



LAKE MICHIGAN[®]
C O L L E G E

ANNUAL SECURITY & FIRE SAFETY REPORT

Policies and Procedures for the 2026–2027 Academic Year

Emergency

EMERGENCY
ONLY

LAKE MICHIGAN COLLEGE



Statistical Information for 2023, 2024, & 2025

Benton Harbor Campus (including Beckwith Hall,
LMC's student housing) & South Haven Campus

**Proud Members
of NACCOP**

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Version History

Per the Clery Act, if an institution makes corrections to statistics or policies after publishing the Annual Security and Fire Safety Report, the institution must update and redistribute the report. The following are the versions/corrections made to the 2026 Annual Security and Fire Safety Report:

VERSION DATE	SUMMARY
10/1/2026	First Edition



Introduction Letter

Dear Lake Michigan College Community,

The Jeanne Clery Campus Safety Act (Clery Act) requires colleges and universities to provide information about campus safety, crime prevention, and certain crimes occurring within their Clery geography. Over time, the Act has expanded to include dating violence, domestic violence, sexual assault, stalking, and, most recently, hazing under the Stop Campus Hazing Act signed into law in December 2024.

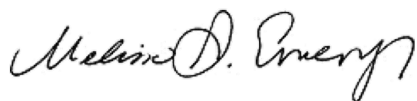
Lake Michigan College's Annual Security & Fire Safety Report reflects our ongoing commitment to campus safety, transparency, and compliance under the Clery Act. The report includes important information regarding campus safety policies and procedures, crime and fire statistics, reporting resources, prevention efforts, and available support services.

The report is prepared by the Department of Accreditation, Strategic Projects, and Quality (ASPQ), in collaboration with institutional departments and local law enforcement agencies serving LMC's Clery geography. The Annual Security & Fire Safety Report is available on the College website, and printed copies may be requested by contacting aspq@lakemichigancollege.edu.

We encourage every member of the LMC community to review this important resource and become familiar with the safety information, reporting procedures, and services available. Campus safety is a shared responsibility, and awareness and involvement from our entire community make a difference.

Together, we can help foster a safe and secure environment for everyone at LMC.

If you see something, say something.



Melissa A. Emery, Clery Compliance Officer

Dean of Accreditation and Compliance

Accreditation Liaison Officer (ALO)

Lake Michigan College

"Together we empower people and communities to thrive through education, innovation, and experiences". – Lake Michigan College

Safety & Security

Emergencies: On Campus



Campus Phone:
9-911



Non-Campus Phone:
911

Remember to alert security after dialing 911 from non-campus phones.

Non-Emergencies (Security Services): On Campus



Campus Phone:
6-911



Non-Campus Phone(s):
Benton Harbor & South Haven
Security: **269-927-6715**



Security Offices
Benton Harbor Campus
Campus Security: **B-103**
Campus Officer: **B-108a**



Email
Safety@lakemichigancollege.edu

Non-Emergencies: Off Campus



Benton Harbor Campus & Bertrand Innovation Center (Niles)
Berrien County Dispatch:
269-983-3060

This is the 24/7 public-safety dispatch number serving Berrien County.



South Haven Campus
Van Buren County Dispatch:
269-657-3101

This is the 24/7 dispatch center serving Van Buren County.



Allegan Tech Center
Allegan County Dispatch:
269-673-3899

This is the 24/7 dispatch center serving Allegan County.

EMERGENCY CALL STATIONS (BLUE LIGHTS)



Emergency Call Stations are equipped to directly dial 911 and receive an immediate law-enforcement response.

SEE IT • PRESS IT • HELP IS ON THE WAY

WHERE TO FIND THEM



BENTON HARBOR CAMPUS (Main)

- 1 Near Main Entrance (cover photo)
- 2 Between the Faculty/Staff and Student Parking Lots
- 3 In between Todd Center and Hanson Buildings
- 4 In the Parking Lot of the Todd Center
- 5 North of the Mendel Center Grand Upton Hall Entrance
- 6 Beckwith Hall Entrance
- 7 Outside the Welch Center
- 8 By the Soccer Field
- 9 Near the Concession Stand
- 10 Outside of the Softball Centerfield (between baseball and softball)
- 11 Southwest Side of the Softball Field (behind the backstop)
- 12 Northeast Side of the Baseball Field (in the back of the right centerfield)



SOUTH HAVEN CAMPUS

Between main entrance and south (front) parking lot.



BERTRAND INNOVATION CENTER

Between the west parking lot and west building entrance.



IN AN EMERGENCY DIAL 911

For non-emergencies, call 269-927-6715 for Campus Security.

Emergency

Look for these red emergency call stations with a blue light on top.



Working Relationship with Law Enforcement

Lake Michigan College maintains a written agreement with Berrien County for a Berrien County Sheriff's Deputy to serve as the College's Campus Officer (CO) at the Benton Harbor Campus. The Campus Officer provides law enforcement services in and around the College and enforces applicable Michigan state laws. The Campus Officer is directly accountable to the Berrien County Sheriff for the performance of law enforcement duties.

