THE UNIVERSITY OF TEXAS AT EL PASO

ANNUAL SECURITY & FIRE SAFETY REPORT

October 1, 2026

TABLE OF CONTENTS

INTRODUCTION 2

UTEP MAIN CAMPUS 3

SEPARATE CAMPUSES 3-4

NON-CAMPUS BUILDINGS AND PROPERTIES 4

THE ANNUAL SECURITY AND FIRE SAFETY REPORT 5

PREPARATION OF THE ANNUAL SECURITY & FIRE SAFETY REPORT 6

CRIME CATEGORIES AND OFFENSES 6-11

CRIME STATISTICS 12-17

CRIME AND INCIDENT LOG 17

UNIVERSITY POLICE AUTHORITY AND JURISDICTION 17-19

TIMELY WARNING AND REPORTING 19-26

TITLE IX REGULATIONS 26

SEXUAL MISCONDUCT POLICY 26-40

DEFINITIONS 40-44

ASSISTANCE FOR VICTIMS 44-45

CONSENSUAL RELATIONSHIP POLICY 46

CAMPUS SECURITY AUTHORITY (CSA) 47-50

CAMPUS CLERY AND SAVE ACT COMPLIANCE TEAM 49

EDUCATION AND PREVENTION PROGRAMS 49-53

CRIME PREVENTION 53-55

DISCLOSURE TO ALLEGED VICTIMS OF CRIMES OF VIOLENCE 56-57

UNIVERSITY DISCIPLINARY ACTION 57-58

ALCOHOL POSSESSION AND CONSUMPTION 58-59

DRUG AND ALCOHOL AWARENESS PROGRAMS 59-61

SEX OFFENDER REGISTRATION 61-62

MISSING STUDENT 62-63

EMERGENCY MANAGEMENT 63-67

FIRE LOG 68

ANNUAL FIRE REPORT 68-69

STUDENT HOUSING EVACUATION PROCEDURES 68-70

STUDENT RESIDENTIAL FIRE STATISTICS 71-72

FIRE SAFETY AND EDUCATION 73-74

EH&S INFORMATION & RESOURCES 74

SECURITY AND CAMPUS ACCESS 75-76

MAINTENANCE 76

RESOURCES 77

INSTITUTIONAL POLICIES 78

INTRODUCTION

The University of Texas at El Paso (UTEP) and the UTEP Police Department place a high priority on campus safety for its students, faculty, staff, and visitors. The UTEP Police Department is composed of dedicated professionals who work in partnership with the campus community to promote safety, prevent crime, and enhance the quality of life at the University.

This report provides information regarding the safety and security programs, services, and resources available at The University of Texas at El Paso. In accordance with the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (Clery Act), the report also includes crime statistics for incidents that occurred within UTEP Clery geography during the reporting period.

UTEP MAIN CAMPUS

The University of Texas at El Paso is a four-year institution of higher education and a component institution of the University of Texas System. The University offers a comprehensive range of academic programs, including 75 bachelor's, 68 master's, 22 doctoral and professional degree programs. As of fall 2025, UTEP enrolled 26,297 undergraduate, graduate, and doctoral students.

The UTEP Main Campus is located at 500 W. University Ave., El Paso, Texas 79968. The campus encompasses approximately 421 acres and includes 83 buildings and facilities. For purposes of University operations and administration, the Main Campus also includes University Towers located at 1900 N. Oregon Street and the Rehabilitation Science Complex at 3333 N. Mesa, El Paso, Texas 79902.

SEPARATE CAMPUS

The Campbell Building Campus offers a range of nationally accredited professional education programs in the health, rehabilitation, and human services fields. Programs housed at this location include the Center for Advocacy, Resources and Education (CARE), Speech-Language Pathology, the School of Pharmacy, Upward Bound, and the High School Equivalency Program.

The Campbell Building campus is located at 1101 N. Campbell St., El Paso, Texas 79902, approximately 1.3 miles from the main UTEP campus.

UTEP Police Department provides law enforcement and public safety services to the Campbell Building Campus through both commissioned and non-Commissioned personnel. Services include routine patrols, building security checks, safety escort service, and emergency response.

Access to the facility after normal operating hours is restricted to authorized personnel and requires use of an official UTEP Miner Gold Card. The facility is protected by an intrusion alarm system that is activated when the building is closed. The UTEP Police Department responds to all intrusion and fire alarm activations at the facility.

The Graduate Business Center (GBC) Campus serves as a hub for graduate business education and research. The facility is located at One San Jacinto Plaza, 201 E. Main Drive, El Paso, Texas 79901, in the heart of El Paso's business district, approximately 2.2 miles from the main UTEP campus.

Access to the GBC is controlled through a card-swipe security system. Entry to the first floor and fifth floor is restricted to authorized personnel with approved access credentials. Access outside of normal operating hours is limited to authorized personnel and approved users in accordance with University access control procedures.

The facility's hours of operation are:

- Monday through Thursday: 8:00 am to 9:30 pm
- Friday and Saturday: 8:00 am to 5:00 pm

NON-CAMPUS BUILDINGS AND PROPERTIES

The UTEP Police Department does not provide primary law enforcement services for non-campus buildings or properties. Emergency calls to 911 and criminal incident response at these locations are handled by the jurisdictionally responsible local law enforcement agency, which also maintains the official crime reports for such incidents.

To support institutional reporting requirements, the UTEP Police Department annually submits formal requests to the appropriate local law enforcement agencies to obtain reportable crime statistics for non-campus buildings and properties owned, controlled, or recognized by the University.

BUILDING / PROPERTY	SPACE	ADDRESS
UTEP Research Center	Propulsion and Large-Scale Testing 18 Acres	1621 N. Fabens, Fabens, Texas, 79838
3D Engineering and Manufacturing Technologies Center	410 S. Cotton, El Paso, Texas, 79901	
Indio Mountains Research Station (IMRS)	Approximately 41,200 acres	Southeastern Hudspeth County, about 42 kilometers southwest of Van Horn, Texas
Tornillo Unmanned Aerial Flight Test Range	Bravo Site Flight Test Range (600 acres)	2000 M F Aguilera Highway, Tornillo, Texas 79853
NASA Johnson Space Center	NASA Johnson Space Center Campus	2101 E. NASA Parkway, Houston, Texas 77058
Spacecraft Design and Engineering Facility	215. Francis St., El Paso, Texas 79905	
National Center for Defense Manufacturing and Machining/Advanced Manufacturing Innovation and Integration Center	1500 SF, Suite 108	5201 Technology Drive, Huntsville, Alabama 35806
Youngstown Edison Incubator Corporation	Space 5, Taft Technology Center	255 W. Federal St., Youngstown, Ohio 44503

THE ANNUAL SECURITY AND FIRE SAFETY REPORT

The Annual Security and Fire Safety Report provides statistical information, policies, and procedures related to safety and security at UT El Paso. Effective January 25, 2024, the U.S. Department of Education increased the maximum civil monetary penalty under the Clery Act to **$71,545** per violation. The Jeanne Clery Act requires colleges and universities to:

- Publish the annual Security and Fire Safety Report by October 1. The Annual Security Report contains statistical data for calendar years **2025**, **2024**, and **2023**.
- Disclose crime statistics for the campus, unobstructed public areas immediately adjacent to or running through the campus, and certain non-campus facilities. The statistics are gathered from University Police, local law enforcement, and other university/college officials who are Campus Security Authorities (CSA). Such authorities are persons who have "significant responsibility for students and campus activities".
- Provide "Timely Warning" notices of those crimes that have occurred and pose an "ongoing threat to the students and employees".
- Disclose, in a public crime log, any crime that took place on campus, or within the patrol jurisdiction of the campus police or the campus security department and is reported to the campus police or security department.
- If a report is determined to be "unfounded" (false or baseless - meaning that the offense neither occurred nor was attempted), the investigating agency can decide if a report is "unfounded".
- The number of unfounded cases will be documented in the Annual Security Report. For additional information, please visit **http://clerycenter.org/**

PREPARATION OF THE ANNUAL SECURITY REPORT

A. The UTEP Police Department collaborates annually with the Office of Community Standards, Title IX Coordinators, and Environmental Health & Safety to obtain crime statistics concerning incidents that have occurred within the University of Texas at El Paso and that are reportable under the Jeanne Clery Disclosure of Campus Security and Campus Crime Statistics Act (Clery Act).

B. CRIME CATEGORIES AND OFFENSES

The crime statistics contained in this Annual Security Report (ASR) summarize crimes reported at The University of Texas at El Paso. In accordance with the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act, this report includes crime statistics for the three most recent calendar years: **2025, 2024, 2023.**

Due to different definitions, Clery Crime Statistics will not always match the National Incident-Based Reporting System (NIBRS) statistics. For questions regarding the crime statistics presented in this report may be directed to Marketing and Communications at 915-747-6437.

The following crime categories and offenses are included in the Annual Security Report:

I. Criminal Homicide: These offenses are separated into two categories: murder and non-negligent manslaughter, and manslaughter by negligence.

- Murder/Non-negligent manslaughter is defined as the willful (non-negligent) killing of one human being by another.
- Negligence Manslaughter is defined as the killing of another person through gross negligence.

Sexual Assault (Sex Offenses): Any sexual act directed against another person, without consent of the victim, including instances where the victim is incapable of giving consent.

- **Rape** is the penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim. This offense includes the rape of both males and females. Regardless of the age of the victim, if the victim did not consent or if the victim was incapable of giving consent.

- **Fondling** is the touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is unable to give consent because of his/her age or because of his/her temporary or permanent mental or physical incapacity.
- **Incest** is non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
- **Statutory rape** is non-forcible sexual intercourse with a person who is under the statutory age of consent.
- **Aggravated Assault:** An unlawful attack by one person upon another wherein the offender uses a dangerous weapon or displays it in a threatening manner or the victim suffers obvious severe or aggravated bodily injury, or where there was a risk for serious injury/intent to seriously injure.

Robbery: The taking of anything of value from the control, custody, or care of another person by force or threat of force and/or by putting the victim in fear of immediate harm.

Burglary: The unlawful entry into a building or some other structure to commit a felony or a theft.

Motor Vehicle Theft: The theft of a motor vehicle.

Arson: To unlawfully and intentionally damage or attempt to damage any real or personal property of another person or entity by fire or incendiary device.

II. Hate Crimes: A Hate Crime is a criminal offense that manifests evidence that the victim was intentionally selected because of the perpetrator's bias against the victim. ***Although there are many possible categories of bias, only the following eight categories are reported under the Clery Act.***

- **Race:** A preformed negative attitude toward a group of persons who possess common physical characteristics; e.g., color of skin, eyes, and/or hair; facial features, etc., genetically transmitted by descent and heredity that distinguish them as a distinct division of humankind; e.g., Asians, Blacks, or African Americans, Whites.

- **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, e.g., Catholic, Jew, Protestants, atheists.
- **Sexual Orientation**: A preformed negative opinion or attitude toward a group of persons based on their actual or perceived sexual orientation. Sexual orientation is the term for a person's physical, romantic, and/or emotional attraction to members of the same and/or opposite sex, including lesbian, gay, bisexual, and heterosexual (straight) individuals.
- **Gender:** A preformed negative opinion or attitude toward a person or group of persons based on their actual or perceived gender, e.g., male or female.
- **Gender Identity:** A preformed negative opinion or attitude toward a person or group of persons based on their actual or perceived gender identity, e.g., bias against transgender or gender non-conforming individuals. Gender non-conforming describes a person who does not conform to society's gender-based expectations, e.g., a woman dressed in traditionally male clothing or a man wearing makeup. A gender-non-conforming person may or may not be a lesbian, gay, bisexual, or transgender person, but may be perceived as such.
- **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. The concept of ethnicity differs from the closely related term "race" in that "race" refers to a grouping based mostly on biological criteria, while "ethnicity" also encompasses additional cultural factors.
- **National Origin:** A preformed negative opinion or attitude toward a group of people based on their actual or perceived birth country. This bias may be against people who have a name or accent associated with a national origin group, participate in certain customs associated with a national origin group, or are married to, or associated with people of a certain national origin.

- **Disability:** A preformed negative opinion or attitude toward a group of people based on their physical or mental impairments, whether such disability is temporary or permanent, congenital, or acquired by heredity, accident, injury, advanced age, or illness.

III. VIOLENCE AGAINST WOMEN REAUTHORIZATION ACT (VAWA) OF 2013

The Violence Against Women Reauthorization Act of 2013 (VAWA), which amended the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (Clery Act), provides additional rights, protections, and resources for survivors of sexual assault, domestic violence, dating violence, and stalking.

In accordance with VAWA and the Clery Act, The University of Texas at El Paso is committed to promoting a safe campus environment, supporting individuals affected by these offenses, and responding promptly, fairly, and impartially to reports of sexual assault, domestic violence, dating violence, and stalking.

VAWA Definitions

Domestic Violence: Is defined as a felony or misdemeanor crime of violence committed:

- By a current or former spouse or intimate partner of the victim.
- By a person with whom the victim shares a child in common.
- By a person who is cohabitating with, or has cohabitated with, the victim as a spouse or intimate partner.
- By a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.
- By any other person against an adult or youth victim who is protected from that person's acts under domestic or family violence laws of the jurisdiction in which the crime of violence occurred.

Dating Violence: Is defined as 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:

  I. The length of the relationship;

  II. The type of relationship; and

  III. The frequency of interaction between the persons involved in the relationship.

For the purpose 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 the course of conduct directed at a specific person that would cause a reasonable person to:

- Fear for the person's safety or the safety of others; or
- Suffer substantial emotional distress.

IV. Arrest and Referrals for Disciplinary Action

Violation of Weapons:

- **Weapons:** Carrying, possessing, etc., is defined as 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. This classification encompasses weapons offenses that are regulated in nature.
- **Referred for disciplinary action:** is defined as the referral of any person to any official who initiates a disciplinary action of which a record is established, and which may result in the imposition of a sanction.

- **Unfounded Crimes:** A crime is considered unfounded for Clery Act purposes only if sworn or commissioned law enforcement personnel make a formal determination that the report is false or baseless.
- **Drug Abuse Violations:** The violation of laws that prohibit the production, distribution and/or use of certain controlled substances, or the equipment or devices utilized in the preparation and/or use. The unlawful cultivation, manufacture, distribution, sale, purchase, use, possession, transportation, or importation of any controlled drug or narcotic substance. Arrest violations of state and local laws, specifically those relating to the unlawful possession, sale, use, growing, manufacturing, and making of narcotic drugs.

