



**2023**

# **Cameron University Annual Security & Fire Safety Report**

(This report addresses statistics from calendar years 2020, 2021, 2022)

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## **Clery Act Disclosure Responsibilities**

The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act is a federal law that requires colleges and universities to disclose the following:

- An annual report every year by October 1 that contains three years of campus crime statistics;
- Crime statistics for the campus, public areas immediately adjacent to or running through the campus, and certain non-campus facilities and remote classrooms. The statistics must be gathered from campus police, local law enforcement, and any other University officials that may have a significant responsibility for student and campus activities;
- Timely warning notices of those crimes that have occurred and pose an ongoing threat to students and employees;
- A public crime log any crime that occurred on campus or within the patrol jurisdiction of the campus police and is reported to the campus police;
- Policy concerning security of and access to campus facilities;
- The type and frequency of programs designed to inform students and employees about campus security procedures and crime prevention procedures and practices to encourage students and employees to be responsible for their own security and the security of others;
- Policies regarding emergency response and evacuation procedures;
- Policy regarding possession, use and sale of alcoholic beverages or illegal drugs and enforcement of state underage drinking laws and federal and state drug laws;
- Description of drug and alcohol abuse education programs;
- A statement that the University will, upon written request, disclose to the alleged victim of a crime of violence or non-forcible sex offense the report on the results of any disciplinary proceeding conducted by the University against a student who is the alleged perpetrator of such a crime or crimes;
- Procedures that students should follow in the case of an alleged domestic violence, dating violence, sexual assault, or stalking;
- Where information concerning registered sex offenders may be obtained; and
  
- Policies regarding procedures for students and others to report criminal actions or other emergencies on campus
- Any institution that maintains an on-campus housing facility must establish, for students who reside in an on-campus student housing facility, both a policy and procedures for missing student notification. The statement, to be included in the Annual Security Report, must include the following:
  - A list of titles of the persons or organizations to which individuals should report that a student has been missing for 24 hours.
  - A statement that each student living in an on-campus student housing facility has the option to register a confidential contact person to be notified in the case that the student is determined to be missing and that only authorized campus officials and law enforcement officers in furtherance of a missing person investigation may have access to this information.
  - A statement that advises all students, even if they have not registered a contact person, that the local law enforcement will be notified that the student is missing.
  - A statement that advises students less than 18 years of age and not emancipated that their parent or guardian must be notified.

A statement that requires that official missing student reports be referred immediately to an institutional police or campus security department or local law enforcement.  
Specific procedures that the institution must follow when a student who resides in an on-campus student housing facility is determined to have been missing for 24 hours.  
This requirement does not preclude implementing these procedures in less than 24 hours if circumstances warrant a faster implementation.

## Definitions

### Clery Act Building Definitions:

- **On-Campus:** Any building or property owned or controlled by the University within the same reasonably contiguous geographic area of the University and used by the University in direct support of, or in a manner related to, the University's educational purposes.
- **Non-Campus:** Includes any building or property owned or controlled by student organizations officially recognized by the school; or any building or property (other than a branch campus) owned or controlled by the school, that is used in direct support of, or in relation to, the school's educational purposes, is frequently used by students, and that is not within the same reasonably contiguous area of the school.
- **Public Property:** All public property that is within the same reasonably contiguous geographic area of the school, such as a sidewalk, a street, other thoroughfare, or parking facility, and is adjacent to a facility owned or controlled by the school if the facility is used by the school in direct support of, or in a manner related to the University's educational purpose.

### Clery Act Criminal Offense Definitions

- **Murder and Non-Negligent Manslaughter:** The willful killing of one human being by another.
- **Manslaughter by Negligence:** The killing of another person through gross negligence.
- **Sexual Assault (Sex Offenses):** Any sexual act directed at another person, without consent of the victim, including instances where the victim is incapable of giving consent including:
  - **Rape:** The penetration, not 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:** The touching of the private 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:** Sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
  - **Statutory Rape:** Sexual intercourse with a person who is under the age of consent (in Oklahoma, the age of consent is 16).
- **Robbery:** The taking or attempting to take anything of value from the care, custody or control of a person or persons by force or threat of force or violence and/or by putting the victim in fear.
- **Aggravated Assault:** An unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury. This type of assault is usually accompanied by the use of a weapon or by means likely to produce death or great bodily harm. (It is not necessary that injury results from an aggravated assault when a gun, knife, or other weapon is used which could and probably would result in serious personal injury if the crime were successfully completed.)
- **Burglary:** The unlawful entry of a structure to commit a felony or theft. For reporting purposes this definition includes: unlawful entry with intent to commit a larceny or felony; breaking and entering with

intent to commit a larceny; housebreaking; safecracking; and all attempts to commit any of the aforementioned.

- **Motor Vehicle Theft:** The theft or attempted theft of a motor vehicle, including all cases where automobiles are taken by persons not having lawful access even though the vehicles are later abandoned, including joyriding.
- **Arson:** Any willful or malicious burning or attempt to burn, with or without intent to defraud a dwelling house, public building, motor vehicle, aircraft or other personal property of another.

## Hate Crimes Definitions

- **Hate Crimes:** A crime 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 against the victim. Categories of bias included are:
  - Race
  - Religion
  - Sexual Orientation
  - Gender
  - Gender Identity
  - Ethnicity
  - National Origin
  - Disability

Hate Crimes include any Clery-reportable offense (listed above) and the following additional offenses

- **Larceny-theft:** The unlawful taking, carrying, leading, or riding away of property from the possession, or constructive possession, of another person. Attempted larcenies are included. Embezzlement, confidence games, forgery, and worthless checks are excluded.
- **Simple Assault:** An unlawful physical attack by one person upon another where neither the offender displays a weapon, nor does the victim suffer 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, or 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.

## Violence Against Women Act (“VAWA”) Offenses

- **Domestic Violence:** A felony or misdemeanor crime of violence committed by: a current or former spouse or intimate partner of the victim; a person with whom the victim shares a child in common; a person who is cohabitating with or has cohabitated with the victim as a spouse or intimate partner; a person similarly situated to a spouse of the victim under the domestic of family laws of Oklahoma; or any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of Oklahoma.
- **Dating Violence:** Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim. The existence of such a relationship shall be determined

based on the reporting party's statement and with consideration of the following factors: the length of the relationship, the type of the relationship, and the frequency of interaction between the persons involved in the relationship. For purposes of this definition, 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.

- **Stalking:** Engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for his or her safety or the safety of others; or suffer substantial emotional distress. Course of conduct means two or more acts, including but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method, device, or means, follows, monitors, observes, surveils, threatens, or communicates to or about a person, or interferes with a person's property. Reasonable person means a reasonable person under similar circumstances and with similar identities to the victim. Substantial emotional distress means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling.

#### **Arrests and Referrals Definitions:**

- **Drug Law Violations:** The violation of Oklahoma state and local laws relating to the unlawful production, distribution, and/or use of certain controlled substances and the equipment or devices utilized in their preparation and/or use. The unlawful cultivation, manufacture, distribution, sale, purchase, use, possession, transportation, or importation of any controlled drug or narcotic substance. Arrests for violations of Oklahoma state and local laws, specifically those related to the unlawful possession, sale, use, growing, manufacturing, and making of narcotic drugs.
- **Liquor Law Violations:** The violation of Oklahoma state and local laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, or use of alcoholic beverages, not including driving under the influence and drunkenness.
- **Weapons 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.

## Clery Act Policy Statements

### EMERGENCY NOTIFICATIONS AND TIMELY WARNINGS (EOP excerpt)

Timely Warnings are issued for reported Clery Act crimes that occur within the Clery Act geography of the Lawton and Duncan campuses and are considered by the University to represent a serious or continuing threat to students and employees. Please note, crimes that are reported to a pastoral or professional counselor may not result in a Timely Warning to the campus community. Emergency Notifications are issued to the campus community upon the confirmation of a significant emergency or dangerous situation involving an immediate threat to the health or safety of students or staff on campus. The decision to issue a Timely Warning or Emergency Notification shall be decided on a case-by-case basis in compliance with the Clery Act and considering all available facts. Confirmation of an emergency means that the Office of Public Safety and senior University administration and/or their designees, as appropriate, will gather and analyze reported facts to verify that a legitimate emergency or dangerous situation exists. The University will, without delay, and taking into account the safety of the campus community, determine the content of the notification and initiate the notification system, unless issuing a notification will, in the professional judgment of responsible authorities, compromise efforts to assist a victim or to contain, respond to or otherwise mitigate the emergency. The specific processes for issuing Emergency Notifications and Timely Warnings are outlined in the University’s Emergency Operations Plan (EOP Section 9.0). Information will be provided to the campus community through announcements utilizing the Emergency Communications System (ECS) which includes telephone messages, email and text messages, the campus outdoor public address system (VOX), the news media, campus-wide desktop pop-ups, the University’s website, Telephone Trees and in person meetings, dependent upon the scope and intended audience of the message.

The table below is utilized for purposes of Clery Act compliance in the evaluation of the need for an Emergency Notification or Timely Warning.