The Campus Officer works collaboratively with College officials, security personnel, and other law enforcement agencies, as appropriate, to support a safe and secure learning and working environment, prevent and respond to crime, and provide law enforcement resources to the College community. The Berrien County Sheriff's Office and Benton Charter Township Police Department provide law enforcement response to the Benton Harbor Campus, as appropriate. Other law enforcement agencies with jurisdiction over LMC properties may also respond or assist as circumstances warrant.

Safety & Security Personnel

In addition to the Campus Officer assigned to the Benton Harbor Campus, Lake Michigan College contracts with DK Security to provide supplemental safety and security services at the Benton Harbor and South Haven campuses. DK Security personnel are unarmed and do not have arrest authority. Security personnel provide an additional safety and security presence on campus, monitor College property, assist with crime prevention and reporting, and provide other safety-related services to students, employees, and visitors.

Safety and security personnel are scheduled based on campus operations, activities, and identified needs. The services provided include:

	PROTECTION OF PERSONS AND PROPERTY Safety and security personnel patrol on foot, in an LMC-marked vehicle, a Berrien County vehicle, and, as appropriate, a Berrien County ATV. These patrols help maintain a safe and secure environment for our students, employees, visitors, and College property.
	EMERGENCY ASSISTANCE Provide assistance in the event of injury, medical emergency, or other serious illness and help connect individuals with appropriate resources.
	LOCKED VEHICLES Opening locked vehicles on campus is only done by the Campus Officer (CO). Security personnel do not open locked vehicles.
	JUMP STARTS Provide jump starting services for dead batteries on campus.
	SAFETY ESCORT Security personnel can accompany you to your vehicle or from one campus building to another upon request.
	ENFORCEMENT AND COMPLIANCE The Campus Officer enforces applicable state laws and local ordinances. Safety and security personnel support compliance with College policies and work collaboratively with law enforcement, as appropriate.
	PARKING AND TRAFFIC ENFORCEMENT Monitor parking areas, assist with traffic flow, and enforce parking regulations.
	CRIME PREVENTION AND REPORTING Maintain a visible presence on campus, help prevent crime, respond to safety concerns, and assist with reporting incidents.

Building Access

Buildings on all campuses are opened and operated by Facilities Management Department (Facilities) to serve the needs of the College. This procedure describes the responsibilities of Facilities Management and Security, for securing buildings and permitting access.

The College must maintain a safe and secure environment for individuals while on campus.

Security/Safety Considerations: The primary considerations for securing the campus exterior and interior doors include but are not limited to:

- Provide procedures that ensure all College facilities and property are being used for authorized purposes and that proper supervision by appropriate staff members is provided
- Reduction of the theft of high value assets from the campus
- Mitigate Active Violence Incidents and/or other violent action on campus
- Disaster management where the threat (such as a gas leak or hazardous material incident) is inside one or more buildings
- Disaster management where the threat is attempting to move into a building (riots or other civil disorder, for instance).

Unlock/Lock Schedules: Facilities unlocks/locks scheduled doors and Security verifies secured doors. A building schedule is generated each week by Facility Management for Saturday through the following Friday.

- **Academic Buildings:** Generally, main entrances at academic buildings are opened each weekday by at least 7:30 a.m. and are locked 30 minutes before the end time of the latest academic class scheduled.
- **Mixed Use Buildings:** Buildings are opened and closed in coordination with the building's required needs.
- **Resident Hall:** Always locked. Key card electronic access for students and limited staff only.
- **Office Suites / Offices:** Interior office suites are locked by each respective Department at the end of their business day.
- **Academic Spaces – Normally Locked:** Academic spaces categorized as laboratories, computer classrooms, or specialty spaces should always be locked. Instructors using those spaces must be issued a key and it is their responsibility to unlock and lock for their instruction needs.
 - Departments should coordinate with Facilities Management at the start of each semester to confirm the regular schedule for normally locked spaces in order to provide for all necessary building cleaning/servicing needs.
- **Academic Spaces – Normally Unlocked:** General classrooms and lecture halls are not locked Monday through Thursday. Friday all spaces are secured after cleaning and reopened as scheduled on Monday.
- **Electronic Access:** A limited number of exterior doors and specific interior doors are electronically controlled by a program jointly managed by Facilities Management and Information Technology.

After-Hours Access: Buildings and rooms will be unlocked/locked as specified on the College scheduling plan, issued weekly. When the space is scheduled, unlocking/locking needs will be confirmed for the event and a Facilities work order should be issued as needed.

Any persons requesting building access after normal business hours, on weekends, or when buildings are closed, which has not been coordinated in advance with the College Scheduler must be referred to the Security officer on duty.

If a Security officer is asked to admit any employee to any area of the college, the Security officer will positively identify the employee by either verifying an LMC ID or receiving a call from the employee's supervisor. Security officer will record this information in the report management system, including name, area accessed and the purpose of entry.

Employees are required to notify Security if working on-site outside of normal hours upon arrival and when they leave.

Students are not permitted to be in any building or room/department area that is closed or unstaffed, unless that student has been authorized through Facilities Management.

For external events, a designated LMC employee is required to be present (refer to Facilities Rental Procedures).

Campus Closures and Emergency Closures: Employees coming to work on campus when the campus is closed to the public should report their presence to Security.

Employees who are not authorized by their supervisors to be on campus during an emergency closure should not be on campus. Any emergency access required should be coordinated with their Supervisor and Security.