V. Liquor Law Violations:

Liquor Law Violations are violations of state or local laws or ordinances that prohibit the manufacture, sale, purchase, transportation, possession, or use of alcoholic beverages. These violations do not include offenses related to driving under the influence (DUI/DWI) or public intoxication/drunkenness.

Arrest for Clery Act purposes is defined as persons processed by arrest, citation, or summons. Classified as arrest:

- Those persons arrested and released without a formal charge being placed against them. An arrest has occurred when a law enforcement officer detains an adult with the intention of seeking charges against the individual for a specific offense(s) and a record is made of the detention.
- Juveniles taken into custody or arrested but merely warned and released without being charged. A juvenile should be counted as “arrested” when the circumstances are such that if the individual were an adult, an arrest would have been counted.

CRIME STATISTICS

Main Campus – 500 West University Avenue, El Paso, TX					
Criminal Offenses	Year	On-Campus Total Including Student Housing	On-Campus Student Housing	Non-Campus Building and Property	Adjacent Public Property
Criminal Homicide					
Murder and Non-Negligent manslaughter	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Manslaughter by Negligence	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Sexual Assaults (Sex Offenses)					
Rape	2025	**1**	**0**	0	0
	2024	**2**	**2**	0	0
	2023	**1**	**1**	0	0
Fondling	2025	**4**	**1**	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Incest	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Statutory Rape	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Robbery	2025	**1**	0	0	0
	2024	**1**	0	0	0
	2023	0	0	0	**1**
Aggravated Assault	2025	0	0	0	**1**
	2024	**1**	0	0	0
	2023	**1**	0	0	**0**
Burglary	2025	**6**	**1**	0	0
	2024	**4**	**1**	0	0
	2023	**10**	0	0	0
Motor Vehicle Theft	2025	**3**	0	0	0
	2024	**8**	0	***1**	0
	2023	**5**	0	**1**	0
Arson	2025	0	0	0	0
	2024	0	0	0	0

	2023	0	0	0	0
VAWA Offenses					
Domestic Violence	2025	**1**	0	0	0
	2024	**1**	0	0	0
	2023	0	0	0	0
Dating Violence	2025	**4**	**4**	0	0
	2024	**2**	**2**	0	0
	2023	**7**	**4**	0	0
Stalking	2025	**8**	**2**	0	0
	2024	**9**	0	0	0
	2023	**12**	0	0	0
Arrests					
Weapons: Carrying, Possessing, etc.	2025	0	0	0	0
	2024	0	0	0	0
	2023	**1**	0	0	0
Drug Abuse Violations	2025	**10**	**4**	0	0
	2024	**4**	**2**	0	0
	2023	**15**	**6**	0	**1**
Liquor Law Violations	2025	0	0	0	0
	2024	0	0	0	0
	2023	**6**	**1**	0	0
Disciplinary Referrals					
Weapons: Carrying, Possessing, etc.	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Drug Abuse Violations	2025	0	0	0	0
	2024	0	0	0	0
	2023	**2**	**2**	0	0
Liquor Law Violations	2025	0	0	0	0
	2024	**1**	**1**	0	0
	2023	**6**	**6**	0	0
Hazing	No Hazing Incidents reported for 2025, 2024, 2023				
Hate Crimes	No Hate Crimes reported for 2025, 2024, 2023				
Unfounded Reports					
	2025	(0) Unfounded Crimes			
	2024	(2) Unfounded Crimes			
	2023	(7) Unfounded Crimes			

Separate Campus – Campbell Building - 1101 North Campbell, El Paso, TX					
Criminal Offenses	Year	On-Campus Total Including Student Housing	On-Campus Student Housing	Non-Campus Building and Property	Adjacent Public Property
Criminal Homicide					
Murder and Non-Negligent manslaughter	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Manslaughter by Negligence	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Sexual Assaults (Sex Offenses)					
Rape	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Fondling	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Incest	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Statutory Rape	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Robbery	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Aggravated Assault	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Burglary	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Motor Vehicle Theft	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Arson	2025	0	0	0	0
	2024	0	0	0	0
	2023	**1**	0	0	0

VAWA Offenses					
Domestic Violence	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Dating Violence	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Stalking	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Arrests					
Weapons: Carrying, Possessing, etc.	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Drug Abuse Violations	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Liquor Law Violations	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Disciplinary Referrals					
Weapons: Carrying, Possessing, etc.	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Drug Abuse Violations	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Liquor Law Violations	2025	0	0	0	0
	2024	0	0	0	0
	2023	0	0	0	0
Hazing	No Hazing Incidents reported for 2025, 2024, 2023				
Hate Crimes	No Hate Crimes reported for 2025, 2024, 2023				
Unfounded Reports	No unfounded reports for 2025, 2024, 2023				
Separate Campus – Graduate Business Center – 201 E. Main Drive, El Paso, TX 79901					
Criminal Offenses	No Criminal Offenses reported for 2025, 2024, 2023				
Hazing	No Hazing Incidents reported for 2025, 2024, 2023				
Hate Crimes	No Hate Crimes reported for 2025, 2024, 2023				
Unfounded Reports	No unfounded reports for 2025, 2024, 2023				

Non-Campus Building and Properties– UTEP Research Center – 1621 N. Fabens, Fabens, TX 79938	
Criminal Offenses	No Criminal Offenses reported for 2025, 2024, 2023
Hazing	No Hazing Incidents reported for 2025, 2024, 2023
Hate Crimes	No Hate Crimes reported for 2025, 2024, 2023
Unfounded Reports	No unfounded reports for 2025, 2024, 2023

Non-Campus Building – 3D Engineering and Manufacturing Technologies Center – 410 S. Cotton, El Paso, TX 79901	
Criminal Offenses	No Criminal Offenses reported for 2025, 2024, 2023
Hazing	No Hazing Incidents reported for 2025, 2024, 2023
Hate Crimes	No Hate Crimes reported for 2025, 2024, 2023
Unfounded Reports	No unfounded reports for 2025, 2024, 2023

Non-Campus Building and Properties– Indio Research Center – Sierra Blanca, TX 79855	
Criminal Offenses	No Criminal Offenses reported for 2025, 2024, 2023
Hazing	No Hazing Incidents reported for 2025, 2024, 2023
Hate Crimes	No Hate Crimes reported for 2025, 2024, 2023
Unfounded Reports	No unfounded reports for 2025, 2024, 2023

Non-Campus Building and Properties– Tornillo Unmanned Aerial Flight Test Range – 200 MF Aguilera Highway, Tornillo, TX 79853	
Criminal Offenses	No Criminal Offenses reported for 2025, 2024, 2023
Hazing	No Hazing Incidents reported for 2025, 2024, 2023
Hate Crimes	No Hate Crimes reported for 2025, 2024, 2023
Unfounded Reports	No unfounded reports for 2025, 2024, 2023

Non-Campus Building and Properties – NASA Johnson Space Center – 2101 E. NASA Parkway, Houston, TX 77058	
Criminal Offenses	No Criminal Offenses reported for 2025, 2024, 2023
Hazing	No Hazing Incidents reported for 2025, 2024, 2023
Hate Crimes	No Hate Crimes reported for 2025, 2024, 2023
Unfounded Reports	No unfounded reports for 2025, 2024, 2023

Non-Campus Building and Properties– Spacecraft Design and Engineering Facility- 215 Francis St., El Paso, Texas 79901	
Criminal Offenses	No Criminal Offenses reported for 2025, 2024, 2023
Hazing	No Hazing Incidents reported for 2025, 2024, 2023
Hate Crimes	No Hate Crimes reported for 2025, 2024, 2023
Unfounded Reports	No unfounded reports for 2025, 2024, 2023
Lease Agreement commenced May 28, 2019 and terminated December 24, 2025	

Non-Campus Building and Properties – National Center for Defense Manufacturing and Machining's Advanced Manufacturing Innovation and Integration Center (Suite 108) – 5201 Technology Drive, Huntsville, Alabama, 35806	
Criminal Offenses	No Criminal Offenses reported for 2025, 2024, **2023; (1) Motor Vehicle Theft**
Hazing	No Hazing Incidents reported for 2025, 2024, 2023
Hate Crimes	No Hate Crimes reported for 2025, 2024, 2023
Unfounded Reports	No unfounded reports for 2025, 2024, 2023
Lease Agreement commenced September 2022 and terminated February 14, 2024	

Non-Campus Building and Properties– Youngstown Edison Incubator Corporation – 255 W. Federal St, Youngstown, Ohio 44503	
Criminal Offenses	(1) Motor Vehicle Theft for 2024
Hazing	No Hazing Incidents reported for 2025, 2024, 2023
Hate Crimes	No Hate Crimes reported for 2025, 2024, 2023
Unfounded Reports	No unfounded reports for 2025, 2024, 2023
Lease Agreement commenced on April 19, 2022, and terminated October 31, 2024	

CRIME AND INCIDENT LOG

The UTEP Police Department updates the Crime and Incident Log within (2) business days and includes all crimes reported to the Department.

A hard copy of the Crime and Incident Log is available at:

- UTEP Police Department
  3118 Sun Bowl Drive
  El Paso, Texas 79968,
- Campbell Building
  1101 N. Campbell Street
  El Paso, Texas 79902.

An electronic version of the Crime and Incident Log is also available on the UTEP Police Department website **www.utep.edu/police,** under Crime/Incident & Fire Report.

UNIVERSITY POLICE AUTHORITY AND JURISDICTION

The University of Texas System Police Officers are licensed peace officers commissioned by the Texas Commission on Law Enforcement (TCOLE). Officers of the UTEP Police Department are duly sworn peace officers pursuant to the Texas Education Code, section 51.203, and the Texas Code of Criminal Procedure, Article 2.12. Officers are vested with all the powers, privileges, and immunities of peace officers while within the jurisdiction of The University of Texas System or otherwise in the performance of their assigned duties.

The UTEP Police Department employs non-commissioned officers who provide parking enforcement services, safeguard university assets and property, and support university special. Non-commissioned officers do not have arrest authority except as provided for citizens as outlined by the Texas Code of Criminal Procedure.

Criminal violations are referred for prosecution through the El Paso District Attorney's Office, the El Paso County Attorney's Office, or the federal criminal justice System. UTEP Police Officers may also issue traffic citations and Class C misdemeanor citations requiring a court appearance through the El Paso County Justice of the Peace Courts (Precinct 1).

The UTEP Police Department maintains close working relationships with the El Paso Police Department (EPPD), the El Paso County Sheriff's Office (EPCSO), the Texas Department of Public Safety (TXDPS), the District Attorney's Office, the County Attorney's Office, and federal law enforcement agencies. While no formal Memorandums of Understanding (MOUs) are in place with these agencies, collaborative partnerships exist to support public safety, crime prevention, and criminal investigations.

Law enforcement agencies serving the City and County of El Paso possess arrest authority on University property because The University of Texas at El Paso is located within their respective jurisdictions. The jurisdiction for peace officers commissioned by The University of Texas System Police is established under Texas Education Code 51.203a. Peace officers employed by the UTEP Police Department have primary law enforcement authority on all property owned, leased, rented, or otherwise under the control of The University of Texas at El Paso.

JURISDICTION CAMPUS MAP

University of Texas at El Paso
Jurisdiction Map 2024

TIMELY WARNINGS AND REPORTING

The University encourages prompt reporting of criminal actions, suspicious activity, and emergencies occurring on campus or on University-controlled property. This section outlines the policies, procedures, and resources available for reporting criminal incidents and other emergencies, as well as the University's processes for assessing reported incidents and issuing Timely Warnings or other emergency notifications when necessary to protect the safety and health of the campus community.

Current Policy for Timely Warnings:

To keep the UTEP community informed about serious crimes and security issues, the University may issue Timely Warnings in the form of a Crime Alert. Timely Warnings are issued on a case-by-case basis in a manner that will notify the campus community about certain reportable criminal incidents that occur on or near the campus. The institution must also believe the criminal incident poses a continuing threat to the community and the alert will aid in preventing similar crimes in the future. The UTEP Police Department is responsible for providing Timely Warnings about reported crimes to the campus community.

A) When is a Timely Warning Issued?

In accordance with the published guidelines used to interpret 34 CFR 668.46(e), the decision to issue a Timely Warning is made on a case-by-case basis after considering all available fact and circumstances surrounding the reported crime. Factors considered include the nature and seriousness of the crime, whether there is an ongoing or continuing threat to the campus community, and whether issuing a warning could compromise law enforcement efforts.

Neither the Clery Act nor the Department of Education provides a specific definition of the term "timely". However, the Department of Education has indicated that a Timely Warning should be issued as soon as pertinent information is available, while taking into account the need for accurate information and the potential impact on any criminal investigation.

B) Timing of the Warning:

1. **Immediate Threats.** When there is an immediate threat to the health or safety of the campus community, such as an active shooter on campus, a Timely Warning may be issued as soon as sufficient information is available, even if all facts have not yet been confirmed. The University will provide updated information as it becomes available until the threat has been contained, mitigated, or resolved.
2. **Non-Immediate Threats.** When the threat does not present an immediate danger to the campus community, the issuance of a Timely Warning may be delayed, allowing for the collection and verification of additional information. The warning should be issued as soon as the relevant facts have been sufficiently developed to support an accurate and effective notification.

***The requirement for Timely Warnings is not limited to violent crimes or crimes against persons. ***

C) Decision to issue a Timely Warning:

1. A Timely Warning must be issued when a report of arson, aggravated assault, criminal homicide, robbery, sex offenses, illegal weapons possession, burglary, motor vehicle theft, or any crime determined to be a hate crime is received by the UTEP Police Department or another Campus Security Authority (CSA), and the University determines that the reported crime represents a continuing threat to students or employees.

2. The Chief of Police, or his designee, is responsible for determining whether a Timely Warning will be issued.

D) Determining Whether a Continued Threat Exists

In order to keep the UTEP community informed about serious crimes and security issues, Timely Warnings may be issued in the form of a Crime Alert. Timely Warnings or Crime Alerts are issued on a case-by-case basis in a manner that provides notification to the campus community about certain reportable criminal incidents that occur on, or in close proximity to the campus. The University must reasonably believe that the criminal incident poses a continuing threat to members of the campus community, and that the issuance of the alert may aid in the prevention of similar crimes.

In the event that a situation arises, either on or off campus, that, in the judgment of the Chief of UTEP Police, constitutes an ongoing or continuing threat to the campus community, a Timely Warning may be issued. The determination of whether a continuing threat exists will be based on the nature of the crime, the continuing danger to the community, the likelihood of additional incidents, the availability of suspect information, and other relevant factors known at the time.