	Emergency Notification	Timely Warning
Scope	Significant emergency / Dangerous situation	Clery crimes reported to CSA
Trigger By	Event that is currently occurring on or imminently threatening campus	Crimes that occurred and represent an ongoing threat
Where	On campus or threatening campus	Within Clery Geography
When	Immediately upon confirmation of situation	As soon as info is available

Anyone with information warranting an Emergency Notification or Timely Warning should report the circumstances to campus police by phone (580-581-2911) or in person at the police department located on the first floor (room 108) of south Shepler.

### PREPARATION OF THE ANNUAL SECURITY & FIRE SAFETY REPORT / CRIME STATISTICS

The Office of Public Safety prepares this report to comply with the Jeanne Clery Disclosure of Campus Security Policy and Crime Statistics Act. The crime statistics as reported to the U.S. Department of Education is a part of the Annual Security & Fire Safety Report. The report can be located on the web at <https://www.cameron.edu/ops>. This report is prepared with input from relevant campus departments including the Office of Academic Affairs, Student Development, Student Housing, the Institutional Equity and Title IX Office and with input from local law enforcement agencies surrounding campus. Campus crime, arrest and referral statistics include those reported to campus police, Campus Security Authorities (CSA), local law enforcement agencies and professional and pastoral counselors. The statistics include those generated on a voluntary or confidential basis.

CSAs must report incidents which might be Clery crimes that have occurred within their campus's geography to the Office of Public Safety. However, CSAs should report any incident that they think may be a crime even if they are not certain that a crime occurred, occurred within the campus geography or that it is a reportable crime under the Clery Act. CSAs are required to disclose any reported crimes for statistical purposes but will keep the victim's identity confidential to the extent they are legally permitted to do so.

For the purposes of collecting Clery reportable crimes, the following list of personnel are designated by the University to be,

**Campus Security Authorities:**

- Athletic Director
- Athletic Coaches
- Dean of Students
- Director of Student Wellness Center
- Director of Student Development
- Student Housing, Director, Coordinators and Resident Assistants
- Director of Human Resources
- Director of Duncan Campus
- Office of Public Safety, Police Department Personnel
- Safety Officer
- Title-IX Coordinator(s)

**DISCLOSURE OF CRIME STATISTICS**

Each year, an e-mail notification is made to all enrolled students, faculty and staff that provides information on how to view or obtain a copy of the Annual Security & Fire Safety Report. Copies of the report may also be obtained at the Office of Public Safety located on the first floor of south Shepler in room 108.

**CAMPUS FACILITIES, SECURITY AND ACCESSES CONTROL**

Access to residence halls is controlled on a 24-hour basis by electronic key card access. Residents may enter the halls at any time with a key card authorized by Student Housing. Access by non-residents is limited to specified visiting hours and granted by the resident student. A residence hall staff member is on duty 24 hours a day for access assistance and security.

University buildings are controlled for hours of operation by either electronic locks or physical keys. Key card access and physical keys are authorized on a departmental level. Individual buildings not on electronic control are access controlled by either departmentally designated personnel, Physical Facilities personnel or their contract designee. Individual offices, classrooms and interior spaces are controlled on a departmental level. During non-business hours or in cases of an emergency, access is granted to facilities by the Office of Public Safety. All buildings and facilities are patrolled and monitored by campus police officers on a 24-hour basis. Security of all facilities, at the close of business, are ensured by a building check from campus police.

**LAW ENFORCEMENT AUTHORITY AND HOW TO REPORT**

The Cameron University Office of Public Safety Police Department (OPS) is the primary law enforcement agency having jurisdiction on Cameron campuses. Criminal actions or emergencies should be reported to the campus police in person. To have an officer dispatched to a specific location call (580) 581-2911 or visit the office in South Shepler Rm#108. Victims or witnesses can report a Clery reportable crime by phone or in person to the Office of Public Safety or any CSA of the University and choose to remain anonymous. The Police Department employs State (C.L.E.E.T.) certified police officers who are on patrol 24 hours a day, 365

days a year. Officers patrol the campus on foot, in specialized vehicles and standard marked police sedans. On the Lawton and Duncan campuses, the municipal police department of each city has secondary jurisdiction due to the location of the campus within their city limits.

Cameron University has signed memorandums of understanding with the City of Lawton and the Lawton Police Department outlining joint jurisdiction and mutual aid as well as joint support during manmade and natural disasters.

## **PROGRAMS**

Cameron University delivers training about general safety practices to students and employees through online vendors. The online, real-time training resource provides modules on topics such as; active shooter, bystander intervention, fire safety, cyber security, prescription addictions (opioids, stimulants, and depressants), marijuana, alcohol, other drugs and drug awareness and abuse. The training information is posted on the University's website, within the student portal, and via academic and student service programming. Online training is also used to inform students and employees about the prevention of crimes, health and safety awareness on campus, intimate partner violence and sexual violence prevention.

## **SEX OFFENDER AND VIOLENT OFFENDER REGISTRY**

The Office of Public Safety (OPS) maintains for public viewing, a list of offenders who are required by law, to register with the OPS as either a Sex Offender or Violent Crime Offender, in accordance with Oklahoma State Statutes (Title 57, Chapter 8B and 8C). This information can also be viewed on the Oklahoma Department of Corrections web page at: <https://sors.doc.state.ok.us/svor/f?p=119:5:::NO:::> or the U.S. Department of Justice National Sex Offender Public Website at: <https://www.nsopw.gov/>

## **ALCOHOL AND DRUG FREE CAMPUS POLICY (excerpt)**

Pursuant to local, state, and federal laws, and its own rules and regulations, Cameron University prohibits the unlawful possession, use, manufacture, or distribution of alcohol and other drugs by students and employees on university owned or controlled premises, as a part of any university sponsored activities, or in the work place. Any student or employee who violates this policy shall be subject to disciplinary action, including, without limitation to probation, expulsion, suspension, or termination of employment; may be required to participate satisfactorily in an appropriate rehabilitation program; or may be referred for prosecution.

Violation of applicable local, state, and federal laws governing the possession, use, manufacture, or distribution of alcohol and other drugs may subject students or employees to fines, imprisonment, and/or community service requirements. Convictions become part of an individual's criminal record and may prohibit certain career and professional opportunities.

Abuse of drugs and alcohol can result in behavioral changes; impairment of judgment and coordination; elevated or lowered blood pressure; depression; anxiety; hallucinations; convulsions; temporary and permanent loss of memory; damage to the heart, lungs, liver and brain; sterility; lowered immune system and increased infection; cancer, emphysema; chronic bronchitis, and death.

Numerous programs are available in the Lawton area to help Cameron students and employees deal with substance abuse related issues. Federal laws insure all persons seeking help for alcohol and/or other drug problems will be treated with respect and in a confidential manner. Students can contact the Student Wellness Center for information or assistance.

<https://www.cameron.edu/current-students/student-services/handbook/university-policies/alcohol-and-drug-free-campus-policy>



## **HOW TO REPORT SEXUAL MISCONDUCT, DOMESTIC VIOLENCE, DATING VIOLENCE, AND STALKING**

In addition to traditional law enforcement criminal investigations, Student Code of Conduct and Title IX investigations are available. One or all of these investigative actions can be taken dependent upon the nature of the offense and the request of the reporting party.

### **Grievance Procedures for Formal Complaints of Sexual Harassment and Misconduct (excerpt)**

#### **Who May Utilize this Procedure:**

This procedure may be used by any member of the University community who is participating in or attempting to participate in the University's education program or a University-related activity. It is applicable to Formal Complaints concerning Title IX Sexual Harassment (which includes Hostile Environment Harassment, Quid Pro Quo Harassment, Sexual Assault, Domestic Violence, and Dating Violence). This procedure may also be used by any member of the University community who wishes to file a Complaint of Employee Sexual Misconduct, and Sexual Misconduct (Student Code Violation) as set forth in the Sexual Misconduct, Discrimination, and Harassment Policy.

The University may modify these procedures at any time as deemed appropriate for compliance with applicable federal, state, and local law and guidance.

If a Formal Complaint or Complaint triggers this Procedure but also includes allegations that could constitute a separate violation of the Student Code of Rights and Responsibilities or other applicable policy, this Procedure may be modified as reasonably necessary to fully investigate the matter and to avoid duplicative investigations. Prior to initiating any such additional investigation into misconduct under the Student Code of Rights and Responsibilities or employee misconduct, the Title IX Coordinator shall obtain written authorization from the Director of Student Conduct or the Chief Human Resources Officer.

#### **Filing of Formal Complaint of Title IX Sexual Harassment:**

This Grievance Procedure is initiated with a Formal Complaint of Title IX Sexual Harassment or Complaint of Employee Sexual Misconduct or Sexual Misconduct (Student Code Violation).