Summer Schedule: Summer schedule is Monday through Thursday for regular College hours. Unlocking/locking is coordinated with the summer schedule. Academic spaces that are normally unlocked (see above) may be closed if there are no scheduled classes during the summer.

Security Cameras

The College is committed to providing a safe and secure environment for students, faculty, staff, and visitors. Security cameras are an important tool in achieving this goal. However, their use must be balanced with the need to respect the privacy of individuals. The purpose of this policy is to establish guidelines for the use of security cameras on campus to enhance safety, deter criminal activity, and protect college property while respecting individual privacy rights. This policy applies to all security cameras installed on College property, including but not limited to hallways, parking lots, and public spaces.

Compliance with Laws

All use of security cameras will comply with applicable federal, state, and local laws, including those related to privacy and surveillance.

Reporting Concerns

Any concerns or complaints regarding the use of security cameras should be directed to:

Safety@lakemichigancollege.edu.



Facilities Repair or Service

The Facilities Management Department (Facilities) is responsible for maintaining, repairing, and updating facilities and grounds that are owned and operated by Lake Michigan College (LMC). All repairs or services of campus facilities are maintained with safety and security in mind.

Additional services managed and/or supported by Facilities include:

- Building/room scheduling, unlocking/locking, and access control
- Keying management and issuance
- Custodial services
- Elevator management services
- Utility management
- Trash, recycling, and hazardous waste management
- Pond and county drain line control and management
- Pest and animal control services
- Interior building and exterior site lighting
- Pavement and concrete walkway management and repair
- Roofing management and repair
- Emergency management and response
- Motor pool vehicles, see Motor Pool Vehicle Procedure
- Parking management, including permit issuance as needed
- Nature trail maintenance/management
- Furniture repair/key access
- Flag protocols and maintenance
- Temporary signage posting, including any use of side-walk signage
- Sign system management

Facilities Management manages annual routine capital project planning to support facility operation needs as well as support to College-wide major capital. Routine capital projects are prioritized based on safety, operations, and energy efficiency impacts.

Reporting a Crime

Campus Security Authorities

Campus Security Authorities (CSAs) are individuals designated by LMC with significant responsibility for student and campus activities, including security personnel.

Under the Clery Act, a crime is reported when a victim, witness, third party or even the offender brings a crime to the attention of a CSA, campus security personnel or local law enforcement. CSAs have an obligation to report through LMC's Maxient (Report and Support) system, or to the Clery Compliance Officer. It doesn't matter whether the individual(s) involved in the crime or reporting the crime are associated with the institution.

CSAs are responsible for:

- Completing annual training and education as determined by the Clery Compliance Officer/Clery Compliance Committee.
- Reporting all alleged crimes as well as understanding the mandated Clery Act crimes.
- Timely submission of a Maxient report(s) of all alleged crimes reported to them.
- Responding to the annual confirmation process to verify that all Clery Crimes were reported during the previous year.

CSAs will receive at a minimum an annual notification as a reminder to submit any incidents/crimes etc. that may have occurred. Each CSA is required to respond to the communication.

CSAs are not responsible for investigating crimes. The CSA role is to report all incidents immediately, no matter how minor the incident may seem. Investigations and crime classifications are the responsibility of LMC's Campus Officer unless local law enforcement is involved.

CSA's need to report:

- Contact information such as name, phone number, and email address (clarification from the CSA may be needed).
- Date the incident was reported to the CSA.
- Where the incident occurred: On-Campus; Student Housing; Non-Campus building or property; or Public Property.
- What alleged or attempted crime took place.
- Summary of the alleged incident.

Any crime that occurred on or around college property may be reported to the following CSAs (the list below is not an exhaustive list of all CSAs of the College):

Benton Harbor Campus

- Security: **269-927-6715**
- Campus Officer: **269-925-7846**
- Dean of Student Life and Engagement & Title IX Coordinator: **269-927-6172**
- Athletics Department: **269-927-6846 or 269-927-8776**
- Director, Residence and Student Life: **269-927-8117**
- Associate Director, Residence Life: **269-927-8143**
- Associate Director, Student Life: **269-927-8148**
- Front Desk Housing Assistants: **269-927-8614**
- Resident Assistants' Duty Phone: **269-363-1162**
- Academic Advisors
- Club Advisors

South Haven Campus

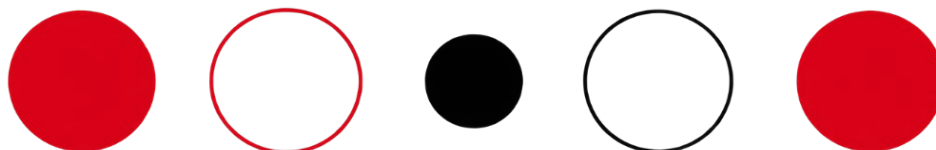
- Security: **269-927-6715**
- Associate Dean, South Haven Campus & Select Academic Programs; Jeremy Burleson: **269-637-7514**

Allegan Tech Center (non-campus)

- Early College & Postsecondary Programs Supervisor; Kasey Burlew: **269-512-7809**

Bertrand Innovation Center (non-campus)

- Specialist, Student Support; Kamala Chancellor: **269-695-2991**



Reporting

*If you are reporting an emergency that involves imminent risk of harm to self or others, please call **911** (9-911 from an office phone) or Campus Security at **269-927-6715**.*