Depending on the particular circumstances of the crime, especially in situations that could pose an immediate threat to the community and individuals, the UTEP Police Department may also post a notice on the campus-wide electronic bulletin boards or the UTEP Police website at **www.utep.edu/police.** The UTEP Police Department will work with Marketing and Communications to provide the University community with more immediate notification. Anyone with information warranting a Timely Warning should report the circumstances to the UTEP Police Department by phone at 915-747-5611, or in person at the office located at 3118 Sun Bowl Drive.

1. Examples of crimes that could constitute a continuing threat include but are not limited to;

   a) A serial crime that targets certain campus populations such as sex crimes or race-based crimes in which the perpetrator has not been apprehended; or

   b) A crime in which there is no apparent connection between perpetrator and victim, and the perpetrator has not been apprehended.

2. Crimes that could not constitute a continuing threat include but are not limited to;

   a) Crimes in which the perpetrator has been apprehended, thereby neutralizing the threat.

   b) Crimes in which an identified perpetrator targets specific individuals to the exclusion of others, such as domestic violence.

E) Content of the Timely Warning

The Timely Warning must contain sufficient information about the nature of the threat to allow members of the campus community to take action to protect themselves, such as:

- Statement of the incident.

- Possible connection(s) to previous incidents, if applicable.
- Physical description of the suspect.
- Composite drawing of the suspect, if available.
- Date and time the warning was released and/or
- Other relevant and important information.

In some cases, law enforcement may need to keep some facts confidential to avoid compromising an ongoing or continuing investigation.

F) Issuing "Timely Warnings" of crimes that represent a continuing threat to the University community. These crimes must have occurred within those areas of the campus that are specifically defined in 34 CFR668.46 (a).

These areas are broken down into four categories:

- On-campus property
- Residential facilities
- Non-campus property
- Public property

G) Method of Distribution

1. The warning must be distributed in a manner reasonably likely to reach the entire campus community.

2. Depending on the circumstances, any of the following methods, or combination thereof may be used:

- Campus-wide e-mails
- Miner Alert text messages
- The University's homepage
- UTEP Today message boards

- Posting of notices
- Press releases

H) Reporting Crime

Individuals may report alleged criminal actions (including sex offenses) or emergencies that occur on the University campus. All University community members and guests are encouraged to report emergencies immediately. This includes suspected criminal activity such as, but not limited to suspicious activities or behaviors, health emergencies, fires, crime, and violation(s) of University policies and procedures.

Individuals can report a crime by:

- Dialing 911 (Police, Ambulance, and Fire)
- Dialing the UTEP Police Department at 915-747-5611
- Visiting the UTEP Police Department in person at 3118 Sun Bowl Dr. – Open 24 hours, 7 days a week
- Using the "Blue Light" and yellow emergency call boxes located strategically on campus
- Contacting a uniformed officer
- Contacting a community service guard located at the traffic control stations at either entrance to the inner campus on University Avenue
- Asking any UTEP supervisor or manager to assist with reporting a crime
- Students may contact the Dean of Students Office, Office of Community Standards, Residence Life, Athletics, University Counseling and Psychological Services
- Employees may contact the Office of Institutional Compliance

I) The UTEP Police Department will review reports of alleged criminal activity it receives and either dispatch a uniformed officer immediately or refer the report for subsequent investigation depending upon the nature and seriousness of the offense involved. Individuals reporting an alleged crime should attempt to preserve evidence that might prove the crime was committed.

All criminal incidents are investigated by the UTEP Police Department. University police responses include, but are not limited to;

- Immediate response to emergencies through dispatch of one or more uniformed officers.
- Investigation of reports in accordance with the UTEP Police Department procedure.
- Arrest and filing of charges, depending upon the circumstances of the incident.
- Referring alleged offenders to appropriate campus agencies, such as the Office of Community Standards.

J) Victims or witnesses who wish to make voluntary reports of criminal activity in confidence may request that the agency or person to whom a report is made maintain confidentiality with regard to the identity of the individual who makes the report. Reports of this nature will be honored to the extent permitted by state law, criminal investigatory requirements, and the university judicial process. These confidential reports are counted and disclosed in the crime statistics for the University, but, as with all other crimes included in the annual crime report, no personal identifiable information is included.

K) Students may also report criminal incidents to any University administrator, official or unit supervisor identified as a Campus Security Authority (CSA), who is then responsible to promptly report the incident to the UTEP Police Department. The police will determine if it is a Clery reportable offense.

L) All University community members and guests are encouraged to report emergencies and suspected criminal activity such as, but not limited to suspicious activity or behavior, crime in progress, health or medical emergencies, fires, criminal violations, and violations of University policies and procedures. Reports can be made by dialing 9-1-1 (Police, Fire and Ambulance), or by calling the UTEP Police Department at 915-747-5611. The UTEP Police Department operates 24 hours a day 7 days a week.

M) The University also provides other methods to report an emergency, request assistance, or to report suspicious behavior or activity. Emergency phones are strategically placed in campus parking areas. These phones are activated by opening the yellow call box and lifting the phone

receiver or by pressing the red emergency button. In addition, buildings are equipped with small yellow emergency call boxes placed in strategic locations and activated by the push of a button. Building elevators are also equipped with emergency phones that are activated by picking up the phone receiver, or by the push of a button. The system connects the caller directly with the UTEP Police Department Communications Division.

TITLE IX REGULATIONS

UTEP's 2024 ASR included a statement regarding 2024 amendments to federal Title IX regulations, noting UTEP was continuing to rely on the 2020 Title IX amendments pursuant to a directive from the Governor of Texas and an injunction enjoying Texas from implementing the amendments. On January 9, 2025, in Tennessee v. Cardona, the U.S. District Court for the Eastern District of Kentucky struck down the 2025 Title IX amendments nationwide. Accordingly, UTEP will continue to apply the 2020 Title IX amendments, which are the current federal Title IX regulations nationwide.

SEXUAL MISCONDUCT POLICY - Chapter 3: Sexual Misconduct (utep.edu)

Purpose

The University of Texas at El Paso (University) is committed to maintaining a learning and working environment that is free from discrimination based on sex in accordance with Title IX of the Higher Education Amendments of 1972 (Title IX), which prohibits discrimination on the basis of sex in educational programs or activities; Title VII of the Civil Rights Act of 1964 (Title VII), which prohibits sex discrimination in employment; and the Campus Sexual Violence Elimination Act (SAVE Act), Violence Against Women Act (VAWA), and Clery Act.

Policy

Sexual Misconduct, Retaliation, and other Prohibited Conduct under the Sexual Misconduct Policy (Policy) will be subject to disciplinary action. The University will take appropriate action when any individuals or organizations within its control violate the Policy, including but not limited to, dismissal or separation from the University. The University encourages individuals to promptly report incidents that could constitute violations of the Policy to the Title IX Coordinator (as outlined in Section 3.3.1 of the Policy).

Free Speech

Freedom of speech and principles of academic freedom are central to the mission of institutions of higher education. Constitutionally protected expression cannot be considered Sexual Misconduct under the Policy.

Sexual Misconduct

Sexual Misconduct includes Sex Discrimination, Sexual Harassment, Sexual Assault, Stalking, Domestic Violence, Dating Violence, Sexual Exploitation and Other Inappropriate Sexual Conduct as defined under the Policy. The Policy is applicable to administrators, faculty, staff, students and third parties within the University's control, including visitors and applicants for admission or employment. It applies to conduct that occurs on University-owned or -controlled premises, in an education program or activity including University sponsored or supported events, buildings owned or controlled by student organizations officially recognized by the University, or off campus when the conduct potentially affects a person's education or employment with the University or potentially poses a risk of harm to members of the University community. It also applies regardless of the gender, gender identity or sexual orientation of the parties.

Responsible Employees are required to report known incidents and information of Sexual Misconduct promptly to the Title IX Coordinator or Deputy Title IX Coordinators, either directly or through the **Title IX Incident Reporting Form.** Others in the University community are strongly encouraged to report sexual misconduct, retaliation, and any other conduct prohibited as soon as they become aware of such conduct. To obtain contact information for the Title IX Coordinator and Deputy Title IX Coordinators, or for more information about Title IX including Title IX trainings and on/off campus resources, please visit **www.utep.edu/titleix.** Responsible Employees are required to report known incidents and information of Sexual Misconduct promptly to the Title IX Coordinator, and must include whether a Complainant has expressed a desire for confidentiality in reporting the incident. All employees are Responsible Employees except Confidential Employees or police officers when a victim uses a pseudonym form (as outlined in Section 3.4.1(B) of the Policy). Responsible Employees also include Housing and Residence Life student employees and graduate teaching assistants. Any person, who in bad faith, knowingly files a false

complaint under the Policy or provides materially false information is subject to disciplinary action up to and including dismissal or separation from the University.

A person who believes that they have been subjected to Sexual Misconduct may begin the process for filing a complaint through the **Title IX Incident Reporting Form.** Filing a formal complaint will begin the Grievance Process.

Formal Complaint

Any person subject to an alleged incident under the University's **Sexual Misconduct Policy**, may file a Formal Complaint to initiate the appropriate grievance process. The University recognizes the right of a victim of Sexual Harassment, Sexual Assault, Domestic Violence, Dating Violence, or Stalking to report the incident and to receive a prompt and equitable resolution of the report or Formal Complaint.

The Title IX Coordinator may also file and sign a Formal Complaint based on any incident report received which will initiate the appropriate grievance process. When initiating the Formal Complaint process, the Title IX Coordinator must consider following factors:

- The Complainant's request to the University to not investigate the alleged conduct;
- The Complainant's reasonable safety concerns for initiating a Formal Complaint and Formal Grievance Process;
- The extent to which the alleged conduct poses a risk of harm to the Complainant and/or the campus community;
- The seriousness and severity of the alleged conduct;
- The age and relationship of the parties;
- The scope of the alleged conduct by the Respondent, including other reports of alleged Sexual Misconduct received by the University, pattern-based allegations, alleged ongoing misconduct, or alleged conduct that impacted multiple individuals;
- The availability of relevant evidence to assist a decision-maker in determining whether alleged conduct occurred;
- The status of the Complainant and/or Respondent within the University and/or whether either party is still a member of the campus community;

- Whether the University could reasonably prevent the conduct's recurrence without initiating a Formal Complaint and Formal Grievance Process; and
- Any other factors the University determines relevant, depending on the facts and circumstances known at that time.

Grievance Processes

The Sexual Misconduct Policy's Formal Grievance Process—that includes an investigation, right to review evidence, an investigative report, a live hearing and right to appeal, among other rights—under section 3.6.1(B) applies where:

1. The Respondent is a student (including student employees) of the University at the time of the alleged conduct and where the conduct alleged includes Sexual Harassment. An Alternative Grievance Process in Section 3.6.2 of the Sexual Misconduct Policy—that includes an administrative disposition and possible hearing—applies in instances where the Respondent is a student at the time of the alleged conduct but where the conduct alleged does not include Sexual Harassment.
2. For employees, the Grievance Process in the Sexual Misconduct Policy only applies where all of the following conditions are met:
    a) The respondent is an employee at the University at the time of the alleged conduct
    b) The conduct alleged includes Sexual Harassment under the Policy;
    c) The alleged conduct occurred against a person in the United States; and
    d) Where the Complainant was participating or attempting to participate in an education program or activity at the University. This element is met if the conduct occurred in any of the following: on any University property; during any University activity; in a building owned or controlled by a student organization that is officially recognized by the University; or in instances where the University exercised substantial control over the Respondent and the context in which the alleged conduct occurred.

In all other instances relating to employees, allegations of Sexual Misconduct (or other allegations of Prohibited Conduct in the Sexual Misconduct Policy, including Failure to Report for Responsible Employees) will be handled in accordance with the University's Handbook of

Operating Procedures (HOP) Section 6, Chapter 1: Equal Opportunity/Affirmative Action/Non-Discrimination Policy, HOP Section 5, Chapter 6: Discipline and Dismissal of Staff Employees, and HOP Section 3, Chapter 4: Academic Policies and Faculty Personnel Matters.

The Formal Grievance and Alternative Grievance Process, unless there is good cause for delay, must be completed within 150 business days. All investigations under these processes must be completed within 90 business days, unless there is good cause for delay.

Investigations under the Sexual Misconduct Policy the Formal Grievance Process and Alternative Grievance Process

After the University provides written notice of a Formal Complaint to the parties, the Respondent will be allowed a reasonable time to respond to the allegations.

The University will provide written notice to a party whose participation is invited or expected of the date, time, location, participants, and purpose of all meetings, investigative interviews, or other proceedings in the Grievance Process.

The parties in the investigation may present any information and evidence that may be relevant or directly related to the Formal Complaint, and may have an advisor of their choice attend any related interview, meeting, or proceeding in the Grievance Process. Advisors are not permitted to actively participate in meetings or proceedings in the Grievance Process, unless explicitly outlined in Section 3.5.6 of the Sexual Misconduct Policy. The parties may present the names of any fact or expert witnesses who may provide relevant information, and how the witnesses may be relevant to the Formal Complaint. The parties may submit to the investigator any questions they would like asked of any known potential witnesses or parties.

The investigators will interview relevant and available witnesses. Neither the Complainant nor the Respondent will normally attend these interviews; however, if either one is permitted to attend, the other shall have the same right.

The investigation of a Formal Complaint under the Grievance Process will be concluded within 90 business days of the filing of a Formal Complaint. The parties should be provided updates on the progress of the investigation, as needed.

Prior to the completion of the investigation report, the investigators will provide access to all evidence obtained (whether relevant or not) as part of the investigation to both parties (and the party's advisor, if any, upon a party's signed information release for their advisor of choice). Both parties will have 10 business days to inspect, review, and respond to the evidence. All responses to the evidence must be submitted by the party in writing to the investigator. Advisors are not permitted to submit written responses to the evidence on their own or on behalf of the party they are advising. The investigators will consider all timely responses submitted by the parties.

For matters under the Grievance Process, the completed investigation report will outline each of the allegations that potentially constitutes Prohibited Conduct under the Policy, provide the timeline (e.g. procedural steps) of the investigation, and fairly summarize relevant evidence, participant statements, and responses to questions. The investigator will provide a completed investigation report concurrently to both parties and each party's advisor, if any, (upon a party's signed information release for their advisor of choice) at least 10 business days prior to the date of the scheduled hearing to review and provide a written response at the hearing. A copy of the completed investigation report will be issued to the Title IX Coordinator, University Representative and to the hearing officer or tribunal assigned for the hearing.

For matters under the Alternative Grievance Process, the investigative report will include a preliminary determination regarding the responsibility of the Respondent for each allegation, the findings of fact supporting the investigator's determination, and the rationale for the determination for each allegation. The completed report will be referred to the Office of Community Standards.