A Formal Complaint must be filed with the Title IX Coordinator (or any Associate Equity Officer or Associate Title IX Coordinator, all of whom constitute the Title IX Coordinator for purposes of this Policy). The Formal Complaint may be filed in person, by mail, or by electronic mail at any time of day, including during non-business hours, using the contact information listed for the Title IX Coordinator. Generally, a Formal Complaint should be filed as quickly as possible to facilitate the ability to gather facts and evidence; however, every Formal Complaint will be reviewed regardless of when an incident occurred. The Office of Institutional Equity encourages the use of its in-office form for filing a Formal Complaint; however, no particular form is required as long as it (1) is signed, (2) alleges sexual harassment, against a Respondent, and (3) requests an investigation.

Where the Title IX Coordinator signs a Formal Complaint, the Title IX Coordinator is not a Complainant or party during a grievance process and will comply with the requirements for Title IX personnel to be free from conflicts and bias.

The Title IX Coordinator may consolidate Formal Complaints as to allegations of Title IX Sexual Harassment against more than one Respondent, or by more than one Complainant against one or more Respondents, or by one party against the other party, where the allegations arise out of the same facts or circumstances. Where a grievance process involves more than one Complainant or more than one Respondent, references in this section to the singular "party," "Complainant," or "Respondent" include the plural, as applicable.

#### **Filing a Complaint of Employee Sexual Misconduct or Sexual Misconduct (Student Code Violation):**

The process for a filing a Complaint of Employee Sexual Misconduct or Sexual Misconduct (Student Code Violation) is the same as the process for filing a Formal Complaint of Title IX Sexual Harassment above, except that prior to initiating an investigation into the alleged conduct, the Title IX Coordinator must first request

authorization to investigate from the Chief Human Resources Officer or Director of Student Conduct, who will determine whether the University has jurisdictional authority to impose disciplinary sanctions on the Respondent pursuant to the applicable Staff and Faculty Handbook provisions or Student Code of Rights and Responsibilities, as applicable. Once a Complaint is filed, the Complaint procedures will follow the same procedures for Formal Complaints of Title IX Sexual Harassment except where specifically noted herein or in the Grievance Procedures for Formal Complaints of Title IX Sexual Harassment or Sexual Misconduct.

The entirety of the policies covering this category can be found at;

<https://www.cameron.edu/current-students/student-services/sexual-violence-title-ix>

<https://www.cameron.edu/current-students/student-services/handbook/university-policies/gender-based-misconduct-policy-for-students>

### **Evidence Preservation:**

Whether a victim initially decides to pursue a criminal investigation or not, they should be strongly encouraged to seek the expertise of law enforcement in the preservation of evidence; including but not limited to an examination by a Sexual Assault Nurse Examiner (SANE). Preservation and proper handling of evidence will ensure its value and admissibility in any proceeding.

## **EMERGENCY RESPONSE AND EVACUATION PROCEDURES**

(Emergency Communication System, Policy Summary)

### **System**

The Emergency Communication System (ECS) is a commercially contracted, web-based system that provides automatic telephone, e-mail, and text message contact to any person registered within the Aggie Access system. The primary intent is to provide an automated, rapid means for notifying students, faculty, and staff of any type of emergency situation as identified in the Cameron University Emergency Operations Plan. This system is referred to as the Emergency Response and Evacuation Procedures by the United States Department of Education.

### **Procedures**

The Primary Users are those personnel identified in the Cameron University Emergency Operations plan as Emergency Policy Executives or as members of the Emergency Management Team. The President has the authority to restrict approval or authority roles and add additional personnel at his or her discretion.

Primary Users on the Emergency Management Team by Title are the President, Vice President for Academic Affairs, Vice President for Business and Finance, Director of Physical Facilities, Director of Public Safety, Director of Information Technology Services, and Director of Public Affairs.

### **Activation**

The campus police have the initial responsibility for investigating reports of emergencies and recommending the use of the ECS to the Emergency Management Team. As a Member of the Emergency Management Team and Primary User, The Director of Public Safety may, at her or his discretion approve initiation of an emergency message when it is deemed to be in the interest of public safety.

Any Primary User may initiate action. In less time sensitive situations such as snow or ice events, the Vice President for Academic Affairs will collect recommendations from Lawton Public Schools, the Director of Physical Facilities, and the Director of Public Safety. He or she will make a recommendation to the President. After a decision by the President, the Vice President for Academic Affairs will notify the Associate Vice President for Enrollment Management to initiate a communication plan.

## **MISSING STUDENT NOTIFICATIONS**

(Missing Resident Student, Policy Summary)

### **Registration**

Resident Students will be given the opportunity during move-ins to designate an individual or individuals to be contacted by the university no more than 24 hours after the time that the student is determined to be missing in accordance with the procedures.

In the event a Resident Student who is under 18 or not emancipated is determined to be missing pursuant to the procedures the university is required to notify a custodial parent or guardian no more than 24 hours after the student is determined to be missing in accordance with the procedures.

### **Reporting**

Any university employee who receives a report that a student is missing, or has independent information that a student is missing, must immediately report the information or evidence to the Cameron University police. When campus police receive the initial report, they will notify the Office of Student Housing, whose staff will determine whether the student is a Resident Student. If not a Resident Student, campus police will conduct the reporting investigation in accordance with missing person's procedures.

### **Investigations**

The preliminary investigation of a missing resident student report will be conducted by Student Housing Staff according to procedures outlined in the missing resident student policy. If all of the steps provided in the policy do not provide Student Housing Staff with an opportunity to speak with the missing on-campus student or to learn his/her whereabouts, the university police will be contacted to investigate further. Campus police are the primary investigators of non-resident missing student reports.

### **Policy Notifications**

Information about Cameron University's Missing On-Campus Resident Student Policy is posted on the CU website. Furthermore, students will be informed of the policy in the student handbook, during Student Housing mandatory meetings, and in an insert to be placed in Student Housing contracts.

<https://www.cameron.edu/housing/handbook#missing>

## **VIOLATION OF LAWS AND UNIVERSITY REGULATIONS**

Enrollment in the University creates additional responsibilities for students. In addition to the requirement of compliance with all applicable laws and regulations, the student assumes the obligation to comply with all applicable University and college regulations. It is the responsibility of all students who are potential parties or witnesses to an alleged violation of the code to participate in the conduct process. Students have a duty to cooperate and discuss the incident with the appropriate University officials, adhere to the stated deadlines, attend scheduled meetings, provide documentation as requested and participate in all proceedings. Failure to meet these duties may result in a decision being made without the benefit of the student's participation or may result in a student being charged with failing to comply with the direction of a University official. Furthermore, the University will, upon written request, disclose to the alleged victim of a crime of violence or a non-forcible sex offense, the report on the results of any disciplinary proceeding conducted by the institution against a student who is the alleged perpetrator of such crime or offense. If the alleged victim is deceased as a result of such crime or offense, the next of kin of the victim shall be treated as the alleged victim. The Student Code of Conduct can be found at <https://www.cameron.edu/current-students/student-services/handbook/code-of-student-conduct> and includes a description of prohibited conduct, student conduct procedures, and possible sanctions for violation of the Student Code of Conduct.

**WEAPONS AND FIREARMS** (policy/statute summary)

The use or possession of firearms, explosives, dangerous chemicals, or other weapons on University property is prohibited. (Law enforcement personnel are exempt) Oklahoma State Statute 21-53-1277

<https://www.cameron.edu/current-students/student-services/handbook/code-of-student-conduct>

**Specifications for On-Campus Housing Facility Fire Systems**

<b>Residence Hall / Apartment</b>	<b>Fire Safety Control System</b>	<b>Location of Sprinklers</b>	<b>Alarm Types</b>
<b>North Shepler Dormitory</b>	Simplex -Grinnell Reports to, Lawton Fire Dept. CU Police Student Housing	Common areas, lounges, hallways, stairwells, bedrooms.	Heat and smoke activated. Pull station. Audio / Visual
<b>South Shepler Dormitory</b>	Simplex -Grinnell Reports to, Lawton Fire Dept. CU Police Student Housing	Common areas, lounges, hallways, stairwells, bedrooms.	Heat and smoke activated. Pull station. Audio / Visual
<b>Cameron Village Apartments</b>	Simplex -Grinnell Reports to, Lawton Fire Dept. CU Police Student Housing	Common areas, lounges, hallways, stairwells, bedrooms.	Heat and smoke activated. Pull station. Audio / Visual

**Housing Fire Summary**

<b>Clery Act Statistical Data</b>	<b>Fires</b>			<b>Injuries</b>			<b>Deaths</b>		
<b>Total Fires Reported For:</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>
Shepler	0	0	0	0	0	0	0	0	0
Cameron Village	0	0	0	0	0	0	0	0	0

## Lawton Campus

### Clery Reportable Crimes (NIBRS)

Clery Act Statistical Data	On Campus			On Campus Housing			Public Property		
Total Crimes Reported For:	2020	2021	2022	2020	2021	2022	2020	2021	2022
Murder & Non-negligent Manslaughter	0	0	0	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	0	0	0	0
Fondling	0	1	0	0	1	0	0	0	0
Incest	0	0	0	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0	0	0	0
Robbery	0	0	0	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0	0	0	0
Burglary (of habitation)	1	1	1	1	1	1	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0	0