Students

Once the immediate concern has been addressed, please submit a Care and Concern Report so that our CARE Team can connect with the individual to offer support and resources. By submitting a report, you are helping us maintain a healthy and safe campus community. Join us in taking care of our community by creating a culture of reporting. These reporting forms can be found on LMC's website here:

<https://www.lakemichigancollege.edu/students/incident-reporting>

Voluntary Confidential Reporting

Students, faculty, staff, and community members have the option to report confidentially through LMC's reporting system (Maxient) here: <https://www.lakemichigancollege.edu/students/incident-reporting>

Lake Michigan College encourages the accurate and prompt reporting of crimes. Victims and witnesses may also have options to report crimes on a voluntary, confidential basis for inclusion in the College's annual Clery crime statistics.

Professional counselors in LMC's Student Well-Being and Accessibility office, when acting within the scope of their professional counseling responsibilities, are not Campus Security Authorities and are not required under the Clery Act to report crimes disclosed to them during counseling sessions. When appropriate, counselors may inform individuals about options for voluntarily and confidentially reporting.

Counselors in the Student Well-Being and Accessibility office may be contacted at counseling@lakemichigancollege.edu or **269-927-8866**.

Employees

Employees who observe, suspect, or receive a report of misconduct that could reasonably be viewed as a violation of law, College policy, or the College Code of Conduct are required to report such to the Chief Financial Officer (CFO), Executive Director of Human Resources, or another Cabinet member as soon as possible. If the situation involves the CFO and/or the Executive Director of Human Resources, the report should be made to the President.

Determining the seriousness of the issue is the responsibility of College leadership, not the reporting employee.

When reporting misconduct, employees should include as much specific, factual detail as possible to enable a thorough and fair investigation. Written reports are strongly encouraged to ensure clear documentation. While the College will accept anonymous reports, those that contain vague, unsupported, or broadly stated allegations without sufficient detail may not be investigated.

Reporting a Suspected Violation

If an employee witnesses any violation of the Code of Conduct policy, it is their responsibility to report the incident to their supervisor and HR.

Campus Safety Alerts

Timely Warning

Timely Warnings are communications that are issued to the campus community as soon as pertinent information is available regarding a crime that has occurred in order to aid in the prevention of similar incidents. Timely Warnings are issued case-by-case, based on all the facts surrounding a crime. These warnings advise the College community of the situation and do not include confidential victim information. Factors influencing the decision to release a Timely Warning include the nature of the crime, continuing danger to the LMC campus community, and/or the risk of compromising law enforcement efforts. They may also include the type of crime, the date, time, and location of the incident, and suspect information, when applicable.

LMC works closely with local law enforcement agencies to inform the College about crimes which may warrant LMC issuing a Timely Warning. A Berrien County Deputy is assigned to the Benton Harbor Campus to assist with informing the College about such crimes. Timely Warnings will be issued by authorized employees as soon as information is available in consultation with the LMC Clery Compliance Officer (CCO), or designee. Information reported in a Timely Warning may not have been investigated or confirmed at the time of the issuance of the warning. Physical descriptions of a suspect will be included in Timely Warnings only if there are enough details to help distinguish the suspect's appearance from the general population.

Emergency Notification

Emergency Notifications differ from Timely Warnings described above in that Emergency Notifications apply to any immediate threat to the health and safety of students or employees on campus. This may include but is not limited to, certain criminal activity in progress, serious fires, outbreaks of serious illnesses, severe weather conditions, earthquakes, gas leaks, terrorist incidents, armed intruders, bomb threats, civil unrest or rioting, explosions, nuclear power plant emergency, or nearby chemical or hazardous waste spills.

Emergency notifications will be activated by authorized employees immediately upon verification of an incident that meets the above criteria so long as issuance does not compromise efforts to respond to, contain, or otherwise mitigate the emergency.

Communication Systems

LMC uses an automated system to disseminate Timely Warnings and Emergency Notifications broadly to the College's students and employees externally via cell phone text messaging, email, and voice mail notifications.

LMC also utilizes an internal emergency notification system that sends ring and text messages to internal phones and to College IP clocks (located in campus hallways) which provide a visual and audio message. Executive Director, Marketing and Communications, or designee, is responsible for preparing all alerts for dissemination to the College community in coordination with the Clery Compliance Officer and/or Emergency Management Team or Incident Response Team. Communication systems are tested annually.



RaveAlert

LMC utilizes RaveAlert to send mass notifications to individuals during weather emergencies, college closures, and other instances where individuals need to be contacted quickly. RaveAlert is able to send a text message to your mobile device on file, place a phone call to the mobile number or landline number on file, and can send an email to the email address you have on file.

To ensure timely notifications when alerts are sent, it is recommended that you review your contact information periodically to ensure it is up to date and accurate. The information will update automatically when you enroll at LMC or when information is entered by HR for faculty and staff.

Updating Your RaveAlert Contact Information

By ensuring your contact information is current, you can confirm you stay prepared and informed. For additional support, contact the IT Helpdesk.

Students

Your RaveAlert contact information is maintained in Student Profile.

- 1. Go to Student Profile**

- Login with your login name (ex. jsmith543).