Matters involving employees accused of Sexual Harassment, Sexual Misconduct or other alleged violations of the Sexual Misconduct Policy that do not fall under the Formal Grievance Process will be investigated under **HOP Section VI, Chapter 1, 1.4.3**

Administrative Disposition under the Alternative Grievance Process

For matters under the Alternative Grievance Process, after the report has been released to the parties, the Student Conduct Officer will conduct an independent review of the investigation report, and will:

- Accept the preliminary determination regarding responsibility of the Respondent, and either dismiss the case or proceed to adjudication (if applicable);
- Amend the preliminary determination regarding responsibility of the Respondent, and proceed to adjudication (if applicable); or
- Remand the process back to the investigation stage to address an investigation concern.

Where the findings of responsibility proceed to the adjudication stage, the applicable parties will receive an administrative disposition outlining the policy violation(s) and applicable adjudication options based on violation type: (a) Sexual Misconduct Violations, and (b) Non-Sexual Misconduct Violations.

Where responsibility finding(s) proceed to the adjudication stage for an allegation of Sexual Misconduct (not Sexual Harassment), the Respondent and Complainant may elect one of the following options:

- Accepting the Administrative Disposition. Both parties agree to the determination of responsibility for the policy violation(s), the sanctions, and remedies outlined in the administrative disposition, and waive the option of a hearing. By selecting this adjudication option, the administrative disposition will be final and concludes the Formal Grievance Process for the matter. The Respondent will receive the final administrative disposition and a copy of the final administrative disposition will be issued to the Title IX Coordinator as well.

- Dispute Sanctions and/or Remedies in the Administrative Disposition. Both parties agree to the determination of responsibility for the policy violation(s), but the Respondent and/or Complainant dispute and appeal the sanctions and remedies outlined in the administrative disposition, and waive the option of a hearing. See Appeals, Section 3.6.1(E) of the Policy.

- Selecting a Live Hearing. See Live Hearing, Section 3.6.2(D) of the Policy.

If both parties decline to respond or do not agree to the administrative disposition by the designated deadline, a live hearing will proceed accordingly. See Live Hearing, Section 3.6.2(D) of the Policy.

Hearing

For hearings under the Formal Grievance Process, the university will provide:

- A live hearing, which may be held virtually. At the request of either party, the University will provide the hearing to occur with the parties located in separate rooms with technology enabling the Hearing Officer and the parties to simultaneously see and hear the participants answering questions. Participants may appear at the hearing virtually and are not required to be physically present at the same physical location of the hearing. The institution may choose to conduct a hearing virtually.
- Written notice of the hearing, including the date, time, location, names of all participants of the hearing (including the Hearing Officer, University Representative, and all parties and relevant witnesses in the investigation report), purpose of the hearing, a statement of the alleged conduct charges, and a summary statement of the evidence gathered. The hearing notice may also provide a deadline by which the University representative and the parties have an opportunity to disclose (1) the names of any witnesses they intend to call to testify at the hearing, if any, and (2) a copy of any documents they intend to use as exhibits at the hearing, not already included in the investigation report, if any.
- Notice of the parties' ability to challenge fairness, impartiality or objectivity of the hearing officer or tribunal member within 4 business days of notice. Any challenge must be in writing and state the reasons for the challenge.
- Access to evidence and investigative report.
- Each party's advisor will have an opportunity to ask relevant questions and follow-up questions of the other Party and of any witnesses that participate in the hearing, including questions that challenge credibility. The hearing officer may rule a question as not relevant with an explanation as to why.

In addition, the hearing officer or tribunal member will rule on all procedural matters and on objections regarding exhibits and testimony of participants at the hearing, and may question participants who testify at the hearing.

For hearings under the Alternative Grievance Process, the hearing procedures in the Formal Grievance Process will apply, with the following exceptions:

- Each party may have an advisor of their choice at the hearing. Advisors are not permitted to ask questions of any party or witness at the hearing.
- Questioning of the participants in the hearing. The Hearing Officer may, at the Hearing Officer's discretion, ask questions during the hearing of any party or witness and may be the first person to ask questions of any party or witness. Each party may ask relevant questions of any witness at the hearing, except that cross-examination questions of the other party must be submitted in writing to the Hearing Officer. The Hearing Officer will then ask relevant cross-examination questions of the other party and allow for relevant follow-up questions (if applicable).

Dismissals

A) Under the 2020 Title IX regulations, universities are required to distinguish between prohibited conduct that is "under Title IX" and Prohibited Conduct that is a violation of university policy. Under Title IX, the University must dismiss a Formal Complaint or the part of the allegations in a Formal Complaint, if applicable, where:

B) Sexual Harassment is alleged and where:

1. The conduct alleged does not meet the definition of Sexual Harassment;
2. The alleged conduct did not occur in the University's education program or activity; or,
3. The alleged conduct did not occur against a person in the United States.

A dismissal under this provision only applies to allegations of Sexual Harassment under Title IX. In such an instance, the University may still investigate a Formal Complaint for allegations of

Sexual Harassment under the Policy. The University may also investigate allegations of Prohibited Conduct under the Policy but it will not technically be "under Title IX."

The University may dismiss a Formal Complaint, at its discretion;

- The Complainant voluntarily withdraws any or all of the Formal Complaint allegations and the University determines that the remaining allegations (if any) would not constitute Prohibited Conduct defined in the Policy, even if proven;
- The Complainant submits a written request to the University to not investigate the Formal Complaint filed, and the University determines it can and will honor the request, in accordance with Section 3.3.1(B) and (C) of the Policy and applicable state law;
- The University is unable to identify the Respondent, after the University has taken reasonable steps to do so;
- The Respondent is no longer employed by the University;
- Any other specific circumstances that prevent the University from gathering sufficient evidence to reach a determination as to the Formal Complaint or any allegations therein;
- The University determines the alleged conduct in the Formal Complaint would not constitute Prohibited Conduct under the Policy, even if proven; or
- The University determines the Formal Complaint does not fall within the scope or applicability of the Policy.

If the University dismisses a Formal Complaint, the University must provide both parties a written notice of the dismissal and the reason(s) for the dismissal.

Under state law, if the Complainant requests in writing that the University not investigate a report, the University must inform the Complainant of the decision whether or not to investigate. If the University dismisses a Formal Complaint, the University must provide the Complainant and Respondent a written notice of the dismissal and the reason(s) for the dismissal.

If the Respondent is a student, who withdraws or graduates while disciplinary charges are pending for a violation of Sexual Harassment, Sexual Assault, Dating Violence, or Stalking, the

University will not end the disciplinary process or issue a transcript to the student until the University makes a final determination of responsibility. These matters will be expedited as necessary to accommodate both the student and the affected individual's interest in a speedy resolution.

Rights of Complainants & Respondents

During the grievance processes for allegations of Sexual Misconduct, Complainants and Respondents have the right:

- To be informed of and have access to counseling, medical, academic, and other applicable support services, including confidential resources.
- To be informed of the importance of a victim going to a hospital for treatment and the preservation of evidence, if applicable, as soon as practicable after an alleged incident.
- To be informed of a notice of a formal complaint to the University, whether filed by a complainant or the Title IX Coordinator.
- To receive a prompt, fair, equitable, and impartial grievance process.
- To receive information and ask questions about the formal and informal processes available.
- To be given equal chance to participate in a grievance process, including the opportunity to identify witnesses and other relevant evidence.
- To choose not to actively participate in the grievance process, if desired.
- To have an advisor of choice present during all meetings and grievance proceedings.
- To have an advisor provided for a party at a hearing under the Title IX grievance process, if an advisor of choice is not present.
- To have access and equal opportunity to inspect and review any evidence obtained as part of the investigation, and to receive a copy of the completed investigation report.
- To be equally informed of any determinations regarding responsibility, dismissals of formal complaints, and/or a party's filing of an appeal.
- To appeal a determination regarding responsibility and/or dismissals of formal complaints.
- To file a report with local and/or campus law enforcement authorities.

In addition, a complainant has the following rights and options:

- To report an incident and/or file a formal complaint with the University.
- To request in writing that the University not investigate a reported incident and be informed of the University's decision whether or not to investigate.
- To request in writing a dismissal of a formal complaint (e.g. withdraws the formal complaint or any allegations therein).

Supportive Measures

The Title IX Coordinator or designee will reach out to the alleged victim and attempt to speak to the individual in order to discuss supportive measures. Examples of supportive measures include, but are not limited to: housing reassignment, counseling, extensions of deadlines or other course-related adjustments, modifications of work or class schedules, withdrawal from or retake of a class without penalty, campus escort services, mutual restrictions on contact between the parties, change in work or housing locations, leaves of absences (e.g. academic withdrawal), increased security and monitoring of certain areas of campus, or other similar measures tailored to the individualized needs of the parties for a reasonably appropriate or relevant timeframe.. These remedies may be applied to one, both, or multiple parties involved. Violations of the Title IX Coordinator, or Deputy Title IX Coordinators, directives, and/or support measures may lead to additional disciplinary action. Supportive measures are temporary pending the results of an investigation or may become permanent as determined by the institution upon a finding of responsibility.

Sanctions and Remedies

The following sanctions and remedies may be considered by the decision maker in accordance with the Sexual Misconduct Policy:

Possible Sanctions and Remedies for Student Respondents:

- Withholding of grades, official transcript, and/or degree;
- Bar against readmission, bar against enrollment, drop from one or more classes, and/or withdrawal from the University;

- Suspension of rights and privileges, including but not limited to participation in athletic or extracurricular activities;
- Denial of degree;
- Suspension from the University for a specific period of time. Suspension is noted on the academic transcript with the term "Disciplinary Suspension." The notation can be removed upon the request of the student in accordance with the University's procedures when all conditions of the suspension are met;
- Expulsion (permanent separation from the University). Expulsion creates a permanent notation on the student's academic transcript;
- Revocation of degree and withdrawal of diploma; and/or
- Other sanction(s) or remedies as deemed appropriate under the circumstances.

Possible Sanctions and Remedies for Employee Respondents:

- Job demotion or reassignment;
- Suspension with or without pay for a specific period of time;
- Dismissal or termination;
- Ineligible for rehire; and/or
- Other sanction(s) or remedies as deemed appropriate under the circumstances.

All Grievance Processes will use the preponderance of the evidence standard, as defined in the Sexual Misconduct Policy. By law, it is presumed that the respondent is not responsible for the alleged conduct until a determination regarding responsibility is made at the conclusion of the Grievance Process.

In all cases, investigations that result in a finding of more likely than not that a violation of policy occurred will lead to the initiation of disciplinary procedures against the accused individual. University sanctions include, but are not limited to disciplinary warning, disciplinary probation, withholding of grades and/or transcripts, suspension of rights and privileges, suspension, expulsion, loss of employment, or other penalty deemed appropriate under the circumstances. Employees who violate the Policy will be subject to discipline, up to and including termination of employment. Sexual assault, domestic violence, dating violence,

harassment and stalking are criminal acts which also may subject the perpetrator to criminal and civil penalties under federal and state law.

Appeals and Additional Processes Provided to Students and Employees

Appeals. Either party may appeal in writing a Hearing Officer's determination regarding a Respondent's responsibility under the Grievance Process in the Policy within 10 business days of notification of such a determination on the basis of:

- A procedural irregularity that affected the outcome of the matter;
- There is new evidence that was not reasonably available at the time that the determination regarding responsibility or dismissal was made that could affect the outcome of the matter; or
- The Title IX Coordinator, investigator(s), or hearing officer had a conflict of interest or bias for or against the parties (generally, or specifically in this matter) that affected the outcome of the matter.

If an appeal hasn't been filed by the appeal deadline, then once the deadline expires, the determination regarding responsibility is final and it concludes the Formal Grievance Process for the matter.

Note on Administrative Dispositions: When a Respondent and/or Complainant appeal the sanctions and remedies outlined in a student's administrative disposition, a basis for appeal (noted below) is not required. However, the remaining Appeal steps still apply.

Basis for Appeal. For the appeal of a determination regarding responsibility to be considered, the basis for filing an appeal and supporting evidence (if applicable) must be included. A party may appeal the determination regarding responsibility on the following bases:

- A procedural irregularity that affected the outcome of the matter;
- There is new evidence that was not reasonably available at the time that the determination regarding responsibility was made that could affect the outcome of the matter; or
- The Title IX Coordinator, investigator(s), or Hearing Officer had a conflict of interest or bias for or against the parties (generally, or specifically in this matter) that affected the outcome of the matter.

Notice of Appeal Filed. The applicable parties will be notified in writing when an appeal is filed. The appeal procedures will apply equally for both parties.

Opportunity to Respond. When applicable, the non-appealing party and University will have 7 business days from the notification of an appeal to submit a written statement responding to the appeal.

Final Determination. Regarding Responsibility or Final Sanctions of Respondent. Before rendering a decision on a final determination (or on final sanctions and remedies for a student's administrative disposition), the Appellate Officer will consider all relevant evidence regarding the determination and its appeal. The Appellate Officer will release a written decision concurrently to the parties within 21 business days from the date the appeal was filed, with one of the following final determinations:

- Affirm the Hearing Officer's determination regarding the Respondent's responsibility and affirm the disciplinary sanctions and remedies, if applicable;
- Affirm the Hearing Officer's determination regarding the Respondent's responsibility and amend the disciplinary sanctions and remedies, if applicable;
- Reverse the Hearing Officer's determination of the Respondent's responsibility and amend the disciplinary sanctions and remedies, if applicable; or
- Affirm or amend the sanctions and/or remedies outlined in the administrative disposition issued under Section 3.6.2(C) of the Policy.

The Appellate Officer's determination regarding the Respondent's responsibility (or final sanctions and remedies for the Respondent's administrative disposition) is final and it concludes the Formal Grievance Process for the matter.

Definitions

Consent is a voluntary, mutually understandable agreement that clearly indicates a willingness to engage in each instance of sexual activity. Consent to one act does not imply consent to another. Consent to engage in sexual activity with one person does not imply consent to engage in sexual activity with another. Consent can be withdrawn at any time. Any expression of an

unwillingness to engage in any instance of sexual activity establishes a presumptive lack of consent.

Consent is not effective if it results from (**a)** the use of physical force, **(b)** a threat of physical force, **(c)** intimidation, **(d)** coercion, **(e)** incapacitation, or **(f)** any other factor that would eliminate an individual's ability to exercise his or her own free will to choose whether or not to have sexual activity.

A current or previous dating or sexual relationship, by itself, is not sufficient to constitute consent. Even in the context of a relationship, there must be a voluntary, mutually understandable agreement that clearly indicates a willingness to engage in each instance of sexual activity.