## Lawton Campus

### Number of Arrest and Disciplinary Referrals

Clery Act Statistical Data	On Campus			On Campus Housing			Public Property		
For Selected Offenses	2020	2021	2022	2020	2021	2022	2020	2021	2022
<b>Weapons Law Violations</b>									
Arrest	0	0	0	0	0	0	0	0	0
Disciplinary Referral	0	0	0	0	0	0	0	0	0
<b>Drug Law Violations</b>									
Arrests	0	0	1	0	0	0	0	0	0
Disciplinary Referral	2	2	2	2	2	2	0	0	0
<b>Liquor Law Violations</b>									
Arrest	0	0	0	0	0	0	0	0	0
Disciplinary Referral	7	2	6	7	2	6	0	0	0

## Lawton Campus

### Violence Against Woman Act (VAWA) Offenses

Clery Act Statistical Data	On Campus			On Campus Housing			Public Property		
	2020	2021	2022	2020	2021	2022	2020	2021	2022
<b>Total Crimes Reported For:</b>									
Domestic Violence	0	0	0	0	0	0	0	0	0
Dating Violence	1	1	0	1	1	0	0	0	0
Stalking	0	1	0	0	0	0	0	0	0

## Lawton Campus

### Hate Crimes, Race Bias

Clery Act Statistical Data	On Campus			On Campus Housing			Public Property		
	2020	2021	2022	2020	2021	2022	2020	2021	2022
<b>Total Crimes Reported For:</b>									
Murder & Non-negligent Manslaughter	0	0	0	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	0	0	0	0
Fondling	0	0	0	0	0	0	0	0	0
Incest	0	0	0	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0	0	0	0
Robbery	0	0	0	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0	0	0	0
Burglary (of habitation)	0	0	0	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0	0
Simple Assault	0	0	0	0	0	0	0	0	0
Larceny-Theft	0	0	0	0	0	0	0	0	0
Intimidation	0	0	0	0	0	0	0	0	0
Destruction/Damage/Vandalism Prop.	0	0	0	0	0	0	0	0	0

## Lawton Campus

### Hate Crimes, Religion Bias

Clery Act Statistical Data	On Campus			On Campus Housing			Public Property		
	2020	2021	2022	2020	2021	2022	2020	2021	2022
<b>Total Crimes Reported For:</b>									
Murder & Non-negligent Manslaughter	0	0	0	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	0	0	0	0
Fondling	0	0	0	0	0	0	0	0	0
Incest	0	0	0	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0	0	0	0
Robbery	0	0	0	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0	0	0	0
Burglary (of habitation)	0	0	0	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0	0
Simple Assault	0	0	0	0	0	0	0	0	0
Larceny-Theft	0	0	0	0	0	0	0	0	0
Intimidation	0	0	0	0	0	0	0	0	0
Destruction/Damage/Vandalism Prop.	0	0	0	0	0	0	0	0	0

**Lawton Campus**  
**Hate Crimes, Sexual Orientation Bias**

<b>Clery Act Statistical Data</b>	<b>On Campus</b>			<b>On Campus Housing</b>			<b>Public Property</b>		
<b>Total Crimes Reported For:</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>
Murder & Non-negligent Manslaughter	0	0	0	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	0	0	0	0
Fondling	0	0	0	0	0	0	0	0	0
Incest	0	0	0	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0	0	0	0
Robbery	0	0	0	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0	0	0	0
Burglary (of habitation)	0	0	0	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0	0
Simple Assault	0	0	0	0	0	0	0	0	0
Larceny-Theft	0	0	0	0	0	0	0	0	0
Intimidation	0	0	0	0	0	0	0	0	0
Destruction/Damage/Vandalism Prop.	0	0	0	0	0	0	0	0	0

**Lawton Campus**  
**Hate Crimes, Gender Identity Bias**

<b>Clery Act Statistical Data</b>	<b>On Campus</b>			<b>On Campus Housing</b>			<b>Public Property</b>		
<b>Total Crimes Reported For:</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>
Murder & Non-negligent Manslaughter	0	0	0	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	0	0	0	0
Fondling	0	0	0	0	0	0	0	0	0
Incest	0	0	0	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0	0	0	0
Robbery	0	0	0	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0	0	0	0
Burglary (of habitation)	0	0	0	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0	0
Simple Assault	0	0	0	0	0	0	0	0	0
Larceny-Theft	0	0	0	0	0	0	0	0	0
Intimidation	0	0	0	0	0	0	0	0	0
Destruction/Damage/Vandalism Prop.	0	0	0	0	0	0	0	0	0

**Lawton Campus**  
**Hate Crimes, Disability Bias**

<b>Clery Act Statistical Data</b>	<b>On Campus</b>			<b>On Campus Housing</b>			<b>Public Property</b>		
<b>Total Crimes Reported For:</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>
Murder & Non-negligent Manslaughter	0	0	0	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	0	0	0	0
Fondling	0	0	0	0	0	0	0	0	0
Incest	0	0	0	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0	0	0	0
Robbery	0	0	0	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0	0	0	0
Burglary (of habitation)	0	0	0	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0	0
Simple Assault	0	0	0	0	0	0	0	0	0
Larceny-Theft	0	0	0	0	0	0	0	0	0
Intimidation	0	0	0	0	0	0	0	0	0
Destruction/Damage/Vandalism Prop.	0	0	0	0	0	0	0	0	0

**Lawton Campus**  
**Hate Crimes, Ethnicity Bias**

<b>Clery Act Statistical Data</b>	<b>On Campus</b>			<b>On Campus Housing</b>			<b>Public Property</b>		
<b>Total Crimes Reported For:</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>
Murder & Non-negligent Manslaughter	0	0	0	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	0	0	0	0
Fondling	0	0	0	0	0	0	0	0	0
Incest	0	0	0	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0	0	0	0
Robbery	0	0	0	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0	0	0	0
Burglary (of habitation)	0	0	0	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0	0
Simple Assault	0	0	0	0	0	0	0	0	0
Larceny-Theft	0	0	0	0	0	0	0	0	0
Intimidation	0	0	0	0	0	0	0	0	0
Destruction/Damage/Vandalism Prop.	0	0	0	0	0	0	0	0	0



**Lawton Campus**

**Hate Crimes, National Origin Bias**

<b>Clery Act Statistical Data</b>	<b>On Campus</b>			<b>On Campus Housing</b>			<b>Public Property</b>		
<b>Total Crimes Reported For:</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>
Murder & Non-negligent Manslaughter	0	0	0	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	0	0	0	0
Fondling	0	0	0	0	0	0	0	0	0
Incest	0	0	0	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0	0	0	0
Robbery	0	0	0	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0	0	0	0
Burglary (of habitation)	0	0	0	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0	0
Simple Assault	0	0	0	0	0	0	0	0	0
Larceny-Theft	0	0	0	0	0	0	0	0	0
Intimidation	0	0	0	0	0	0	0	0	0
Destruction/Damage/Vandalism Prop.	0	0	0	0	0	0	0	0	0

**Lawton Campus**

**Unfounded Crimes - All Categories**

<b>Clery Act Statistical Data</b>	<b>On Campus</b>			<b>On Campus Housing</b>			<b>Public Property</b>		
<b>Total Crimes Reported For:</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>
Unfounded Crime Reports	0	0	1	0	0	1	0	0	0

**Duncan Campus**

**Clery Reportable Crimes (NIBRS)**

<b>Clery Act Statistical Data</b>	<b>On Campus</b>			<b>Public Property</b>		
<b>Total Crimes Reported For:</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>
Murder & Non-negligent Manslaughter	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0
Rape	0	0	0	0	0	0
Fondling	0	0	0	0	0	0
Incest	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0
Robbery	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0
Burglary (of habitation)	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0
Arson	0	0	0	0	0	0

**Duncan Campus**

**Number of Arrest and Disciplinary Referrals**

<b>Clery Act Statistical Data</b>	<b>On Campus</b>			<b>Public Property</b>		
<b>For Selected Offenses</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>
<b>Weapons Law Violations</b>						
Arrest	0	0	0	0	0	0
Disciplinary Referral	0	0	0	0	0	0
<b>Drug Law Violations</b>						
Arrests	0	0	0	0	0	0
Disciplinary Referral	0	0	0	0	0	0
<b>Liquor Law Violations</b>						
Arrest	0	0	0	0	0	0
Disciplinary Referral	0	0	0	0	0	0

**Duncan Campus**

**Violence Against Woman Act (VAWA) Offenses**

<b>Clery Act Statistical Data</b>	<b>On Campus</b>			<b>Public Property</b>		
<b>Total Crimes Reported For:</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>
Domestic Violence	0	0	0	0	0	0
Dating Violence	0	0	0	0	0	0
Stalking	0	0	0	0	0	0