- 2. Click on the Personal Information**

- Link located on the left navigation menu.

- 3. Once on the Personal Information page, update these fields:**

- **Emails:**

- If you wish to receive emails, ensure your personal email address is updated to receive email notifications of any alerts.

- **Text Messages & Phone Calls:**

- If you wish to receive text messages about closures and other important notices, enter your mobile phone number in the “cellular phone” field. This number will receive a text message and a voice call regarding the alert.

- *Note: If your mobile number is listed in multiple fields, it will still receive a text message as long as it is listed in the “Cellular Phone” field.*

- **For Phone Calls Only:**

- If you wish to receive only phone calls, input your phone number into the Primary section. Numbers listed here will receive phone calls only.

- *Note: Numbers entered into the “Permanent” or “Office” field will only receive voice calls.*

- 4. Save and Sync:**

- Changes will become effective immediately; however, the information is uploaded to RaveAlert within 24 hours.

Staff & Faculty

- 1. Log in to the Employee Portal:**

Access the Employee Portal using your LMC username and password. Once logged in, navigate to your personal information section, located under the Wavelink dropdown.

- Select “View or Update Personal Information”.

- 2. Update These Fields:**

- **Email:**

- Ensure your personal email address is updated to receive email notifications of any alerts.

➤ **Text Message & Phone Call:**

- To receive text messages about closures and other important notices, enter your mobile phone number in the “cellular phone” field. This number will receive a text message and a voice call regarding the alert.
 - *Note: If your mobile number is listed in multiple fields, it will still receive a text message as long as it is listed in the “Cellular Phone” field.*

➤ **For Phone Call Only:**

- If you wish to receive only phone calls, input your phone number into the Primary section. Numbers listed here will receive phone calls only.
 - *Note: Numbers entered into the “Permanent” or “Office” field will only receive voice calls.*

3. Save and Sync:

- Changes will become effective immediately; however, the information is uploaded to RaveAlert within 24 hours.

Troubleshooting

If you do not receive alerts despite your information being updated, double-check your details in the employee dashboard. Additionally, many new phone updates have the option to send phone calls and text messages to a Spam folder; please check this folder if you do not receive an alert. If everything appears correct, submit an IT service request for further assistance here: portal.mylmc.org.

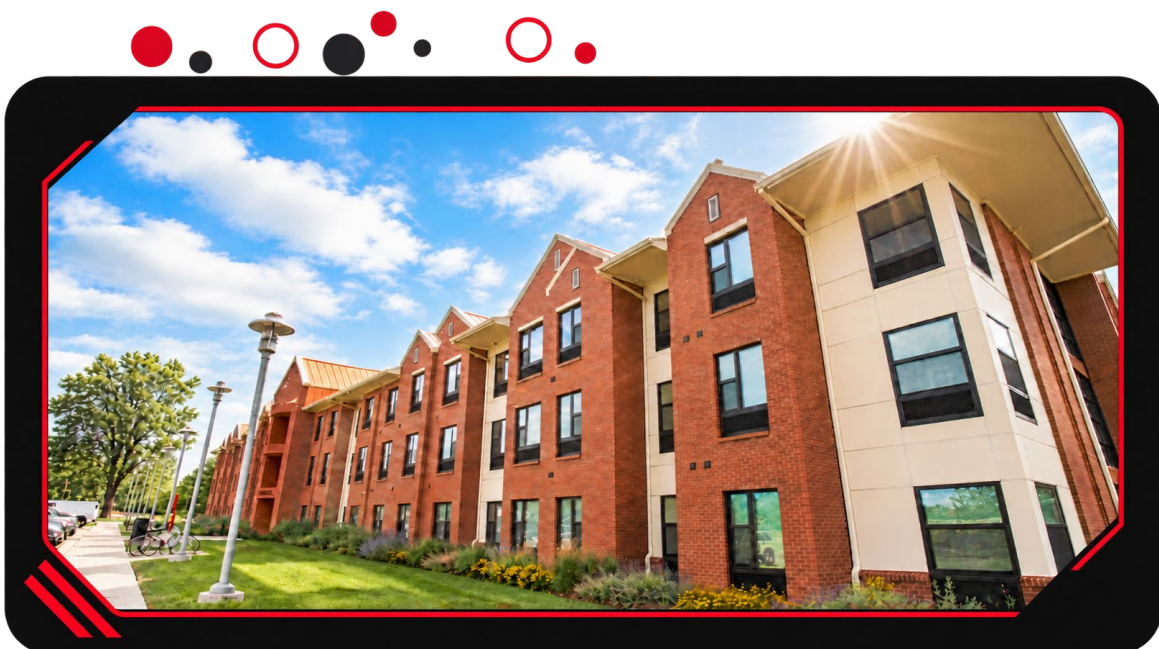
Opt-Out Process

To opt out from receiving alerts, please send an email using your LMC provided student email account to RaveAlertOptOut@lakemichigancollege.edu. Include your first and last name and student ID in the body of the email. The opt-out process must be repeated for each term you desire to be excluded from receiving alerts.

