or through the clothing of the victim.</li> </ul>



Southern California Campus Main  
3110 E. Guasti Rd.  
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Crime Type (California)



resistance or submission resulting from the use or threat of force does not constitute consent. Consent is not given by a person's manner of dress or past sexual activity. A person's consent to engage in sexual activity with one person does not constitute consent to engage in sexual activity with another. Consent cannot be given if a person is unable to understand the nature of the activity or give knowing



Try to remove yourself from the physical presence of an aggressor. Be as direct as possible about wanting to leave the environment.

Locate someone nearby and ask them for help.

Attend events with friends you trust. Watch out for your friends and ask that they watch out for you. Show up together and leave together. If plans change, discuss with the group. Do not leave a friend stranded in an unfamiliar or unsafe situation.

The following technology resources are provided to aid with preventing violence before it happens:

myPlan App – [myPlan](http://www.joinonelove.org/my_plan_app) is a free app for iPhone and Android created to help people with safety decisions if they, or someone they care about, is experiencing abuse in their intimate relationship. myPlan is for everyone and can help identify, navigate, and provide resources for a range of relationship abuse concerns. For more information, visit [http://www.joinonelove.org/my\\_plan\\_app](http://www.joinonelove.org/my_plan_app).

The ASPIRE News App – [ASPIRE News](#) is a free app for iPhone and Android that allows people to call for help at the touch of a button. The app contains summaries of top stories in world, sports, and entertainment news. Additionally, if someone you know is in an abusive relationship – or if that someone is you –





In addition to reporting incidents to the appropriate authorities, below are some ways in which individuals can take safe and positive steps to prevent harm and intervene when there is a risk of dating violence, domestic violence, sexual assault, or stalking against another person.

- Look out for those around you.
- Realize that it is important to intervene to help others.
- Treat everyone respectfully. Do not be hostile or an antagonist.
- Create a distraction to interrupt the situation.
- Be confident when intervening.
- Recruit help from others if necessary.
- Be honest and direct.
- Keep yourself safe.
- If things get out of hand, don't hesitate to contact the police.

### Ongoing Prevention and Awareness Campaign

UOPX also conducts an Ongoing Prevention and Awareness Campaign (OPAC) aimed at all students and employees. The OPAC campaign strategies and initiatives promote awareness, education, risk reduction, and prevention to reduce the frequency of sex- or gender-based discrimination, harassment, and violence. This campaign covers the same material as provided in the PPAP but is intended to increase the understanding of students and employees on these topics and to improve their skills for addressing the offenses of dating violence, domestic violence, sexual assault, and stalking.

### PPAP and OPAC Programming Methods

Programs and other campaign offerings















The severity or pervasiveness of the allegations

Any continuing effects on the Complainant

Whether the Complainant and alleged perpetrator share the same class or job location

Whether other judicial measures have been taken to protect the Complainant (e.g., civil protection orders)

UOPX will maintain as private/confidential any accommodations or supportive/protective measures provided to the extent that maintaining such privacy/confidentiality would not impair the University's ability to provide them. However, there may be times when certain information must be disclosed to implement the accommodation or support/protection. For instance, resolution proceedings are private, and all persons present at any time during the resolution process are expected to maintain the privacy of the proceedings in accordance with University policy. While there is an expectation of privacy, the parties involved have discretion to share their own knowledge and evidence with others if they so choose. University decisions to disclose certain information will be made in light of the circumstances, and disclosures of this nature will be limited so that only the information necessary to implement the accommodation or support/protection is provided. In the event a disclosure is necessary, the University

Southern California Campus Main  
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4. A determination based on the preponderance of the evidence standard.
5. Simultaneous, written notification of the results of the proceeding, any procedures for either party to appeal the result, any change to the result, and when the result becomes final. For this purpose, "result" means "any initial, interim and final decision by an official or entity authorized to resolve disciplinary matters" and must include the rationale for reaching the result and any sanctions imposed.
6. Protection against retaliation.

A C

Following a final determination in the institution's disciplinary proceeding that dating violence, domestic violence, sexual assault, or stalking has been committed, the institution may impose a sanction depending on the mitigating and aggravating circumstances involved. Outlined below are the sanctions that may be imposed upon students, faculty, and staff.

#### Students

- o Warning – A formal statement that the conduct was unacceptable and a warning that further violation of any University policy, procedure, or directive will result in more severe sanctions
- o Suspension





- o Loss of oversight or supervisory responsibility
- o Demotion
- o Suspension with pay (dependent on situation)
- o Suspension without pay (dependent on situation)
- o Termination
- o Other Actions – In addition to or in place of the above sanctions, the Decision-maker may assign any other sanctions as deemed appropriate









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 bones, loss of teeth, possible internal injury, severe laceration, or loss of consciousness.

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.

Destruction/Damage/Vandalism of Property – 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.

The Clery Act recognizes eight categories of bias:

Race – A preformed negative attitude toward a group of persons who possess common physical characteristics genetically transmitted by descent and heredity which distinguish them as a distinct division of humankind.

Religion – A preformed negative opinion or attitude toward a group of persons who share the same religious beliefs regarding the origin and purpose of the universe and the existence or nonexistence of a supreme being.

Sexual Orientation – A preformed negative opinion or attitude toward a group of persons based on their actual or perceived sexual orientation.

Gender – A preformed negative opinion or attitude toward a person or group of persons based on their actual or perceived gender.

Gender Identity – A preformed negative opinion or attitude toward a person or group of persons based on their actual or perceived gender identity.

Ethnicity – A preformed negative opinion or attitude toward a group of people whose members identify with each other, through a common heritage, often consisting of a common language, common culture (often including a shared religion) and/or ideology that stresses common ancestry.





or reasonably contiguous that is owned by the institution but controlled by another person, is frequently used by students, and supports institutional purposes.

**B**

Any building or property owned or controlled by a student organization that is officially recognized by the institution; or any building or property owned or controlled by an institution that is used in direct support of, or in relation to, the institution's educational purposes, is frequently used by students, and is not within the same reasonably contiguous geographic area of the institution.

Note: The University does not have any officially recognized student organizations with off campus locations.

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All public property, including thoroughfares, streets, sidewalks, and parking facilities, that is within the campus, or immediately adjacent to and accessible from the campus.