## Duncan Campus

### Hate Crimes, Race Bias

Clery Act Statistical Data	On Campus			Public Property		
	2020	2021	2022	2020	2021	2022
<b>Total Crimes Reported For:</b>						
Murder & Non-negligent Manslaughter	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0
Rape	0	0	0	0	0	0
Fondling	0	0	0	0	0	0
Incest	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0
Robbery	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0
Burglary (of habitation)	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0
Arson	0	0	0	0	0	0
Simple Assault	0	0	0	0	0	0
Larceny-Theft	0	0	0	0	0	0
Intimidation	0	0	0	0	0	0
Destruction/Damage/Vandalism Prop.	0	0	0	0	0	0

## Duncan Campus

### Hate Crimes, Religion Bias

Clery Act Statistical Data	On Campus			Public Property		
	2020	2021	2022	2020	2021	2022
<b>Total Crimes Reported For:</b>						
Murder & Non-negligent Manslaughter	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0
Rape	0	0	0	0	0	0
Fondling	0	0	0	0	0	0
Incest	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0
Robbery	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0
Burglary (of habitation)	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0
Arson	0	0	0	0	0	0
Simple Assault	0	0	0	0	0	0
Larceny-Theft	0	0	0	0	0	0
Intimidation	0	0	0	0	0	0
Destruction/Damage/Vandalism Prop.	0	0	0	0	0	0

## Duncan Campus

### Hate Crimes, Sexual Orientation Bias

Clery Act Statistical Data	On Campus			Public Property		
	2020	2021	2022	2020	2021	2022
<b>Total Crimes Reported For:</b>						
Murder & Non-negligent Manslaughter	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0
Rape	0	0	0	0	0	0
Fondling	0	0	0	0	0	0
Incest	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0
Robbery	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0
Burglary (of habitation)	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0
Arson	0	0	0	0	0	0
Simple Assault	0	0	0	0	0	0
Larceny-Theft	0	0	0	0	0	0
Intimidation	0	0	0	0	0	0
Destruction/Damage/Vandalism Prop.	0	0	0	0	0	0

## Duncan Campus

### Hate Crimes, Gender Identity Bias

Clery Act Statistical Data	On Campus			Public Property		
	2020	2021	2022	2020	2021	2022
<b>Total Crimes Reported For:</b>						
Murder & Non-negligent Manslaughter	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0
Rape	0	0	0	0	0	0
Fondling	0	0	0	0	0	0
Incest	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0
Robbery	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0
Burglary (of habitation)	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0
Arson	0	0	0	0	0	0
Simple Assault	0	0	0	0	0	0
Larceny-Theft	0	0	0	0	0	0
Intimidation	0	0	0	0	0	0
Destruction/Damage/Vandalism Prop.	0	0	0	0	0	0

## Duncan Campus

### Hate Crimes, Disability Bias

Clery Act Statistical Data	On Campus			Public Property		
	2020	2021	2022	2020	2021	2022
<b>Total Crimes Reported For:</b>						
Murder & Non-negligent Manslaughter	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0
Rape	0	0	0	0	0	0
Fondling	0	0	0	0	0	0
Incest	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0
Robbery	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0
Burglary (of habitation)	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0
Arson	0	0	0	0	0	0
Simple Assault	0	0	0	0	0	0
Larceny-Theft	0	0	0	0	0	0
Intimidation	0	0	0	0	0	0
Destruction/Damage/Vandalism Prop.	0	0	0	0	0	0

## Duncan Campus

### Hate Crimes, Ethnicity Bias

Clery Act Statistical Data	On Campus			Public Property		
	2020	2021	2022	2020	2021	2022
<b>Total Crimes Reported For:</b>						
Murder & Non-negligent Manslaughter	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0
Rape	0	0	0	0	0	0
Fondling	0	0	0	0	0	0
Incest	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0
Robbery	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0
Burglary (of habitation)	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0
Arson	0	0	0	0	0	0
Simple Assault	0	0	0	0	0	0
Larceny-Theft	0	0	0	0	0	0
Intimidation	0	0	0	0	0	0
Destruction/Damage/Vandalism Prop.	0	0	0	0	0	0

**Duncan Campus**

**Hate Crimes, National Origin Bias**

<b>Clery Act Statistical Data</b>	<b>On Campus</b>			<b>Public Property</b>		
<b>Total Crimes Reported For:</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>
Murder & Non-negligent Manslaughter	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0
Rape	0	0	0	0	0	0
Fondling	0	0	0	0	0	0
Incest	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0
Robbery	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0
Burglary (of habitation)	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0
Arson	0	0	0	0	0	0
Simple Assault	0	0	0	0	0	0
Larceny-Theft	0	0	0	0	0	0
Intimidation	0	0	0	0	0	0
Destruction/Damage/Vandalism Prop.	0	0	0	0	0	0

**Duncan Campus**

**Unfounded Crimes - All Categories**

<b>Clery Act Statistical Data</b>	<b>On Campus</b>			<b>Public Property</b>		
<b>Total Crimes Reported For:</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>
Unfounded Crime Reports	0	0	0	0	0	0

## **APPENDIX A:**

### **SEXUAL MISCONDUCT POLICY CRIMES UNDER OKLAHOMA LAW**

#### **CONSENT 21 O.S. §113 (effective June 6, 2016)**

The term “consent” means the affirmative, unambiguous and voluntary agreement to engage in a specific sexual activity during a sexual encounter which can be revoked at any time. Consent cannot be:

1. Given by an individual who: a. is asleep or is mentally or physically incapacitated either through the effect of drugs or alcohol or for any other reason; or b. is under duress, threat, coercion or force;
2. Inferred under circumstances in which consent is not clear including, but not limited to:
  - a. the absence of an individual saying “no” or “stop”; or
  - b. the existence of a prior or current relationship or sexual activity.

#### **SEXUAL ASSAULT 21 O.S. §112 (effective November 1, 2017)**

The term “sexual assault” is any type of sexual contact or behavior that occurs without explicit consent of the recipient including, but not limited to, forced sexual intercourse, forcible sodomy, child molestation, child sexual abuse, incest, fondling and all attempts to complete any of the aforementioned acts.

In any criminal jury trial of a crime involving any type of sexual contact or behavior where “consent” is an element of the crime or a defense raised by the accused, the court shall instruct the jury on the definition of consent as such term is defined in Section 113 of this title.

#### **RAPE 21 O.S. §1111 (effective November 1, 2018)**

A. Rape is an act of sexual intercourse involving vaginal or anal penetration accomplished with a male or female who is not the spouse of the perpetrator and who may be of the same or the opposite sex as the perpetrator under any of the following circumstances:

1. Where the victim is under sixteen (16) years of age;
2. Where the victim is incapable through mental illness or any other unsoundness of mind, whether temporary or permanent, of giving legal consent;
3. Where force or violence is used or threatened, accompanied by apparent power of execution to the victim or to another person;
4. Where the victim is intoxicated by a narcotic or anesthetic agent, administered by or with the privity of the accused as a means of forcing the victim to submit;
5. Where the victim is at the time unconscious of the nature of the act and this fact is known to the accused;

6. Where the victim submits to sexual intercourse under the belief that the person committing the act is a spouse, and this belief is induced by artifice, pretense, or concealment practiced by the accused or by the accused in collusion with the spouse with intent to induce that belief. In all cases of collusion between the accused and the spouse to accomplish such act, both the spouse and the accused, upon conviction, shall be deemed guilty of rape;

7. Where the victim is under the legal custody or supervision of a state agency, a federal agency, a county, a municipality or a political subdivision and engages in sexual intercourse with a state, federal, county, municipal or political subdivision employee or an employee of a contractor of the state, the federal government, a county, a municipality or a political subdivision that exercises authority over the victim, or the subcontractor or employee of a subcontractor of the contractor of the state or federal government, a county, a municipality or a political subdivision that exercises authority over the victim;

8. Where the victim is at least sixteen (16) years of age and is less than twenty (20) years of age and is a student, or under the legal custody or supervision of any public or private elementary or secondary school, junior high or high school, or public vocational school, and engages in sexual intercourse with a person who is eighteen (18) years of age or older and is an employee of the same school system;

9. Where the victim is nineteen (19) years of age or younger and is in the legal custody of a state agency, federal agency or tribal court and engages in sexual intercourse with a foster parent or foster parent applicant; or

10. Where the victim is at least sixteen (16) years of age but less than eighteen (18) years of age and the perpetrator of the crime is a person responsible for the child's health, safety or welfare. "Person responsible for a child's health, safety or welfare" shall include, but not be limited to: a. a parent, b. a legal guardian, c. custodian, d. a foster parent, e. a person eighteen (18) years of age or older with whom the child's parent cohabitates, f. any other adult residing in the home of the child, g. an agent or employee of a public or private residential home, institution, facility or day treatment program as defined in Section 175.20 of Title 10 of the Oklahoma Statutes, or h. an owner, operator or employee of a child-care facility, as defined by Section 402 of Title 10 of the Oklahoma Statutes.

B. Rape is an act of sexual intercourse accomplished with a male or female who is the spouse of the perpetrator if force or violence is used or threatened, accompanied by apparent power of execution to the victim or to another person.