Visitors

If you are not a student or employee of Lake Michigan College, and you’d like to be added to the RaveAlert system, you can self-register by following the instructions at the following link:

<https://lakemichigan.atlassian.net/servicedesk/customer/portal/1/article/1651343361>



Emergency Procedures

Emergency Reference Guide

Medical Emergency

An individual is injured or requires medical attention

- Call **911** (9-911 if calling from a campus phone)
 - If possible, have another individual call **6-911** from a campus phone (only for BH or SH campus)
- When speaking with 911, answer the questions you are asked and do not hang up until told to do so
- Remain with the affected individual until help arrives
- Avoid moving the affected individual
- Control bleeding by applying direct pressure or a tourniquet

Active Intruder/Violence

Quickly assess and determine the most reasonable way to protect your life. Run, Hide, or Fight.

Run

- Try to escape the area using doors or windows only if it is safe to do so

Hide

- Hide and lock the door/area if possible
- Further barricade the door/area with desks, etc.
- Identify objects that can be used to defend oneself
- Use lockdown information (listed above)
- Remain in place until notified “all clear” by law enforcement

Fight

- Fight as a last resort with help if possible
- Note items in your surroundings that can be used as a weapon
- Attempt to incapacitate the attacker
- Commit to your actions

Shelter In Place

An incident is occurring near LMC, causing an unsafe atmosphere

- Students and employees are sheltered from a hazardous atmosphere (weather, hazardous spill, etc.)
- A SYN-APPS emergency alert will be sent
- Move to an interior room away from doors and windows, or a hallway on the lowest floor
- Move to an interior stairwell if all rooms have windows

Lockdown (External)

Immediate threat on campus outside of building

- A SYN-APPS emergency alert and RaveAlert will be sent
- All exterior doors of the building will be locked, preventing anyone from entering the building
- An “all clear” notification will be sent through SYN-APPS emergency alert system

Lockdown (Internal)

Immediate threat on campus inside of building

- A SYN-APPS emergency alert and RaveAlert will be sent
- Secure students and employees in the room, making sure they are unable to be seen from inside the building, and stay calm
- Close blinds, turn off lights, and lock the room door and any windows
- Further barricade the door with furniture, etc., and identify objects that can be used to defend oneself
- Silence cell phones
- Identify escape route in case it becomes unsafe to stay in room
- Remain in position until notified “all clear” by law enforcement
- Do not open the door for anyone

Fire

Relocate immediately; check in to be accounted for

- Fire alarm will be activated
- Leave in a calm, orderly manner
- Close any doors behind you, if safe to do so
- Exit the building and maintain at least 50 feet from the building; keep roadways clear
- DO not use elevators

Tornado

Do NOT go outside

- A SYN-APPS emergency alert and RaveAlert will be sent
- Move to assigned weather shelter space (signage posted)
- If unable to go to the weather shelter space, go to an interior room with no windows, a hallway on the lowest floor, or move to an interior stairwell if all rooms have windows
- Stay in the center of the room away from doors and windows

Bomb Threat

Stay calm and gather information

- If a threat is received by phone, write down the exact time
- Attempt to write down the exact words
- Keep the caller talking as long as possible
- If possible, have another individual call 6911 from a campus phone for help on BH or SH campus

Power Outage

Stay calm; remain in place

- Call 6911 from a campus phone for help on BH or SH campus
- Remain in place for approximately 10 minutes. Often, power is restored, and outages are brief
- If the power is not restored within 10 minutes or if lighting is compromised, evacuate the building
- Assist others as necessary

Emergency Preparedness & Response

Lake Michigan College (the College) is committed to providing a safe environment. Pursuant to its obligations under Federal, State, and local laws/regulations, the College has established Emergency Preparedness and Response Plans and Procedures that provide protective measures for the health and safety of students, residents, employees, and guests during an emergency.

The College, through its partnerships with emergency management professionals, will continue to maintain the currency of the policies, plans, and procedures and will publish in a manner that reaches students, residents, employees, and guests.

In the event of an emergency that impacts instruction, each Program/Discipline Chair/Director will develop a plan for impacted areas of study. These plans will include all modalities of instruction, including in a comparable space with necessary equipment. Final plans require approval of the Provost. Students will be made aware of changes to classroom formatting verbally and in writing, with updates as needed. In the event of the emergency requiring a change to a course modality, the College will notify students impacted to assure continuity of educational services. Plan and procedure effectiveness will be monitored through routine practice drills.

Fire Alarms & Fire Drills

Active Fire Alarm

1. Prior to the sounding of Fire Alarms, review the Fire Alarms information (emergency reference guide located in each classroom near door), location of exits and students' responsibilities in case of emergencies. Floor maps in each classroom indicate fire exit for the building. Emergency Exit plans for each building are available for employees on the employee portal.
2. If a person in your class has special mobility needs, it may be necessary to make arrangements with others to help carry the person to safety.
3. Elevators shall not be used during an evacuation. If the power in the building fails, an occupant will be trapped inside the elevator.
4. After checking the door frame for heat, close windows before exiting the room and close the doors upon leaving the room.
5. If the nearest exit is near the source of fire and/or is filled with smoke/fire, use the next nearest exit. Faculty should point out what exit would be the next choice.
6. All employees and students should leave the building immediately when the fire alarm sounds and proceed to the nearest safe area of the parking lot. Stay clear of fire lanes, and any other areas that may be traversed by the fire department and other emergency personnel.
7. Faculty should take student count. If someone is missing, notify fire personnel and emergency responders immediately. Remain in the parking lot until an "all clear" has been announced. If leaving the area, please check out with a police/fire/incident command.