Non-Consent is defined in Texas as "physical and sexual acts perpetrated against a person's will or where a person is incapable of giving consent due to the victim's use of drugs or alcohol." An individual may be unable to give consent due to an intellectual or other disability. An individual under the age of 17 years of age cannot give consent.

Incapacitation is the inability, temporarily or permanently, to give consent because the individual is mentally and/or physically helpless, either voluntarily or involuntarily, or the individual is unconscious, asleep, or otherwise unaware that the sexual activity is occurring. An individual may be incapacitated if they are unaware at the time of the incident of where they are, how they got there, or why or how they became engaged in a sexual interaction.

Intimidation is the unlawful placing of 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.

Economic Abuse is, in the context of domestic violence and dating violence definition, behavior that is coercive, deceptive, or unreasonable controls or restrains a person's ability to acquire, use, or maintain economic resources to which they are entitled, including using coercion, fraud, or manipulation to:

- Restrict a person's access to money, assets, credit or financial information;

- Unfairly use a person's personal economic resources, including money, assets, and credit, for one's own advantage; or
- Exert undue influence over a person's financial and economic behavior or decisions, including forcing default on joint or other financial obligations, exploiting powers of attorney, guardianship, or conservatorship, or failing or neglecting to act in the best interests of a person to whom one has a fiduciary duty.

Technological Abuse is an act or pattern of behavior that occurs within sexual assault, domestic violence, dating violence, or stalking, and is intended to harm, threaten, intimidate, control, stalk, harass, impersonate, exploit, extort, or monitor, except as otherwise permitted by law, another person, that occurs using any form of technology, including but not limited to: internet enabled devices, online spaces and platforms, computers, mobile devices, cameras and imaging programs, apps, location tracking devices, communication technologies, or any other emerging technologies.

Sexual Assault (Sex Offenses): An offense that meets the definition of rape, fondling, incest, or statutory rape:

- **Rape** is the causing of penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.
- **Fondling** the causing of intentional touching of the clothed or unclothed genitals, buttocks, groin, breasts, or other body parts of another person, without the person's consent, for the purpose of sexual degradation, sexual gratification, or sexual humiliation.
- **Incest** is sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law
- **Statutory rape** is Sexual intercourse with a person who is under the statutory age of consent.

Domestic Violence is defined as felony or misdemeanor crimes committed by a current or former spouse or intimate partner of the victim under the domestic or family violence laws of the

state of Texas, including the use or attempted use of physical abuse or sexual abuse, or a pattern of any other coercive behavior committed, enabled, or solicited to gain or maintain power and control over a victim, including verbal, psychological, economic, or technological abuse that may or may not constitute criminal behavior, 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.
- Any other person against an adult or youth victim who is protected from that person's acts under domestic or family violence laws of the jurisdiction in which the violent crime occurred.

Domestic Violence, under the Sexual Misconduct Policy, cannot be committed by a person who is simply living together and cohabiting as roommates, if the individuals were not current or former spouses or intimate partners.

Dating Violence: Is defined as 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 consideration of the following factors:

- The length of the relationship;
- The type of relationship; and
- The frequency of interaction between the persons involved in the relationship.

Stalking: Engaging in the 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.

Sexual Violence is defined as physical sexual acts perpetrated against a person's will or where a person is incapable of giving consent. The term includes, but is not limited to, rape, sexual

assault, sexual battery, sexual coercion, sexual abuse, indecency with a child, and/or aggravated sexual assault.

ASSISTANCE FOR VICTIMS: RIGHTS & OPTIONS

Regardless of whether a victim elects to pursue a criminal complaint, the University will assist victims of sexual assault, domestic violence, dating violence and stalking, and will provide each victim with a written explanation of their rights. Further, The University of Texas at El Paso complies with Texas law in recognizing orders of protection. Additionally, any person who obtains an order of protection from another state, or any reciprocal state, should provide a copy to the UTEP Police Department, the Title IX Coordinator, and the Deputy Title IX Coordinators. A complainant may then meet with the UTEP Police or case advocate in the CARE Office to develop a Safety Action Plan (SAP). The SAP is a strategy for campus police and the victim to reduce the risk of harm while on campus, arriving at campus, or leaving campus. This plan may include, but is not limited to: safety escorts, special parking arrangements, providing a temporary cell phone, changing classroom location, or allowing a student to complete assignments from home.

To the extent of the victim's cooperation and consent, University departments will work cooperatively to ensure that the complainant's health, physical safety, work, and academic status are protected, pending the outcome of a formal University investigation of the complaint. For example, if reasonably available, a complainant may be offered changes to academic, living, or working situations in addition to counseling, health services, and assistance in notifying appropriate local law enforcement. Additionally, identifiable information about the victim will be treated as confidential and only shared with persons with a specific need to know who are investigating/adjudicating the complaint, or delivering resources or support services to the complainant. The University does not publish the names of crime victims, nor house identifiable information regarding victims online or in the campus police department's daily crime log. Victims may request to withhold directory information on file from public sources by contacting the UTEP Registration and Records Office located at the Mike Loya Academic Services Building, Room 107. Victims may also dial 915-747-5544 or email **records@utep.edu**

A person alleging sexual assault, domestic violence, dating violence, or stalking may also utilize the complaint and investigatory procedures set forth in the University's policy against sexual misconduct:

Section VI, Chapter 01:

Equal Opportunity/Affirmative Action/Non-Discrimination Policy:
www.utep.edu/vpba/hoop/section-6/ch-1.html#Equal%20Opportunity/Affirmative%20Action/Non-Discrimination%20Policy

Section VI, Chapter 03:

Sexual Misconduct Policy:

https://www.utep.edu/vpba/hoop/section-6/ch-3.html

Section II, Chapter 01:

Student Conduct and Discipline:

www.utep.edu/hoop/section-2/student-conduct-and-discipline.html

Most conduct proceedings, with the exception for conduct covered under the Sexual Misconduct Policy, against students will be resolved through the University Student Conduct process:

Section II, Chapter 01: Student Conduct and Discipline **https://www.utep.edu/vpba/hoop/section-2/student-conduct-and-discipline.html**

When a complainant does not consent to the disclosure of his or her name, or other identifiable information, to the alleged perpetrator, the University's ability to respond to the complaint may be limited.

Confidentiality

The University will protect the identity of persons who report having been victims of Sexual Assault, Domestic Violence, Dating Violence, Sexual Harassment or Stalking to the fullest extent of the law. In accordance with the Texas Code of Criminal Procedures Article 57, victims may use a pseudonym to protect their identity. A pseudonym is a set of initials or a fictitious name chosen by the victim to be used in public files and records concerning sexual assault.

CONSENSUAL RELATIONSHIP POLICY – https://www.utep.edu/hoop/section-6/ch-4.html

4.1 Purpose

The University of Texas at El Paso is committed to maintaining learning and working environments as free as possible from conflicts of interest and favoritism. The University recognizes that two consenting adults should be free to conduct a personal relationship where the relationship does not interfere with the goals and policies of the University. Some romantic, dating, or sexual relationships, while consensual, create conflicts of interest. The Policy addresses those consensual relationships.

4.2 Persons Affected

The Policy applies to all University administrators, faculty, staff, and students. The Policy is applicable regardless of the gender of the University employee with supervisory, teaching, evaluation or advisory authority, or gender of the employee, student or student employee who is directly or indirectly being supervised, taught, evaluated, or advised. Violations of the Consensual Relationships Policy should be reported to the Equal Opportunity Office at **eoaa@utep.edu**.

4.3.1 Prohibited Consensual Relationships. The following consensual relationships, even if a single event, are prohibited.

- **a)** A consensual relationship between a supervisor (as defined in Section 4.4 to also include faculty members) and supervisee regardless of whether the supervisory relationship is direct or indirect unless the supervisor discloses the relationship in advance and a management plan is in effect.
- **b)** A consensual relationship between a coach or athletic staff and any student-athlete or student assigned to or associated with the athletic department, such as interns and student employees.
- **c)** A consensual relationship between a faculty member and a student who is enrolled in the faculty member's course or otherwise under the supervision of the faculty member, notwithstanding Section 4.3.1(a).

CAMPUS SECURITY AUTHORITY (CSA)

A "**Campus Security Authority**" is defined as an official of an institution who has significant responsibility for student and campus activities, including, but not limited to student housing, student discipline, and campus judicial proceedings. An official is defined as any person who has the authority and the duty to take action or respond to particular issues, on behalf of the institution.

Because of the law's complex reporting requirements, the most reasonable and effective way to manage the reporting is as follows: If CSAs observe any crime listed below, or if any person reveals to a CSA, in good faith, that he/she learned of, or was the victim of, the perpetrator of, or witness to any crime listed below, the CSA must immediately notify the UTEP Police Department. At least annually, CSAs receive mandatory online compliance training to refresh individuals about their roles and responsibilities related to the Clery Act.

Campus professional counselors when acting as such, are not considered to be a CSA and are not required to report crimes for inclusion into the annual disclosure of crime statistics. As a matter of policy, they are encouraged, if and when they deem it appropriate, to inform persons being counseled of the procedures to report crimes on a voluntary basis for inclusion into the annual crime statistics.

Crimes that should be reported are:

- Murder and non-negligent manslaughter
- Negligent manslaughter
- Rape
- Fondling
- Incest
- Statutory Rape
- Robbery
- Domestic Violence
- Dating Violence
- Stalking

- Aggravated Assault
- Burglary
- Motor Vehicle Theft
- Arson
- All hate crimes that fall under the listed Clery reportable offenses listed above. Reference the National Incident-Based Reporting System (NIBRS).
- All liquor, drug, or weapons law violations

Information related to sexual assaults, dating violence, sexual harassment, and stalking is confidential. Alleged victims are strongly encouraged to report sexual assaults to 9-1-1 or UTEP Police by calling 915-747-5611. Reports can also be made with any CSA, whether the assault took place on or off campus. A person may also file a report with the UTEP Police Department at 3118 Sun Bowl Drive. The office is open 24 hours a day, 7 days a week.

CONFIDENTIAL CSA REPORTING

Should the victim want to remain anonymous, the CSA still needs to report a Clery crime to UTEP authorities. The report may be submitted through the CSA Incident Report Form **https://cm.maxient.com/reportingform.php?UnivofTexasElPaso&layout_id=12** Anonymity for the impacted party is possible as names can be withheld from any report while still helping the faculty or staff member comply with federal law.

CAMPUS SECURITY AUTHORITY

UTEP Police Department	**915-747-5611**
Police Department Staff	
Student Staff	
Dean of Students Office	**915-747-5648**
Charlie Gibbens – Associate Vice President and Dean of Students	
Title IX Coordinators	**915-747-8358**
Gabriel Ramirez	
Imelda Soto	

Counseling and Psychological Services	**915-747-5302**
Brian Sneed, Ph.D. – Director	
Athletic Department	**915-747-5347**
All Administrators	
All Coaches	
All Trainers	
All Graduate Assistants	
Spirit Operations	**915-747-6113**
All Administrators	
All Coaches	
Student Engagement and Leadership Center	**915-747-5670**
All Administrators, Directors, Assistant Director, and Coordinators	
All Advisors of Registered Student Organizations/Clubs	
Housing Residence Life	**915-747-5352**
All Administrators	
All Coordinators	
All Resident Advisors	
Recreational Sports	**915-747-5103**
All Administrators	
All Coordinators	
All Student Staff (Students rotate through the front desk)	
International Programs and Study Abroad	**915-747-5664**
Dania Brandford-Calvo – Associate Dean of Students for International Student and Scholar Global Initiatives	
Judy Moore – Assistant Director, Study Abroad and all Study Abroad Advisors and Coordinators	
Office of Community Standards	**915-747-8694**
All Administrators	
Campus Advocacy, Resource and Education	**915-747-7452**

Charlie Gibbens– Associate Vice President / Dean of Students	
Center for Community Engagement	**915-747-7969**
All Administrators	
Student Support Services	**915-747-5349**
Ricardo Burciaga – Director	
Vice President for Student Affairs Office	**915-747-5076**
Catie McCorry-Andalis – Vice President for Student Affairs	
Charlie Gibbens - Associate Vice President / Dean of Students	
Victoria Suttmiller, Assistant Vice President for Auxiliary Services	
University Bands / All Directors / Graduate Assistants associated with these bands	**915-747-7796**

CAMPUS CLERY AND SAVE ACT COMPLIANCE TEAM

The University has created a team that consists of members from the Dean of Students Office, Human Resources, the UTEP Police Department, Office of Community Standards, Division of Student Affairs, Title IX Program, and Housing and Residence Life. The team meets regularly and develops, reviews and revises protocols, and proposes policies and procedures as well as programs, activities and training initiatives that address sexual violence and the prevention of such violence.

General Provisions: Students are expected and required to obey federal, state and local laws, to comply with the Regents' Rules and Regulations, with The University of Texas System and University rules and regulations, with directives issued by an administrative official of The UT System or The University of Texas at El Paso in the course of his or her authorized duties, and to observe standards of conduct appropriate for an academic institution.

EDUCATION AND PREVENTION PROGRAMS

Ongoing awareness and prevention campaigns are sustained over time and focused on increasing awareness or understanding of topics relevant to sexual assault, domestic violence, dating violence, and stalking prevention. These programs occur at different levels throughout the

institution (i.e., faculty, staff, athletes, on-campus residents, and incoming students) and utilize a range of strategies that include developmentally appropriate content for the specific audience and their knowledge and awareness level and provide positive and concrete ways for individuals to get involved.

Risk Reduction

This refers to approaches that seek to mitigate risk factors that may increase the likelihood of perpetration, victimization, or bystander inaction. Risk reduction focuses on helping individuals and communities address the institutional structures or cultural conditions that facilitate sexual violence, dating violence, domestic violence and stalking to increase safety. Examples include, but are not limited to general crime prevention education, safety escort program, and how to create individual and community safety plans and strategies. Bystander intervention programs educate the campus community on how to recognize and interrupt situations of harm, and the UTEP Miner Alert System notifies the campus community of immediate threats to security.

Bystander Intervention

Is recognizing a potentially harmful situation or interaction and choosing to respond in a way that could positively influence the outcome. Bystanders play a critical role in the prevention of sexual assaults, domestic violence, dating violence, and stalking. For example, bystanders may have the power to stop assaults, get help for people who have been victimized, and/or alert the appropriate authorities. The University is committed to promoting a culture of shared accountability where bystanders are actively engaged in the prevention of prohibited conduct. As such, all members of the University community are encouraged to intervene or interrupt prohibited conduct they witness. Examples of bystander intervention:

- Confronting people who seclude, hit on, or sexually assault people who are incapacitated;
- Speaking up when someone discusses plans to take sexual advantage of another person;
- Calling the police when a person is being physically abusive towards another;
- Refusing to leave the area (or calling the police) if a person is trying to get you to leave so they can take advantage of another;

- Ensuring community members who are incapacitated are not left alone or in vulnerable situations;
- Referring people to appropriate University and community resources.