**RAPE 21 O.S. § 1111 (OSCN 2021), 21 O.S. § 1111 (effective November 1, 2021)**

**Version 1 (as amended by Laws 2021, HB 2666, c. 253, § 1, eff. November 1, 2021).**

Rape is an act of sexual intercourse involving vaginal or anal penetration accomplished with a male or female within or without the bonds of matrimony who may be of the same or the opposite sex as the perpetrator under any of the following circumstances:

1. Where the victim is under sixteen (16) years of age;



2. Where the victim is incapable through mental illness or any other unsoundness of mind, whether temporary or permanent, of giving legal consent;
3. Where force or violence is used or threatened, accompanied by apparent power of execution to the victim or to another person;
4. Where the victim is intoxicated by a narcotic or anesthetic agent, administered by or with the privity of the accused as a means of forcing the victim to submit;
5. Where the victim is at the time unconscious of the nature of the act and this fact is known to the accused;
6. Where the victim submits to sexual intercourse under the belief that the person committing the act is a spouse, and this belief is induced by artifice, pretense, or concealment practiced by the accused or by the accused in collusion with the spouse with intent to induce that belief. In all cases of collusion between the accused and the spouse to accomplish such act, both the spouse and the accused, upon conviction, shall be deemed guilty of rape;
7. Where the victim is under the legal custody or supervision of a state agency, a federal agency, a county, a municipality or a political subdivision and engages in sexual intercourse with a state, federal, county, municipal or political subdivision employee or an employee of a contractor of the state, the federal government, a county, a municipality or a political subdivision that exercises authority over the victim, or the subcontractor or employee of a subcontractor of the contractor of the state or federal government, a county, a municipality or a political subdivision that exercises authority over the victim;
8. Where the victim is at least sixteen (16) years of age and is less than twenty (20) years of age and is a student, or under the legal custody or supervision of any public or private elementary or secondary school, junior high or high school, or public vocational school, and engages in sexual intercourse with a person who is eighteen (18) years of age or older and is an employee of the same school system;
9. Where the victim is nineteen (19) years of age or younger and is in the legal custody of a state agency, federal agency or tribal court and engages in sexual intercourse with a foster parent or foster parent applicant; or
10. Where the victim is at least sixteen (16) years of age but less than eighteen (18) years of age and the perpetrator of the crime is a person responsible for the child's health, safety or welfare. "Person responsible for the child's health, safety or welfare" shall include, but not be limited to: a. a parent, b. a legal guardian, c. custodian, d. a foster parent, e. a person eighteen (18) years of age or older with whom the child's parent cohabitates, f. any other adult residing in the home of the child, g. an agent or employee of a public or private residential home, institution, facility or day treatment program as defined in Section 175.20 of Title 10 of the Oklahoma Statutes, or h. an owner, operator or employee of a child care facility, as defined by Section 402 of Title 10 of the Oklahoma Statutes.

**Version 2 (as amended by Laws 2021, HB 2515, c. 331, § 3, eff. November 1, 2021).**

A. Rape is an act of sexual intercourse involving vaginal or anal penetration accomplished with a male or female who is not the spouse of the perpetrator and who may be of the same or the opposite sex as the perpetrator under any of the following circumstances:

1. Where the victim is under sixteen (16) years of age;
2. Where the victim is incapable through mental illness or any other unsoundness of mind, whether temporary or permanent, of giving legal consent;
3. Where force or violence is used or threatened, accompanied by apparent power of execution to the victim or to another person;
4. Where the victim is intoxicated by a narcotic or anesthetic agent, administered by or with the privity of the accused as a means of forcing the victim to submit;
5. Where the victim is at the time unconscious of the nature of the act and this fact is known to the accused;
6. Where the victim submits to sexual intercourse under the belief that the person committing the act is a spouse, and this belief is induced by artifice, pretense, or concealment practiced by the accused or by the accused in collusion with the spouse with intent to induce that belief. In all cases of collusion between the accused and the spouse to accomplish such act, both the spouse and the accused, upon conviction, shall be deemed guilty of rape;
7. Where the victim is under the legal custody or supervision of a state agency, a federal agency, a county, a municipality or a political subdivision and engages in sexual intercourse with a state, federal, county, municipal or political subdivision employee or an employee of a contractor of the state, the federal government, a county, a municipality or a political subdivision that exercises authority over the victim, or the subcontractor or employee of a subcontractor of the contractor of the state or federal government, a county, a municipality or a political subdivision that exercises authority over the victim;
8. Where the victim is at least sixteen (16) years of age and is less than twenty (20) years of age and is a student, or under the legal custody or supervision of any public or private elementary or secondary school, junior high or high school, or public vocational school, and engages in sexual intercourse with a person who is eighteen (18) years of age or older and is an employee of the same school system; or
9. Where the victim is nineteen (19) years of age or younger and is in the legal custody of a state agency, federal agency or tribal court and engages in sexual intercourse with a foster parent or foster parent applicant

B. Rape is an act of sexual intercourse accomplished with a male or female who is the spouse of the perpetrator if force or violence is used or threatened, accompanied by apparent power of execution to the victim or to another person.

**RAPE** 21 O.S. § 1111 (OSCN 2022), 21 O.S. § 1111 (effective May 5, 2022)

**Version 1 (as amended by Laws 2022, SB 1802, c. 228, § 5, emerg. eff. May 5, 2022).**

Rape is an act of sexual intercourse involving vaginal or anal penetration accomplished with a male or female within or without the bonds of matrimony who may be of the same or the opposite sex as the perpetrator under any of the following circumstances:

1. Where the victim is under sixteen (16) years of age;
2. Where the victim is incapable through mental illness or any other unsoundness of mind, whether temporary or permanent, of giving legal consent;
3. Where force or violence is used or threatened, accompanied by apparent power of execution to the victim or to another person;
4. Where the victim is intoxicated by a narcotic or anesthetic agent, administered by or with the privity of the accused as a means of forcing the victim to submit;
5. Where the victim is at the time unconscious of the nature of the act and this fact is known to the accused;
6. Where the victim submits to sexual intercourse under the belief that the person committing the act is a spouse, and this belief is induced by artifice, pretense, or concealment practiced by the accused or by the accused in collusion with the spouse with intent to induce that belief. In all cases of collusion between the accused and the spouse to accomplish such act, both the spouse and the accused, upon conviction, shall be deemed guilty of rape;
7. Where the victim is under the legal custody or supervision of a state agency, a federal agency, a county, a municipality or a political subdivision and engages in sexual intercourse with a state, federal, county, municipal or political subdivision employee or an employee of a contractor of the state, the federal government, a county, a municipality or a political subdivision that exercises authority over the victim, or the subcontractor or employee of a subcontractor of the contractor of the state or federal government, a county, a municipality or a political subdivision that exercises authority over the victim;
8. Where the victim is at least sixteen (16) years of age and is less than twenty (20) years of age and is a student, or under the legal custody or supervision of any public or private elementary or secondary school, junior high or high school, or public vocational school, and engages in sexual intercourse with a person who is eighteen (18) years of age or older and is an employee of the same school system; or
9. Where the victim is nineteen (19) years of age or younger and is in the legal custody of a state agency, federal agency or tribal court and engages in sexual intercourse with a foster parent or foster parent applicant.

**Version 2 (as amended by Laws 2022, HB 3258, c. 260, § 2, eff. November 1, 2022).**

A. Rape is an act of sexual intercourse involving vaginal or anal penetration accomplished with a male or female who is not the spouse of the perpetrator and who may be of the same or the opposite sex as the perpetrator under any of the following circumstances:

1. Where the victim is under sixteen (16) years of age;

2. Where the victim is incapable through mental illness or any other unsoundness of mind, whether temporary or permanent, of giving legal consent;
3. Where force or violence is used or threatened, accompanied by apparent power of execution to the victim or to another person;
4. Where the victim is intoxicated by a narcotic or anesthetic agent, administered by or with the privity of the accused as a means of forcing the victim to submit;
5. Where the victim is at the time unconscious of the nature of the act and this fact is known to the accused;
6. Where the victim submits to sexual intercourse under the belief that the person committing the act is a spouse, and this belief is induced by artifice, pretense, or concealment practiced by the accused or by the accused in collusion with the spouse with intent to induce that belief. In all cases of collusion between the accused and the spouse to accomplish such act, both the spouse and the accused, upon conviction, shall be deemed guilty of rape;
7. Where the victim is under the legal custody or supervision of a state agency, a federal agency, a county, a municipality or a political subdivision and engages in sexual intercourse with a state, federal, county, municipal or political subdivision employee or an employee of a contractor of the state, the federal government, a county, a municipality or a political subdivision that exercises authority over the victim, or the subcontractor or employee of a subcontractor of the contractor of the state or federal government, a county, a municipality or a political subdivision that exercises authority over the victim;
8. Where the victim is at least sixteen (16) years of age and is less than twenty (20) years of age and is a student, or under the legal custody or supervision of any public or private elementary or secondary school, junior high or high school, or public vocational school, and engages in sexual intercourse with a person who is eighteen (18) years of age or older and is an employee of a school system;
9. Where the victim is nineteen (19) years of age or younger and is in the legal custody of a state agency, federal agency or tribal court and engages in sexual intercourse with a foster parent or foster parent applicant; or
10. Where the victim is a student at a secondary school, is concurrently enrolled at an institution of higher education, and engages in acts pursuant to this subsection with a perpetrator who is an employee of the institution of higher education of which the victim is enrolled.