Fire exit maps are located in each classroom and office suite. Please advise the Facilities Management, Safety & Security, if the fire exit map in your classroom or office suite has been defaced, damaged, or removed. If you detect a fire or smoke: Immediately call 9-911 from a campus phone or 911 from a cell phone.

Instructional Staff Training

Pursuant to the Fire Prevention Code, PA 207 of 1941, Section 29.19a requires all instructional staff is trained in fire drill procedures before the beginning of each academic year. This training would include faculty in instructional buildings and staff serving dormitory buildings regardless of the requirement for conducting drills in the building. The training may be separate or part of the institution's training in their overall emergency response plans.

Missing Student Notification

Policy

In compliance with the Higher Education Opportunity Act and the Jeanne Clery Campus Safety Act (Clery Act); this policy describes the actions taken by LMC when a student residing on-campus or living off-campus has been reported missing to the Director of Residence and Student Life; Dean of Student Life and Engagement; or the Provost.

Students will be asked to provide emergency contact information during the admissions application process. Upon move-in to on-campus housing, students regardless of age, can provide information to the College of a missing person contact(s) in addition to an emergency contact (which can be different individuals if the resident chooses) via the housing application and their housing account. This option will be offered to residents annually and can be updated at any time. When a housing or College administrator is informed that a resident of on-campus housing is reported missing, they are required to notify local law enforcement and/or LMC's Campus Officer as well as individuals listed as a missing person and/or emergency contact(s) for the resident within 24 hours of the determination.

Students living in on-campus housing who are under 18 (who are not emancipated) are informed that the College is required to notify a custodial parent or guardian as well as any additional contact person designated by the student within 24 hours after the time the student is determined to be missing. These students are required to identify and provide contact information for their custodial parent or guardian.

For students not living on campus and reported missing, a college administrator will notify individuals if they list emergency contacts for the student within 24 hours, that was submitted via their admissions application.

Missing person and/or emergency contact information is recorded confidentially, only accessible to authorized campus officials, and is disclosed only to law enforcement personnel in support of a missing persons investigation.

Procedure

In compliance with the Higher Education Opportunity Act and the Jeanne Clery Campus Safety Act (Clery Act); this procedure describes the actions taken by LMC when a student residing in on-campus or living off-campus has been reported missing.

When a housing administrator is contacted with the information that a student may be missing; the housing administrator will take the following steps:

1. Contact the student via the contact information listed in the College's CRM and housing occupancy management software.
2. If contact is not possible through those means, the housing administrator will then access the student's suite to try to gain contact with the student's roommates to learn more information about their whereabouts. During this time, the housing administrator will enter the student's assigned room to see if the student is present or if they can learn any information regarding their whereabouts. Campus security staff will assist the housing administrator when requested.
3. The housing administrator will check the ID card access system to see the last time the student entered on-campus housing.

If the location of the student cannot be confirmed and is determined missing, it is the responsibility of a housing administrator to notify the Provost and contact local law enforcement within 24 hours.

- When the missing student is under 18 years of age and not emancipated, the Provost or designee will immediately contact the custodial parent or legal guardian of the student and any other designated.
- When the student is over 18 and has identified a missing person and/or emergency contact(s), the Provost will notify the person(s) listed.

If a student has identified multiple contacts, they can be contacted in an order determined by LMC. If the first person contacted confirms that the student is not missing, the College will continue to contact each additional person listed unless LMC has directly made contact with the missing student. If the College is not successful in contacting the named person(s), LMC will document attempts made in the College's Maxient/reporting system.

If the student is reported missing and is off campus, the Provost will attempt to contact the emergency contacts via LMC's CRM software.



Annual Fire Safety Report

Beckwith Hall Fire Safety

Fire Safety System

Beckwith Hall is LMC's residential housing and was designed and constructed to meet all fire codes in place at the time of construction. The fire alarm system is monitored by an alarm monitoring company off campus. A full sprinkler system, smoke detection system, and portable fire extinguishers round out our overall protection.

Evacuation Procedures

If a fire is detected or the fire alarm sounds, close your windows, and evacuate the area. Isolate the fire by closing doors as you leave. Do not use elevators. Move quietly and orderly out the nearest exit and away from the building at least 50 feet beyond the outside door and meet in Parking Lot 1 with your designated floor. Find your Resident Assistant in your designated area so they may include you in their floor count. The building should not be re-occupied until an authorized all-clear signal is given. Residence Assistant staff will assist by checking to make sure all floors are cleared and collecting a resident count. The residence hall front desk staff will clear the lobby and take the visitor IDs from the desk. For student safety, students are required to comply with all fire drills.

Fire Drills

LMC had 2 fire drills in the calendar year of 2025, 8/20/25 and 9/17/25. In addition, a log concerning all fire alarm drills and activations is maintained in the facilities department. On or before January 10 of each year, LMC must submit the annual drills held to the Michigan's Licensing and Regulatory Affairs (LARA) under the Bureau of Fire Services on a prescribed form by the bureau.

Prohibited Items

Per LMC's Student Housing Handbook, the following items are prohibited in Beckwith Hall student rooms:

ANY PROHIBITED ITEMS FOUND WILL BE REMOVED.