To learn more about how you can be an active bystander visit **DOT Initiatives.**

Awareness Programs

Programs, campaigns, or initiatives that increase knowledge of the issues of sexual assault, domestic violence, dating violence, and stalking, and share information and resources to prevent interpersonal violence and promote safety. Examples include awareness month campaigns, educational programming, and/or poster campaigns.

Primary Prevention Programs

Programming, initiatives, and strategies are intended to stop domestic violence, dating violence, sexual assault and/or stalking, as well as to promote positive and healthy behaviors and beliefs, change behavior and social norms, and promote healthy relationships and healthy sexuality. The University engages in comprehensive educational programming to prevent domestic violence, dating violence, sexual assault, and stalking. Educational programming consists of primary prevention and awareness programs for incoming students and new employees, and ongoing awareness and prevention campaigns for students, faculty, and staff that:

- Identifies domestic violence, dating violence, sexual assault and stalking as prohibited conduct.
- Defines what behavior constitutes domestic violence, dating violence, sexual assault and stalking.
- Defines what behavior and actions constitute consent to sexual activity in the State of Texas.
- Provides safe and positive options for bystander intervention that may be carried out by an individual to prevent harm or intervene when there is a risk of domestic violence, dating violence, sexual assault, or stalking against a person other than by a bystander.
- Provide information on risk reduction so that students and employees may recognize warning signs of abusive behavior and how to avoid potential attacks.

- Provides an overview of the information contained in the Annual Security Report in compliance with the Clery Act.

Further, the University engages in year-round initiatives aimed at education of consent, empowerment, and non-bystander behaviors as well as prevention of sexual misconduct. Passive programming and educational campaigns are provided on digital screens around campus as well as on social media. Active engagement occurs through the distribution of educational materials to new and returning students and employees; participating in, and presenting information and materials during new student orientation; programs and activities throughout the year on a regular basis including sessions such as educational speakers and evening programming, information tabling, facilitated trainings, and annual traditions programming such as "Take Back the Night." Student Affairs and Title IX administrative staff regularly engage the UTEP campus community in training programs on the role students, faculty, and staff have in assisting students who disclose abuse or an assault.

CRIME PREVENTION

The Crime Prevention Unit assesses and addresses campus safety and crime prevention needs through proactive initiatives, educational programs, and community engagement efforts. The unit promotes safety awareness and supports community growth and development by providing education, resources, and services designed to enhance personal safety and security.

Through these efforts, the Crime Prevention Unit contributes to student success and helps foster a culture of shared responsibility for safety across the campus community. Its primary goal is to provide and maintain a safe and secure learning, working, and living environment for students, faculty, staff, and visitors.

CRIME PREVENTION PROGRAMS

- Safety Escort Service: The UTEP Police Department provides a 24/7 escort service when individuals feel they need extra security. UTEP Police provide on-campus safety escorts to enhance student safety and peace of mind. Students can call 915-747-5611 to request this service.

- Office Interviews on Crime Prevention Topics: The UTEP Police Department Office of Support Services is available for an interview with students seeking information for speeches, papers, or articles for class assignments.
- Campus Safety Presentations: Information and safety tips are provided at New Student Orientation, Transfer Student Orientation, Parent Orientation, Study Abroad Pre-departure Orientation, New Employee Orientation, Early College Ready, and other programs to the University community. Presentations are also available to campus groups and classes. Please call 915-747-6640 or 915-747-6338 for additional information or to schedule a presentation.
- Ride-A-Long Program: Participants may ride or walk with an officer on patrol for up to a two-hour period to gain firsthand knowledge of police procedures and operations.
- Bicycle Registration: Students can register their bicycle with the UTEP Police. In the event a bicycle is stolen and later recovered, this allows the University police to match the bicycle with the registered owner's information and permits the department to return the property to its rightful owner. Officers on bicycle or vehicular patrol can assist with registering a bicycle. Students, faculty, and staff can call 915-747-6640 or 915-747-6338 to request this service.
- Operation Identification: This program helps safeguard your personal property by affixing or engraving one's driver's license or state-issued identification card number onto personal property. Call 915-747-6640 or 915-747-6338 to request this service and look for upcoming initiatives on the UTEP Today monitors.
- Motor Vehicle Assistance: Motor vehicle assistance is available by contacting UTEP Police by using the nearest Blue Light Emergency Call Boxes or dialing 915-747-5611. Please be prepared to provide your name, vehicle description/color, and location. Please note that individuals will be required to sign a waiver to have this service performed.
- Alcohol Awareness Week: Alcohol Awareness Week at UTEP is designed to bring awareness to the UTEP community, particularly our students, about the use and abuse of

alcohol. This includes health risks, social problems, resources available, what it means to drink responsibly, and the impact alcohol can have on one's classmates, friends, family, and community members.

- Hazing Prevention Week: Hazing Prevention Week at UTEP is designed to bring awareness to the UTEP community about the dangers of hazing. At UTEP, hazing is expressly prohibited including any activity involving consumption of food, liquid, alcoholic beverage, liquor, drug or other substance which subjects the person to an unreasonable risk of harm or which adversely affects the mental or physical health or safety of the person.
- Lost & Found Property: All lost items turned into the UTEP Police Lost and Found are kept for a maximum of 60 days. To report lost property, call 915-747-6640 or 915-747-6338. Inquiries can also be directed to **lostandfound@utep.edu**

  Note: Property with little or no monetary value and property considered a health hazard such as chemicals, food and food containers, hats, cosmetics, water bottles and clothing will be destroyed by the Lost & Found Division.
- Asset Protection Surveys: Surveys are conducted to identify vulnerabilities and will include recommendations that may enhance personal safety, security of campus assets, and building security.
- National Prescription Take Back Day Initiative: Provides a venue to safely dispose of expired medications. The dates, times, and locations of this service will be announced to the campus community. For more information, call the Support Services Division at 915-747-6640.
- VIN Etching: VIN etching is the process of placing a light but visible stencil of the vehicle identification number on each window and the windshield of the vehicle. Upcoming initiatives are announced to the campus community via the UTEP Today monitors and department social media. For more information, call the Support Services Division at 915-747-6640.

DISCLOSURES TO ALLEGED VICTIMS OF CRIMES OF VIOLENCE

The University of Texas at El Paso will, upon written request, disclose to the alleged victim of a violent crime, the results of any disciplinary hearing conducted by the University against the alleged student perpetrator of the crime or offense. If the alleged victim is deceased as a result of the crime or offense, The University of Texas at El Paso will provide the results of the disciplinary hearing to the victim's next of kin, if so requested.

The University has procedures in place that serve to be sensitive to those who report sexual assault, domestic violence, dating violence, and stalking, to include informing individuals about their right to file criminal charges, as well as the availability of medical, counseling, and support services, and additional remedies to prevent contact between a complainant and an accused party, such as work, academic, transportation or residential accommodations, if reasonably available. Students needing accommodations should visit the Dean of Students Office located in the Union Building West, Room 102. Employees needing accommodations should contact Beatriz Tapia, Director for Equal Opportunity at **betapia@utep.edu,** 915-747-5839 or stop by Kelly Hall, Room 302. Both employees and students who need support and/or information related to the University's sexual misconduct procedures can also contact Gabriel Ramirez, Title IX Coordinator, at **gramirez2@utep.edu** or 915-747-8358.

After an incident of sexual assault, survivors are encouraged to seek immediate medical attention by visiting University Medical Center of El Paso, 4824 Alberta Ave., 915-544-1200. University Medical Center of El Paso provides sexual assault medical forensic examination and evidence collection to sexual assault victims. Medical attention at the local hospital is required to preserve valuable evidence should the victim decide to seek prosecution through the criminal justice system. It is important to know that local police may be contacted if the victim goes to the hospital.

It is also important that a survivor of sexual assault does not bathe, douche, smoke, change clothing, or clean the bed/linen/area where he or she was assaulted if the offense occurred within the past 120 hours (five days) so that evidence may be collected and preserved. If a victim of sexual assault does remove his/her clothing, he/she is encouraged to take the clothes in which

they were assaulted with them to the hospital in a paper bag, not in a plastic bag, in order to preserve evidence.

Survivors of domestic violence, stalking, and dating violence are encouraged to preserve evidence by saving text messages, instant messages, social networking pages, other communications, and keeping pictures, logs, or other copies of documents that would be useful to University Police investigations and hearings. If a survivor reports an incident of sexual assault, domestic violence, dating violence, or stalking to the UTEP Police Department, and the incident is beyond the jurisdiction of the campus, the UTEP Police Department will assist victims to notify the local police department if they desire. Although the University strongly encourages all members of its community to report violations of the policy to law enforcement, it is the victim's choice whether to make a report and victims have the right to decline involvement with the police.

UNIVERSITY DISCIPLINARY ACTION

The University will provide resources to persons who have been victims of sexual assault, domestic violence, dating violence or stalking, and will apply appropriate disciplinary action to those who violate the Policy. The procedures set forth below are intended to afford a prompt response to charges of sexual assault, domestic or dating violence, and stalking, to maintain confidentiality and fairness consistent with applicable legal requirements, and to impose appropriate sanctions on violators of the Policy.

As time passes, evidence may dissipate or become lost or unavailable, thereby making the investigation, possible prosecution, disciplinary proceedings, or obtaining protection from abuse orders related to the incident more difficult. If a victim chooses not to make a complaint regarding an incident, he or she nevertheless should consider speaking with the UTEP Police Department or other law enforcement agencies to preserve evidence in the event that the victim changes her/his mind at a later date.

If a report of sexual assault, domestic violence, dating violence or stalking is reported to the University, the procedures that the University will follow, as well as a statement of the standard

of evidence that will be used in any judicial hearing on campus arising from such a report, are listed below.

The University recognizes the rights of Parties to report and file formal complaints regarding an incident to the University and to receive a prompt and equitable resolution to grievances. There is a distinction between reporting incidents and filing a Formal Complaint.

TEXAS STATE LAW – ALCOHOL POSSESSION AND CONSUMPTION

All members of the University community should at all times be cognizant of, and comply with, state and local liquor laws. It is unlawful in the State of Texas for any person under the age of 21 to possess, purchase or drink alcoholic beverages, except when with either a parent or adult spouse. Providing alcoholic beverages to minors other than where the law provides is prohibited. A violation of the Policy subjects the offender(s) to internal disciplinary and/or law enforcement action, which may include a court appearance, citation or arrest.

The University prohibits the possession and consumption of alcoholic beverages on campus, with the exception of certain special events such as official University receptions. For these exceptions, individuals possessing, or consuming alcoholic beverages must be 21 years of age or older. Kegs and other similar containers including, but not limited to, 1/2 kegs, party balls or pony kegs are not permitted anywhere on campus. Exemptions to possession and consumption of alcoholic beverages on campus must receive written authorization from the University President's Office prior to the date of the event. The UTEP Police Department will be notified when an exemption has been granted.

The University is dedicated to providing a healthy, comfortable and productive environment for students, faculty, staff, and guests. All members of the University community are expected to maintain self-control. Conduct should be consistent with ideals of academic excellence, health, and responsible social behavior, including recognition of the rights of others.

It is also recognized that The University of Texas at El Paso is a community of free and open inquiry in which adults are encouraged to make responsible decisions in their lives, including abstinence from, or careful use of, alcohol. The University recognizes the freedom of conscience

that determines such issues but cautions that such freedom does not imply license to violate the law or University policy.

Series 50000 of the Rules and Regulations of the Board of Regents of The University of Texas System provides for disciplinary action against any student who engages in conduct that is prohibited by state, federal or local law. This includes those laws that prohibit the use, possession or distribution of drugs.

The University may impose penalties for conduct related to the unlawful use, possession or distribution of alcohol, which includes disciplinary probation, payment for damage to or misappropriation of property, suspension of rights and privileges, suspension for a specified period of time, expulsion, community service, or such other penalty as may be deemed appropriate under the circumstances.

DRUGS

Every UTEP student shall be responsible for compliance with all local, state, and federal laws regarding controlled substances including, but not limited to, their use, sale, distribution, possession, or manufacture. Violations of any local, state, or federal law regarding controlled substances may subject the person to disciplinary proceedings by the Office of Community Standards without regard to any proceedings in local, state, or federal courts.

When the standards of conduct regarding illicit drugs are violated, sanctions may be imposed by the Office of Community Standards. Possible sanctions include, but are not limited to, assignment to community service, suspension, suspension of privileges, suspension for a specified amount of time, or expulsion. The University will impose a minimum disciplinary penalty of suspension for a specified period of time or suspension of rights and privileges, or both, for conduct related to the use, possession, or distribution of drugs that are prohibited by state, federal, or local law.

Sanctions upon conviction in the criminal court system for possession, distribution or manufacture of controlled substances range from fines and probation to imprisonment. Amounts of fines, terms of probation or years of imprisonment generally are contingent upon the circumstances and amounts of drugs possessed, sold, distributed or manufactured.

UTEP enforces state and federal laws that prohibit the possession or sale of illegal drugs or drug paraphernalia. In addition, the Rules and Regulations of the Board of Regents provide for the suspension of students found guilty of possession of drugs on campus.

Visit **www.utep.edu/hoop/section-2/student-conduct-and-discipline.html**

DRUG AND ALCOHOL AWARENESS PROGRAMS

Multiple units within the Division of Student Affairs provide proactive prevention programs as well as recovery initiatives to support students in addressing alcohol and drug concerns. UTEP's Counseling and Psychological Services (CAPS) works closely with the Office of Community Standards, the Dean of Students Office, and Housing and Residence Life to assist those students who are at risk or have violated the University's drug and alcohol policies.

CAPS offers programs throughout the semester to individuals and groups upon request and facilitates a recovery program for those who have struggled with alcohol use and abuse. CAPS also offers referrals to outside agencies that can provide further assistance to students, faculty and staff.

Annually, the Dean of Students Office leads a collaborative effort with CAPS, OCS, HRL, UTEP Police, Student Health and Wellness Center, and the Student Engagement and Leadership Center to produce Alcohol Awareness Week. The goal of Alcohol Awareness Week is to raise awareness of alcohol issues on campus, as well as the resources and support available to University students, staff and faculty. Since 2019, the campus has focused its efforts around the Limit2WinIt campaign designed to reduce high-risk behaviors and mirror similar efforts in the El Paso community.