B. "Employee of an institution of higher education", for purposes of this section, means faculty, adjunct faculty, instructors, volunteers, or an employee of a business contracting with an institution of higher education who may exercise, at any time, institutional authority over the victim. Employee of an institution of higher education shall not include an enrolled student who is not more than three (3) years of age or older than the concurrently enrolled student and who is employed or volunteering, in any capacity, for the institution of higher education.

C. Rape is an act of sexual intercourse accomplished with a male or female who is the spouse of the perpetrator if force or violence is used or threatened, accompanied by apparent power of execution to the victim or to another person.

**RAPE BY INSTRUMENTATION 21 O.S. § 1111.1 (effective November 1, 2015)**

A. Rape by instrumentation is an act within or without the bonds of matrimony in which any inanimate object or any part of the human body, not amounting to sexual intercourse is used in the carnal knowledge of another person without his or her consent and penetration of the anus or vagina occurs to that person.

B. Provided, further, that at least one of the circumstances specified in Section 1111 of this title has been met; further, where the victim is at least sixteen (16) years of age and is less than twenty (20) years of age and is a student, or under the legal custody or supervision of any public or private elementary or secondary school, junior high or high school, or public vocational school, and engages in conduct prohibited by this section of law with a person who is eighteen (18) years of age or older and is an employee of the same school system, or where the victim is under the legal custody or supervision of a state or federal agency, county, municipal or a political subdivision and engages in conduct prohibited by this section of law with a federal, state, county, municipal or political subdivision employee or an employee of a contractor of the state, the federal government, a county, a municipality or a political subdivision that exercises authority over the victim, consent shall not be an element of the crime.

C. Provided, further, that at least one of the circumstances specified in Section 1111 of this title has been met; further, where the victim is nineteen (19) years of age or younger and in the legal custody of a state agency, federal agency or tribal court and engages in conduct prohibited by this section of law with a foster parent or foster parent applicant.

**RAPE BY INSTRUMENTATION 21 O.S. § 1111.1 (OSCN 2022), 21 O.S. § 1111.1 (effective November 1, 2022)**

A. Rape by instrumentation is an act within or without the bonds of matrimony in which any inanimate object or any part of the human body, not amounting to sexual intercourse is used in the carnal knowledge of another person without his or her consent and penetration of the anus or vagina occurs to that person.

B. Provided, further, that at least one of the circumstances specified in Section 1111 of this title has been met; further, where the victim is:

1. At least sixteen (16) years of age and is less than twenty (20) years of age and is a student, or under the legal custody or supervision of any public or private elementary or secondary school, junior high or high school, or public vocational school, and engages in conduct prohibited by this section of law with a person who is eighteen (18) years of age or older and is an employee of a school system;
2. Under the legal custody or supervision of a state or federal agency, county, municipal or a political subdivision and engages in conduct prohibited by this section of law with a federal, state, county, municipal or political subdivision employee or an employee of a contractor of the state, the federal

government, a county, a municipality or a political subdivision that exercises authority over the victim, consent shall not be an element of the crime;

3. Nineteen (19) years of age or younger and in the legal custody of a state agency, federal agency or tribal court and engages in conduct prohibited by this section of law with a foster parent or foster parent applicant; or

4. A student at a secondary school, is concurrently enrolled at an institution of higher education, and engages in acts pursuant to this section with a perpetrator who is an employee of the institution of higher education of which the student is enrolled.

C. "Employee of an institution of higher education", for purposes of this section, means faculty, adjunct faculty, instructors, volunteers, or an employee of a business contracting with an institution of higher education who may exercise, at any time, institutional authority over the victim. Employee of an institution of higher education shall not include an enrolled student who is not more than three (3) years of age or older than the concurrently enrolled student and who is employed or volunteering, in any capacity, for the institution of higher education.

D. Except for persons sentenced to life or life without parole, any person sentenced to imprisonment for two (2) years or more for a violation of this section shall be required to serve a term of post-imprisonment supervision pursuant to subparagraph f of paragraph 1 of subsection A of Section 991a of Title 22 of the Oklahoma Statutes under conditions determined by the Department of Corrections. The jury shall be advised that the mandatory post-imprisonment supervision shall be in addition to the actual imprisonment.

#### **RAPE IN THE FIRST DEGREE – SECOND DEGREE 21 O.S.§1114 (effective November 1, 2017)**

A. Rape or rape by instrumentation in the first degree shall include:

1. Rape committed by a person over eighteen (18) years of age upon a person under fourteen (14) years of age;
2. Rape committed upon a person incapable through mental illness or any unsoundness of mind of giving legal consent regardless of the age of the person committing the crime;
3. Rape accomplished where the victim is intoxicated by a narcotic or anesthetic agent, administered by or with the privity of the accused as a means of forcing the victim to submit;
4. Rape accomplished where the victim is at the time unconscious of the nature of the act and this fact is known to the accused;
5. Rape accomplished with any person by means of force, violence, or threats of force or violence accompanied by apparent power of execution regardless of the age of the person committing the crime; or
6. Rape by instrumentation regardless of the age of the victim or the age of the person committing the crime.

B. In all other cases, rape is rape in the second degree.

**FORCIBLE SODOMY 21 O.S. §888(B) (effective November 1, 2018)**

B. The crime of forcible sodomy shall include:

1. Sodomy committed by a person over eighteen (18) years of age upon a person under sixteen (16) years of age;
2. Sodomy committed upon a person incapable through mental illness or any unsoundness of mind of giving legal consent regardless of the age of the person committing the crime;
3. Sodomy accomplished with any person by means of force, violence, or threats of force or violence accompanied by apparent power of execution regardless of the age of the victim or the person committing the crime;
4. Sodomy committed by a state, county, municipal or political subdivision employee or a contractor or an employee of a contractor of the state, a county, a municipality or political subdivision of this state upon a person who is under the legal custody, supervision or authority of a state agency, a county, a municipality or a political subdivision of this state, or the subcontractor or employee of a subcontractor of the contractor of the state or federal government, a county, a municipality or a political subdivision of this state;
5. Sodomy committed upon a person who is at least sixteen (16) years of age but less than twenty (20) years of age and is a student of any public or private secondary school, junior high or high school, or public vocational school, with a person who is eighteen (18) years of age or older and is employed by the same school system;
6. Sodomy committed upon a person who is at the time unconscious of the nature of the act, and this fact should be known to the accused;
7. Sodomy committed upon a person where the person is intoxicated by a narcotic or anesthetic agent administered by or with the privity of the accused as a means of forcing the person to submit; or
8. Sodomy committed upon a person who is at least sixteen (16) years of age but less than eighteen (18) years of age by a person responsible for the child's health, safety or welfare. "Person responsible for a child's health, safety or welfare" shall include, but not be limited to: a. a parent, b. a legal guardian, c. custodian, d. a foster parent, e. a person eighteen (18) years of age or older with whom the child's parent cohabitates, f. any other adult residing in the home of the child, g. an agent or employee of a public or private residential home, institution, facility or day treatment program as defined in Section 175.20 of Title 10 of the Oklahoma Statutes, or h. an owner, operator or employee of a child care facility, as defined by Section 402 of Title 10 of the Oklahoma Statutes.

**FORCIBLE SODOMY 21 O.S. § 888(B) (effective November 1, 2021)**

B. The crime of forcible sodomy shall include:

1. Sodomy committed by a person over eighteen (18) years of age upon a person under sixteen (16) years of age;
2. Sodomy committed upon a person incapable through mental illness or any unsoundness of mind of giving legal consent regardless of the age of the person committing the crime;
3. Sodomy accomplished with any person by means of force, violence, or threats of force or violence accompanied by apparent power of execution regardless of the age of the victim or the person committing the crime;
4. Sodomy committed by a state, county, municipal or political subdivision employee or a contractor or an employee of a contractor of the state, a county, a municipality or political subdivision of this state upon a person who is under the legal custody, supervision or authority of a state agency, a county, a municipality or a political subdivision of this state, or the subcontractor or employee of a subcontractor of the contractor of the state or federal government, a county, a municipality or a political subdivision of this state;
5. Sodomy committed upon a person who is at least sixteen (16) years of age but less than twenty (20) years of age and is a student of any public or private secondary school, junior high or high school, or public vocational school, with a person who is eighteen (18) years of age or older and is employed by the same school system;
6. Sodomy committed upon a person who is at the time unconscious of the nature of the act, and this fact should be known to the accused; or
7. Sodomy committed upon a person where the person is intoxicated by a narcotic or anesthetic agent administered by or with the privity of the accused as a means of forcing the person to submit. Citations: 21 O.S. § 888(B) (OSCN 2022)