UTEP Police Individual Reflective Experience (I.R.E) Program

The premise of the UTEP Police Department I.R.E. Collaborative rests upon the idea that through coordinated mentoring, education and awareness efforts, students can be encouraged to take responsibility and change at-risk behaviors to enhance their quality of life, promote their academic success and be a positive force to enhance community safety while building positive relationships based on trust and open communication.

Students identified by the Office of Community Standards are referred to the program coordinator and begin the I.R.E. collaborative four-step process.

Step one: One-on-one initial meeting with the program coordinator

Step two: Student assigned a written reflection paper

Step three: Student attends education and awareness workshops

Step four: One-on-one final meeting with program coordinator

SEX OFFENDER REGISTRATION

The Federal Campus Sex Crimes Prevention Act, enacted on October 28, 2000, went into effect on October 28, 2002. The law requires institutions of higher education to issue a statement that advises the campus community where it can obtain information about registered sex offenders provided by the state through a law enforcement agency.

The act also requires sex offenders, who are already required to register in a state to provide notice, as required under State law, of each institution of higher education in that state at which the person is employed, carries on a vocation or is a student.

This act amends the Family Educational Rights and Privacy Act of 1974 to clarify that nothing in that act may be construed to prohibit an educational institution from disclosing information provided to the institution concerning registered sex offenders, and requires the Secretary of Education to take appropriate steps to notify educational institutions that disclosure of this information is permitted.

State law requires persons convicted of or placed on deferred community supervision for certain offenses to register as sexual offenders. Offenders who committed "sexually violent" offenses (mostly contact offenses) must register for the remainder of their life, even after completing probation or parole. Others (some non-contact offenses) may cease registration 10 years after completion of their term of supervision.

Registered sex offenders are required to inform the University when they become enrolled as students, employed as staff/faculty, or volunteering on campus. To learn whether information of

this nature has been provided to the University, contact the UTEP Police Department at 3118 Sun Bowl Drive, or call 915-747-5611.

Information regarding sex offender registration files is available through the Texas Department of Public Safety (TXDPS) website at: **https://publicsite.dps.texas.gov/SexOffenderRegistry**

The TXDPS Sex Offender search Mobile Application for iPhone and Android can be downloaded. **www.dps.texas.gov/section/media-and-communications-office/texas-dps-mobile-application-overview**

MISSING STUDENT INFORMATION

Our students are busy and it can often be difficult to get them to call home! If you have not been able to reach your son or daughter by text message, e-mail, or telephone for a significant period of time, it may be a sign of a more serious problem. If you believe your son or daughter is missing or in distress, please contact the UTEP Police Department at 915-747-5611 immediately. We will try to contact your student and coordinate helpful resources.

IF THE STUDENT RESIDES ON-CAMPUS IN STUDENT HOUSING

If a member of the University community has reason to believe that a student who resides in on-campus housing is missing, he or she should immediately notify The University of Texas at El Paso Police Department (UTEP PD) at 915-747-5611. UTEP PD will generate a missing person report and initiate an investigation. After investigating the missing person report, should UTEP PD determine that the student is missing and has been missing for more than 24 hours, UTEP will notify the El Paso Police Department and the student's emergency contact no later than 24 hours after the student is determined missing. If the missing student is under the age of 18 and is not an emancipated individual, UTEP officials will notify the student's legal parent or guardian immediately after the UTEP PD has determined that the student is missing.

In addition to registering an emergency contact, students residing in on-campus housing have the option to select a confidential contact person to be contacted by UTEP in the event the student is determined to be missing for more than 24 hours. If a student has selected a confidential contact person, UTEP will notify that person no later than 24 hours after the student is determined to be missing. Students who wish to identify and select a confidential contact can do so through the

UTEP Department of Resident Life at 747-5352. The contact information is confidential, and this information will be accessible only to authorized campus officials and law enforcement and will not be disclosed except for the missing person investigation.

Visit: **https://www.utep.edu/student-affairs/dean-of-students-office/student-safety/student-emergency.html**

UPDATING CONTACT INFORMATION

Student(s) are encouraged to update their primary cell phone number and emergency contact information and keep the information current.

EMERGENCY MANAGEMENT

At The University of Texas at El Paso, the Office of Emergency Management (OEM) functions within the Department of Environmental Health and Safety.

OEM has the goal to create a safe campus community by assisting in our university's capacity to manage and mitigate incidents when they occur. These are achieved by risk assessment, hazard analysis, written plans and procedures, training, drills, and exercises. It includes:

- Reviewing and updating the University's Emergency Management Plan on a regular basis.
- Providing campus tips or guidelines for students, faculty, and staff about personal and university preparedness to include the University's Emergency Management Plan.
- Coordinating and developing emergency preparedness exercises using an all-hazard approach.
- Providing presentations to on-campus departments, classes, and organizations about emergency management and personal safety and protection.

EMERGENCY PREPAREDNESS

An emergency is often a sudden and unexpected occurrence that requires a response to help provide life, safety and property protection. It is very important that for all emergency and hazardous incidents, whether man-made or naturally caused, that the course of action for the emergency condition or incident be determined by the On-the-Scene Incident Commander with

supporting personnel, departments and agencies assisting as needed or required. This may include an incident involving an active shooter, fire or other emergency incidents.

In preparing for possible incidents, fire drills are conducted twice a year in student housing, usually at the beginning of fall and spring semesters. Additionally, other designated occupancies on campus will have fire drills during the calendar year. These require evacuation from the building and allow the occupants to experience emergency alarm conditions in a controlled manner. These drills are coordinated with Environmental Health and Safety (EH&S), UTEP Police, facilities, and the building management to help ensure safety through emergency preparedness and practice.

Visit UTEP Handbook of Operating Procedures, Section 9: Environmental Health & Safety, Chapter 4: Loss Prevention, Emergency Preparedness, and the Office of Emergency Management **https://www.utep.edu/hoop/section-9/ch-4.html**

EMERGENCY NOTIFICATION AND EVACUATION PROCEDURES

Emergencies may range from inclement weather and building evacuations to campus closures. The University of Texas at El Paso has a redundancy of systems in place to communicate with the UTEP community in the event of these and other possible emergencies. Depending on the type of emergency, the university may use some or all the following tools to communicate with students, faculty and staff.

I. University Group E-mail: During emergencies, a group e-mail is sent to every student, faculty and staff member.

II. Text Messaging System: Miner Alert is an alert notification system used to immediately contact faculty, staff and students during urgent or emergency situations with useful information and updates by sending text messages to cell phones or wireless devices.

III. University Homepage: Information may be posted on the institution's emergency website at **https://www.utep.edu/emergency/?utep-home**

IV. UTEP Today Message Boards: LCD monitors are placed strategically in campus buildings.

V. Press Release: The Public Information Officer (PIO) may send a press release and contact the local media. Because UTEP is a commuter campus, the University depends a great

deal on broadcast media to notify students, faculty and staff members of emergencies before and during their commutes.

VI. Emergency Call List: The President's Office has an emergency call list of key department contacts that are initiated during an emergency.

VII. Public Safety Patrol Car Announcements: UTEP Police Department patrol cars are equipped with PA systems, which officers can use to provide instructions to pedestrians during emergencies.

VIII. Fire Alarm System: Residence halls and other campus buildings are equipped with fire alarm systems that activate to alert occupants regarding smoke or water flow of the fire sprinkler systems. These allow occupants to evacuate in a timely manner.

EVACUATION

An emergency incident or hazardous condition may occur in an area of campus or at large events such as a sporting event. If so, an immediate evacuation may be necessary. Individuals may need to be directed and assisted in this process.

Often, evacuations will be limited to one building. This is known as a limited evacuation. An example of that would be when a fire alarm is activated due to a reported fire and smoke conditions. In this instance, the primary objective is life safety, and the best course of action is to **immediately exit** the building and relocate to an area pre-designated in an evacuation plan.

- Pre-designated areas may be parking lots, open fields or even entering another nearby building.
- Emergency responders in coordination with UTEP Police may direct occupants to other areas based upon the conditions on the scene.

In some instances, a large-scale evacuation is necessary that includes multiple buildings, large areas or the entire campus. These incidents present unique challenges in which hazardous conditions may be so significant that the time for rapid notification to the campus community is significantly diminished. The overarching goal in this case is to expedite evacuation for preservation of life and safety. Such a large magnitude occurrence will require multijurisdictional coordination to achieve an effective evacuation safely.

Have an exit strategy! **www.tdi.texas.gov/fire/exit-strategy.html**

SHELTER IN PLACE

- Shelter in place is a course of action whereby the occupants of a building or structure remain inside where they are. This may occur during periods of severe weather such as high winds, a thunderstorm or during the release of hazardous material from another location. The safest action may be to remain sheltered inside a building and not be exposed to potentially toxic gas or vapor.

AREAS OF REFUGE

- An area of refuge is a location in a building designed to hold occupants during a fire or other emergency, when evacuation is not safe or possible. Occupants can wait there until rescued by emergency responders.

ACTIVE SHOOTER

Active shooter incidents are occurring with more frequency. Though they are still uncommon, the campus must anticipate and be prepared for the unexpected.

- An active shooter is one or more individuals actively engaged in killing or attempting to kill people in a confined populated area. This type of incident occurs quickly and with little or no warning. It is important that everyone reacts quickly to protect themselves and assist others. If possible, call 911 or UTEP Police at 915-747-5611.
- AVOID/Run if possible. Move away from the source of the threat as quickly as possible. The more distance and barriers between you and the threat, the better. Leave belongings behind. Remain calm and follow all instructions of arriving law enforcement.
- DENY/HIDE if necessary. Keep the distance between you and the threat. Go to a room or office and lock the doors. If the door does not lock, wedge it shut or use heavy furniture to barricade it. Close blinds, turn off lights, silence your cell phone, and cover windows.
- DEFEND/FIGHT, if you must. If there is no opportunity for escape or hiding, as a last resort, attempt to disrupt and incapacitate the active shooter. Be prepared to defend yourself, be aggressive and committed to your actions. Do not fight fairly.

LOCKDOWN

If there is an unsafe incident on campus, instructions to evacuate or remain in place will be provided.

- Follow instructions.
- Remain in the classroom or office if safe to do so.
- If in a hallway move to a room that can be locked.
- Stay away from windows.
- Lock all doors or barricade.
- If outside, attempt to enter a building that you are familiar with.
- Wait until notice is given, that all is clear and it is safe to move.

FIRE SAFETY

If a fire occurs in a campus building, community members should immediately notify the UTEP Police Department at 915-747-5611 or 911. The UTEP Police Department will initiate a response through the computer-aided dispatch system that links directly to all fire and emergency medical response services. This system can summon the fire department quickly. If a member of the UTEP community finds evidence of a fire that has been extinguished, and the person is not sure whether the UTEP Police Department has already responded, the community member should immediately notify the UTEP Police Department to investigate and document the incident.

The fire alarms alert community members of a potential hazard and community members are required to heed their warning and evacuate a building immediately upon hearing a fire alarm in a facility. Use the nearest stairwell and/or exit to leave the building immediately. Community members should familiarize themselves with the exits in each building.

Elevators shall not be used to evacuate when the fire alarm is activated. Occupants shall use designated stairs to evacuate during emergencies. Upon a fire alarm activation, elevators will automatically travel to a safe floor, allow evacuation and stop operating during the duration of the fire alarm activation. Emergency phones are available in each elevator for occupants to contact UTEP Police in case of entrapment or other emergency assistance.

FIRE LOG

The University of Texas at El Paso maintains a log of fires that have occurred in on-campus student housing in accordance with federal regulations (34 CFR §668.49). On-campus student housing consists of three facilities operated by the UTEP Housing and Residential Life (HRL). Facilities are Miner Village, Miner Heights and Miner Canyon. The **Fire Log** is available for public review 24 hours a day on the UTEP Police Department website **www.utep.edu/police.** A hard copy of the Fire Log is also available at the UTEP Police Department, 3118 Sun Bowl Drive.

The University of Texas at El Paso has a Texas Commission on Fire Protection regulated Fire Department. The UTEP Fire Department serves as the Fire Marshal's Office and relies on the City of El Paso Fire Department (EPFD) to provide emergency fire suppression and medical response to the campus community. In addition, the City of El Paso has an Insurance Services Office (ISO) Class 1 Fire Department. ISO ratings (1 to 10) are predominantly used to determine the insurance rates for commercial and industrial properties, but in essence, it is a grading system. The El Paso Fire Department has been highly recognized for exceeding the standard requirements of response times and maintaining the availability of quality resources. The UTEP Police Department also responds to all types of fires reported on campus and a written report is completed in each instance.

REPORTING FIRE INCIDENTS

1. UTEP Police Communications receives fire alarms via a monitored Fire Alarm System.
2. Patrol officers are dispatched to the location to determine the cause of the alarm.
3. Environmental Health & Safety (EH&S) is notified if there is an actual fire, if a fire extinguisher is discharged, or if injuries are caused by the incident.
4. EH&S is contacted if the above criteria are met.

ANNUAL FIRE REPORT

UTEP Environmental Health & Safety (EH&S) office compiles the Annual Fire Safety Report, which includes statistics for on-campus student housing areas only. The report counts the number of fires, the cause of each fire, the number of injuries and deaths related to a fire, and the value of the property damage caused by a fire in Student Housing.

EH&S creates this fire safety report as part of the annual Higher Education Reauthorization Act Compliance document, which contains information about the fire safety practices and standards for UTEP residential facilities.

In 2024, the on-campus residential facilities at The University of Texas at El Paso consisted of apartments in the "Miner Village," "Miner Heights" and "Miner Canyon" complexes. Miner Village consists of 12 three-story buildings in a single apartment style dwelling complex. Miner Heights consists of two two-story buildings and a single three-story building in a single dwelling complex. The Miner Canyon facility has two four-story residential halls that also offer apartment-style dwellings. If smoke or other smoke-like situations occur in a UTEP residential building, or if a fire sprinkler flow causes a detection initiation, an automatic fire detection and alarm system will alert the occupants at the dwelling unit and the UTEP Police Department.

STUDENT HOUSING EVACUATION PROCEDURES

In the case of a fire, or fire-related emergency, residents and Residence Life staff immediately evacuate the building and place a call to the UTEP Police Department dispatcher at 915-747-5611 or by dialing 9-1-1 regarding specifics of an evacuation incident. UTEP Police Department also initiates a response upon detection through the automated alarm monitoring system within Police Dispatch, as the department has direct communications with the El Paso Fire Department and can summon the fire department quickly through this communication link. The UTEP Police Department will also notify the campus Environmental Health and Safety department at 915-747-7124 in the event of an actual fire or fire extinguisher being discharged.

FIRE PROTECTION EQUIPMENT AND SYSTEMS

University residential structures are protected by a fully automatic fire sprinkler system and are equipped with a smoke detection fire alarm system. Fire alarms are monitored on site by residential facilities staff and at the UTEP Police Department dispatch 24 hours a day. Each apartment unit is also supplied with a fire extinguisher in the general area of the living room/kitchen.

POLICIES REGARDING POTENTIAL FIRE SOURCES

Smoking is prohibited throughout the residential facilities complex. Microwaves are restricted to one per apartment. Any student-supplied appliance with exposed heating elements cannot be used; this includes space heaters and halogen lamps. Open flames such as candles, incense and grills (propane, charcoal, or wood-fired) are prohibited. These and other rules and policies can be found in the Residence Life Online Handbook **www.utep.edu/student-affairs/housing/resident-handbook/resident-handbook.html**

FIRE AND LIFE SAFETY INSPECTIONS

The Office of Environmental Health & Safety conducts fire and life safety inspections annually in all common areas. Residence Life staff conduct inspections of all apartments once in the fall semester and once in the spring semester. Every three years, the State of Texas Fire Marshal performs an independent assessment of all student residential facilities for fire safety. Special attention is paid to the improper use of electrical cords, tampering with the sprinkler system or fire alarm devices, the prohibited use of open flame that includes candles, smoking or incense, or the use of halogen lamps. Smoking is prohibited in campus buildings and apartments. These inspections also include a general assessment of the cleanliness of the apartment rooms as this often impacts the spread of fires.

STATISTICS AND INFORMATION REGARDING FIRES IN UTEP RESIDENTIAL FACILITIES

Miner Village									
Facility Name	Address	Total Fires Per Facility	Fire Numbers	Date	Time	Cause of Fire	Number of Injuries That Required Treatment at Medical Facility	Number of Deaths Related to Fire	Value of Property
Davis Hall	2451 N. Oregon St.	0	0	N/A	N/A	N/A	0	0	0
Mimbres Hall	2421 N. Oregon St.	0	0	N/A	N/A	N/A	0	0	0
Hueco Hall	2401 N. Oregon St.	0	0	N/A	N/A	N/A	0	0	0
Guadalupe Hall	2481 N. Oregon St.	1	1	3/2/25	2318	Cigarette in trash can	0	0	$480
Franklin Hall	2501 N. Oregon St.	0	0	N/A	N/A	N/A	0	0	0
Indio Hall	2521 N. Oregon St.	0	0	N/A	N/A	N/A	0	0	0
Chisos Hall	2531 N. Oregon St.	0	0	N/A	N/A	N/A	0	0	0
Del Norte Hall	150 W. Robinson Ave	0	0	N/A	N/A	N/A	0	0	0
Tinaja Hall	100 W. Robinson Ave	0	0	N/A	N/A	N/A	0	0	0
Sacramento Hall	2441 N. Oregon St.	0	0	N/A	N/A	N/A	0	0	0
Capitan Hall	2581 N. Oregon St.	0	0	N/A	N/A	N/A	0	0	0
Eagle Hall	190 W. Robinson Ave.	0	0	N/A	N/A	N/A	0	0	0
Miner Heights Facility									
Cottonwood Hall	300 W. Schuster Ave.	0	0	N/A	N/A	N/A	0	0	0
Ocotillo Hall	360 W. Schuster Ave.	0	0	N/A	N/A	N/A	0	0	0
Mesquite Hall	370 W. Schuster Ave.	0	0	N/A	N/A	N/A	0	0	0
Miner Canyon Facility									
Whispering Springs	3490 Sun Bowl Dr.	0	0	N/A	N/A	N/A	0	0	0
Copper Canyon	3490 Sun Bowl Dr.	1	1	11/05/24	2300	Grease Fire	0	0	$100
Copper Canyon	3490 Sun Bowl Dr.	1	1	08/30/23	2040	Electrical	0	0	$0-$500

FIRE SAFETY AMENITIES IN UTEP RESIDENTIAL FACILITIES

Miners Village Facility							
Facility Name	Address	Fire Alarm Monitoring on Site by Campus Police	Full Sprinkler System	Smoke Detector	Fire Extinguisher	Evacuation Plans & Placards	Number of Evacuation (Fire) Drills In Calendar Year
Davis Hall	2451 N. Oregon St.	YES	YES	YES	YES	BY WEB	2
Mimbres Hall	2421 N. Oregon St.	YES	YES	YES	YES	BY WEB	2
Hueco Hall	2401 N. Oregon St.	YES	YES	YES	YES	BY WEB	2
Guadalupe Hall	2481 N. Oregon St.	YES	YES	YES	YES	BY WEB	2
Franklin Hall	2501 N. Oregon St.	YES	YES	YES	YES	BY WEB	2
Indio Hall	2521 N. Oregon St.	YES	YES	YES	YES	BY WEB	2
Chisos Hall	2531 N. Oregon St.	YES	YES	YES	YES	BY WEB	2
Del Norte Hall	150 W. Robinson Ave	YES	YES	YES	YES	BY WEB	2
Tinaja Hall	100 W. Robinson Ave	YES	YES	YES	YES	BY WEB	2
Sacramento Hall	2441 N. Oregon St.	YES	YES	YES	YES	BY WEB	2
Capitan Hall	2581 N. Oregon St.	YES	YES	YES	YES	BY WEB	2
Eagle Hall	190 W. Robinson Ave.	YES	YES	YES	YES	BY WEB	2
Miner Heights Facility							
Cottonwood Hall	300 W. Schuster Ave.	YES	YES	YES	YES	BY WEB	2
Ocotillo Hall	360 W. Schuster Ave.	YES	YES	YES	YES	BY WEB	2
Mesquite Hall	370 W. Schuster Ave.	YES	YES	YES	YES	BY WEB	2
Miner Canyon Facility							
Whispering Springs	3490 Sun Bowl Dr.	YES	YES	YES	YES	BY WEB	2
Copper Canyon	3490 Sun Bowl Dr.	YES	YES	YES	YES	BY WEB	2

FIRE SAFETY – TRAINING AND EDUCATION

It is University policy that Residence Life Assistants (RLAs) receive fire safety training at the beginning of the fall and spring semesters. This training includes hands-on training of portable fire extinguishers, an overview of prohibited electrical appliances, an overview of prohibited decorations, an overview of building fire safety systems, practical fire safety inspection procedures and reporting process, and evacuation procedures to follow in case a fire alarm is activated. The RLAs are valuable first-line responders in case of fire.

The program "Have an Exit Strategy" is presented for students, especially student residents, to make them aware of their surroundings and to note additional exits from buildings. This program, provided with financial support from FEMA and orchestrated by the Texas State Fire Marshal's Office, is designed to promote situational awareness to prevent the loss of life among higher education communities that have unfortunately occurred within the last few years in nightclubs or gathering places that university students frequent.

Visit: **www.tdi.texas.gov/fire/exit-strategy.html**

FIRE SAFETY TIPS FOR STUDENTS AND STAFF

Buildings are equipped with various features designed to detect, stop, and/or suppress the spread of fire.

- A door can be the first line of defense against spreading smoke or fire from one area to another. Some doors, such as fire doors in corridors or stairwells of residence halls, are designed to stand up to fire longer than those in an individual room. It is important that these doors are CLOSED for them to work. Additionally, if a door has a device that automatically closes the door, it should NOT be propped open or obstructed with any furniture or objects that will prevent or limit the door from swinging completely open. Attachment of paper product signs or decorations on door surfaces is prohibited.
- Sprinklers are 98% effective in preventing the spread of fire when operating properly.
- Do not obstruct the sprinkler heads with materials like clothing hanging or decorations from the piping or sprinkler heads.

- Smoke detectors cannot do their job if they are disabled or covered by the occupant, which is a violation of university policy. Almost ¾ of all fires that are caused by smoking material are the result of a cigarette being abandoned or disposed of carelessly. Thus, smoking is NOT PERMITTED in any UTEP building. Unattended cooking, excess buildup of steam and activities that cause dust particles to go airborne, shall be controlled to prevent smoke detectors from activating.

FUTURE IMPROVEMENTS IN FIRE SAFETY

Improvements or potential changes in fire safety at the university are reviewed and any required changes are implemented on a timely basis. There are no changes in fire safety equipment and training anticipated at this time.

INFORMATION AND RESOURCES

The Office of Emergency Management (OEM) is in the Environmental Health and Safety (EH&S) department in the El Paso Natural Gas Conference Center, 2051 Wiggins Way. The direct phone number is 915-747-7188. After hours, members of EH&S and OEM may be reached at any time through the Police Department Dispatch Office, 915-747-5611.

Office of Environmental Health and Safety:

https://www.utep.edu/ehs/emergency-management.html

Federal Emergency Management Agency (FEMA):

https://www.fema.gov/

Ready- Prepare, Plan, Stay Informed:

https://www.ready.gov/

SECURITY AND ACCESS TO CAMPUS FACILITIES

University property is maintained for use by students, faculty and staff. Access to campus facilities may be restricted as necessary to comply with rules and regulations of the Board of Regents of The University of Texas System and to meet safety and security requirements as determined by University officials.

Campus buildings and facilities are accessible to campus community members, guests, and visitors Monday through Friday during regular business hours. After hours and during weekends and holidays, outside doors are secured. Visit **https://www.utep.edu/hoop/section-8/ch-6.html**

Visitors are welcome and expected to adhere to campus rules, regulations and policies. Visitors are encouraged to visit the UTEP Police Department, 3118 Sun Bowl Drive for information on University regulations. UTEP reserves the right to restrict access to any person who does not adhere to University policies and procedures. Any person may be required, upon request by a Campus Security Authority (CSA), to present identification while on campus.

Employees and students are required to always have their UTEP ID card in their possession and to present it upon request by any University official, per The University of Texas System Rules and Regulations of the Board of Regents, Rule 80101, Section 3. The UTEP ID card can be obtained through the Miner Gold Card Services located inside the Mike Loya Academic Services Building, Room 116.

To learn more, visit UTEP Handbook of Operating Procedures, Section 8: Facilities Services, Chapter 6: Access Control Policy **https://www.utep.edu/hoop/section-8/ch-6.html**

University Housing – UTEP operates three on-campus housing areas for students. Residence Life (student housing in Miner Village, Miner Heights, and Miner Canyon) provides a range of services and security procedures designed to ensure the reasonable comfort of residents and invited guests. Security access gates and doors are located throughout the complex. Guests are required to be escorted by a resident and must be prepared to show identification at all times. Students are encouraged to keep their doors locked for their own personal safety. Miner Village and Miner Heights have individual apartments with mechanical locks in which a key is utilized to lock the exterior door. Miner Canyon has individual apartments with electronic access locks in

which students use their Miner Gold Card to access the building, apartment, and room. When students lock themselves out of their assigned apartment, Residence Life Assistants may be contacted to grant students access to their rooms.

Residents are encouraged to report all suspicious persons to the Residence Life staff or the UTEP Police Department. For more information regarding on-campus housing, call the Department of Housing and Residence Life at 915-747-5352.

Greek Housing – The University of Texas at El Paso does not maintain Greek Housing.

MAINTENANCE

University facilities, lighting and landscaping are maintained to promote campus safety. The University also provides emergency "Blue Light" phones installed throughout the campus. UTEP Police Officers regularly test the emergency phones and submit work orders for those in need of repair. Officers also routinely report the need for replacement lights and any other physical hazards to Facilities Services for maintenance or repair. Malfunctioning lights and other unsafe conditions are reported to Facilities Services for repair or correction. Emergency phone problems are reported to the Information Technology (IT) Department for repairs. Any student, faculty, staff or visitor who observes a possible unsafe condition is encouraged to notify UTEP Police about it by calling 915-747-5611. Students who reside in UTEP residential housing should report maintenance issues to the Department of Housing and Residence Life at 915-747-5352.

To learn more, visit UTEP Handbook of Operating Procedures, Section 2: Student Affairs, Chapter 3.4.1: Use of University Facilities-Regulations Applicable to University Buildings and Grounds – Identification Required **https://www.utep.edu/hoop/section-2/use-of-university-facilities.html**

ON CAMPUS RESOURCES		
National Suicide Prevention Line	**988**	
UTEP Police Department	3118 Sun Bowl Drive	**911 or 915-747-5611**
Dean of Students Office	Union West 102	**915-747-5648**
Office of Community Standards	Union East 303	**915-747-8694**
Equal Opportunity Office	Kelly Hall 302	**915-747-5662**
Senior Women's Administrator for Athletics	Brumbelow Building 201	**915-747-6806**
Counseling and Psychological Services	Union West 202	**915-747-5302**
Student Health and Wellness Center	Union East 100	**915-747-5624**
Human Resources	Administration Building – 206	**915-747-5202**
Employee Assistance Program	Administration Building – 206	**1-866-EAP-2400**
Campus Advocacy, Resources and Education	Campbell Building	**915-747-7452**
Por Mi Familia	College of Health Science	**915-747-8339**

OFF-CAMPUS RESOURCES	
National Suicide Prevention Line	**988**
Center Against Sexual Assault and Family Violence (CASFV)	**24/7 Crisis Hope Line: 915-593-7300**
Sierra Medical Center	**915-747-2660**
El Paso Police Department Victim Services/Domestic Violence	**915-212-4011**
New Mexico: La Piñon Sexual Assault Recovery Services of Southern New Mexico	**575-526-3437**
Ciudad Juarez, Chihuahua Mexico: Casa Amiga	**(01-656) 690-8301**
Fort Bliss Family Advocacy Program	**915-568-9129**
Fort Bliss 24/7 Domestic Violence Hotline	**915-269-2013**
Fort Bliss Sexual Assault Hotline	**915-245-8991**
24/7 Domestic Violence Hotlines	**1-800-799-7233 (National) OR 1-800-787-3224 (TTY)**
24/7 Sexual Assault Hotline	**1-800-656-HOPE (National)**

INSTITUTIONAL POLICIES

Students, faculty, and staff are encouraged to visit UTEP's Handbook of Operating Policies (HOP) and procedures to learn more about policies that apply to the entire campus community. Policies and procedures in the HOP supersede and preempt any inconsistent departmental policies, procedures, and guidelines not included in the HOP.

These policies and procedures are not intended to be and should not be regarded as a contract between the University and any person. The editors have contributed their best efforts to ensure the accuracy of the information contained herein. Please direct any questions and comments you may have to the Office of Legal Affairs.

Visit **https://www.utep.edu/hoop/** for the latest information.