**FORCIBLE SODOMY** 21 O.S. § 888(B) (effective November 1, 2022).

**B. The crime of forcible sodomy shall include:**

1. Sodomy committed by a person over eighteen (18) years of age upon a person under sixteen (16) years of age;
2. Sodomy committed upon a person incapable through mental illness or any unsoundness of mind of giving legal consent regardless of the age of the person committing the crime;
3. Sodomy accomplished with any person by means of force, violence, or threats of force or violence accompanied by apparent power of execution regardless of the age of the victim or the person committing the crime;
4. Sodomy committed by a state, county, municipal or political subdivision employee or a contractor or an employee of a contractor of the state, a county, a municipality or political subdivision of this state upon a person who is under the legal custody, supervision or authority of a state agency, a county, a municipality or a political subdivision of this state, or the subcontractor or employee of a subcontractor



of the contractor of the state or federal government, a county, a municipality or a political subdivision of this state;

5. Sodomy committed upon a person who is at least sixteen (16) years of age but less than twenty (20) years of age and is a student of any public or private secondary school, junior high or high school, or public vocational school, with a person who is eighteen (18) years of age or older and is employed by the same school system;

6. Sodomy committed upon a person who is at the time unconscious of the nature of the act, and this fact should be known to the accused; or

7. Sodomy committed upon a person where the person is intoxicated by a narcotic or anesthetic agent administered by or with the privity of the accused as a means of forcing the person to submit.

## **DATING VIOLENCE**

Dating violence is not defined under Oklahoma law; however, the law does provide that any act of physical harm, or the threat of imminent physical harm against a person with whom a perpetrator was or is in a dating relationship is considered domestic violence, which is defined below. The law defines dating relationship as: a courtship or engagement relationship. For purposes of this act, a casual acquaintance or ordinary fraternization between persons in a business or social context shall not constitute a dating relationship.

## **DOMESTIC VIOLENCE 21 O.S. §644(C) (effective November 1, 2019)**

Any person who commits any assault and battery against a current or former intimate partner or family or household member as defined by Section 60.1 of Title 22 of the Oklahoma Statutes shall be guilty of domestic abuse.

## **STALKING 21 OS § 1173 (A) & (F) (2020)**

Any person who willfully, maliciously, and repeatedly follows or harasses another person in a manner that:

1. Would cause a reasonable person or a member of the immediate family of that person as defined in subsection F of this section to feel frightened, intimidated, threatened, harassed, or molested; and

2. Actually causes the person being followed or harassed to feel terrorized, frightened, intimidated, threatened, harassed, or molested. For purposes of determining the crime of stalking, the following definitions shall apply:

1. “Harasses” means a pattern or course of conduct directed toward another individual that includes, but is not limited to, repeated or continuing unconsented contact, that would cause a reasonable person to suffer emotional distress, and that actually causes emotional distress to the victim. Harassment shall include harassing or obscene phone calls as prohibited by Section 1172 of this title and conduct prohibited by Section 850 of this title. Harassment does not include constitutionally protected activity or conduct that serves a legitimate purpose;

2. “Course of conduct” means a pattern of conduct composed of a series of two or more separate acts 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”;
3. “Emotional distress” means significant mental suffering or distress that may, but does not necessarily require, medical or other professional treatment or counseling;
4. “Unconsented contact” means any contact with another individual that is initiated or continued without the consent of the individual, or in disregard of that individual’s expressed desire that the contact be avoided or discontinued. Constitutionally protected activity is not included within the meaning of unconsented contact. Unconsented contact includes but is not limited to any of the following:
  - a. following or appearing within the sight of that individual,
  - b. approaching or confronting that individual in a public place or on private property,
  - c. appearing at the workplace or residence of that individual,
  - d. entering onto or remaining on property owned, leased, or occupied by that individual,
  - e. contacting that individual by telephone,
  - f. sending mail or electronic communications to that individual, and g. placing an object on, or delivering an object to, property owned, leased, or occupied by that individual.
5. “Member of the immediate family,” for the purposes of this section, means any spouse, parent, child, person related within the third degree of consanguinity or affinity or any other person who regularly resides in the household or who regularly resided in the household within the prior six (6) months; and
6. “Following” shall include the tracking of the movement or location of an individual through the use of a Global Positioning System (GPS) device or other monitoring device by a person, or person who acts on behalf of another, without the consent of the individual whose movement or location is being tracked; provided, this shall not apply to the lawful use of a GPS device or other monitoring device or to the use by a new or used motor vehicle dealer or other motor vehicle creditor of a GPS device or other monitoring device, including a device containing technology used to remotely disable the ignition of a motor vehicle, in connection with lawful action after default of the terms of a motor vehicle credit sale, loan or lease, and with the express written consent of the owner or lessee of the motor vehicle.

**STALKING** 21 O.S. § 1173(A) & (F) (OSCN 2022), 21 O.S. § 1173(A) & (F) (effective November 1, 2022).

- A. Any person who willfully, maliciously, and repeatedly follows or harasses another person in a manner that:
1. Would cause a reasonable person or a member of the immediate family of that person as defined in subsection F of this section to feel frightened, intimidated, threatened, harassed, or molested; and
  2. Actually causes the person being followed or harassed to feel terrorized, frightened, intimidated, threatened, harassed, or molested.

F. For purposes of determining the crime of stalking, the following definitions shall apply:

1. “Harasses” means a pattern or course of conduct directed toward another individual that includes, but is not limited to, repeated or continuing unconsented contact, that would cause a reasonable person to suffer emotional distress, and that actually causes emotional distress to the victim. Harassment shall include harassing or obscene phone calls as prohibited by Section 1172 of this title and conduct prohibited by Section 850 of this title. Harassment does not include constitutionally protected activity or conduct that serves a legitimate purpose;

2. “Course of conduct” means a series of two or more separate acts over a period of time, however short or long, evidencing a continuity of purpose, including any of the following:

- a. maintaining a visual or physical proximity to the victim,
- b. approaching or confronting the victim in a public place or on private property,
- c. appearing at the workplace of the victim or contacting the employer or coworkers of the victim,
- d. appearing at the home of the victim or contacting the neighbors of the victim,
- e. entering onto or remaining on property owned, leased, or occupied by the victim,
- f. contacting the victim by telephone, text message, electronic message, electronic mail, or other means of electronic communication or causing the telephone or electronic device of the victim or the telephone or electronic device of any other person to ring or generate notifications repeatedly or continuously, regardless of whether a conversation ensues,
- g. photographing, videotaping, audiotaping, or, through any other electronic means, monitoring or recording the activities of the victim. This subparagraph applies regardless of where the act occurs,
- h. sending to the victim any physical or electronic material or contacting the victim by any means, including any message, comment, or other content posted on any Internet site or web application,
- i. sending to a family member or member of the household of the victim, or any current or former employer of the victim, or any current or former coworker of the victim, or any friend of the victim, any physical or electronic material or contacting such person by any means, including any message, comment, or other content posted on any Internet site or web application, for the purpose of obtaining information about, disseminating information about, or communicating with the victim,
- j. placing an object on or delivering an object to property owned, leased, or occupied by the victim,

k. delivering an object to a family member or member of the household of the victim, or an employer, coworker, or friend of the victim, or placing an object on, or delivering an object to, property owned, leased, or occupied by such a person with the intent that the object be delivered to the victim, or

l. causing a person to engage in any of the acts described in subparagraphs a through k of this paragraph. Constitutionally protected activity is not included within the meaning of “course of conduct”;

3. “Emotional distress” means significant mental suffering or distress that may, but does not necessarily require, medical or other professional treatment or counseling;

4. “Unconsented contact” means any contact with another individual that is initiated or continued without the consent of the individual, or in disregard of that individual’s expressed desire that the contact be avoided or discontinued. Constitutionally protected activity is not included within the meaning of unconsented contact. Unconsented contact includes but is not limited to any of the following:

a. following or appearing within the sight of that individual,

b. approaching or confronting that individual in a public place or on private property,

c. appearing at the workplace or residence of that individual,

d. entering onto or remaining on property owned, leased, or occupied by that individual,

e. contacting that individual by telephone,

f. sending mail or electronic communications to that individual, and

g. placing an object on, or delivering an object to, property owned, leased, or occupied by that individual;

5. “Member of the immediate family”, for the purposes of this section, means any spouse, parent, child, person related within the third degree of consanguinity or affinity or any other person who regularly resides in the household or who regularly resided in the household within the prior six (6) months; and

6. “Following” shall include the tracking of the movement or location of an individual through the use of a Global Positioning System (GPS) device or other monitoring device by a person, or person who acts on behalf of another, without the consent of the individual whose movement or location is being tracked; provided, this shall not apply to the lawful use of a GPS device or other monitoring device or to the use by a new or used motor vehicle dealer or other motor vehicle creditor of a GPS device or other monitoring device, including a device containing technology used to remotely disable the ignition of a motor vehicle, in connection with lawful action after default of the terms of a motor vehicle credit sale, loan or lease, and with the express written consent of the owner or lessee of the motor vehicle.