 Adhesives/ Wall Mounts/Curtains	 Instruments (Drums or amplified instruments)	 Kitchen Appliances Toasters, toaster ovens, & hot plates	 Candles, Candle Warmers & Incense	 Halogen Lamps	 Mug Warmers
 Decorative Trees (Live)	 Dartboards (metal/plastic-tipped)	 Charcoal (of any kind)	 Combustible Chemicals (Such as, but not limited to, gasoline (liquid) and propane.)	 Motorcycles and other fuel-driven engines (may not be stored or operated inside Beckwith Hall)	
 Grills (BBQ) (any size)	 Space Heaters	 Lofts (custom)	 Pets	 Smoking Materials (including hookahs, vaping, and e-cigarette materials)	
 Weapons (See the Lake Michigan College Weapons Policy for further detail.)	 Alcohol/Empty Alcohol Containers	 Fire/Open Flames Sterno fuel	 Drugs Prescription drugs without proper script and container, marijuana, and other illegal substances, including any and all drug paraphernalia and hookah pipes.		

Smoking/Nicotine Products

Lake Michigan College is dedicated to maintaining a healthy work and learning environment for all students, employees and visitors. Effective June 1, 2014, the College prohibits the use of tobacco products by employees, students and visitors on all campuses except inside individual automobiles and designated smoking areas on campus. The prohibition applies to all buildings and facilities, and all outdoor locations owned or controlled by the College.

For purposes of this policy, smoking is defined, but not limited to, the act of lighting, smoking or carrying a lighted or smoldering cigar, cigarette or pipe of any kind, and/or “vaping” with ecigarettes, mechanical personal vaporizers (MPVs), or atomizers. It also includes the use of any product intended to mimic tobacco products, contains tobacco flavoring, or delivers nicotine other than for purposes of cessation. The Beckwith Hall smoking location is south of the building. In the State of Michigan, you must be 21 to use tobacco/nicotine products.

Fire Safety Programs & Education

Pursuant to the Fire Prevention Code, PA 207 of 1941, Section 29.19a (5) requires all instructional staff to be trained in fire drill procedures before the beginning of each academic year. This training includes instructional and residence hall staff regardless of the requirement for conducting drills in the building. The training may be separate or part of the institution’s training in their overall emergency response plans.

Reporting Fires & Statistics

Reporting

Any fire should be reported to one or all of the following:

- Resident Assistant Duty Phone: 269-363-1162
- Associate Director, Residence Life: 269-927-8143
- Director, Residence and Student Life: 269-927-8117
- Dean of Student Life and Engagement & Title IX Coordinator: 269-927-6172
- Security: 269-927-6715

Fire Statistics

YEAR	NUMBER OF FIRES REPORTED	CAUSE OF FIRE	FIRE RELATED INJURIES	FIRE RELATED DEATHS	PROPERTY DAMAGE
2023	0	N/A	0	0	\$0
2024	1	Unintentional/Grease Fire	0	0	\$0
2025	0	N/A	0	0	\$0



Institutional Policies & Procedures

Anti-Hazing

Lake Michigan College (LMC) is committed to maintaining a safe and inclusive environment for all students, faculty, and staff. Hazing in any form is strictly prohibited on campus, in college-sponsored programs, and among members of student organizations. This policy aligns with the State of Michigan's anti-hazing laws and the requirements set forth by the Clery Act.

Hazing is defined as any intentional, knowing, or reckless act directed against an individual for the purpose of initiation, admission, affiliation, or continued membership in any organization affiliated with the college, regardless of the individual's consent. Such acts may include, but are not limited to:

- Physical brutality, such as whipping, beating, striking, branding, electronic shocking, placing of a harmful substance on the body, or similar activity.
- Physical activity, such as sleep deprivation, exposure to the elements, confinement in a small space, or calisthenics, that subjects the other person to an unreasonable risk of harm or that adversely affects the physical health or safety of the individual.
- Activity involving consumption of a food, liquid, alcoholic beverage, liquor, drug, or other substance that subjects the individual to an unreasonable risk of harm or that adversely affects the physical health or safety of the individual.
- Any activity that induces, causes, or requires an individual to perform a duty or task that involves the commission of a crime or an act of hazing.

According to the Michigan Penal Code (MCL 750.411t) [MCL - Section 750.411t - Michigan Legislature](#):

- Hazing is a criminal offense in the state of Michigan.
- Hazing that results in physical injury is classified as a misdemeanor.
- Hazing that causes serious physical injury is classified as a felony.
- Hazing that results in death is classified as a felony with more severe penalties.
- Consent of the victim is not a defense under Michigan law.

Individuals or groups found responsible for hazing may face disciplinary actions under LMC's student code of conduct, student clubs & organizations handbook, and potential criminal prosecution under Michigan law.

In compliance with applicable law(s), LMC will:

- Include hazing incidents reported to campus security authorities or local police agencies in its annual security report.
- Publish an annual Hazing Transparency Report that details incidents, investigations, and outcomes to promote accountability and awareness. The Hazing Transparency Report shall not include any information that would reveal personally identifiable information about any individual student. The report will be published in a prominent location on LMC's website and will include:
 - The total number of reported hazing incidents.
 - The name of the organization which resulted in a formal finding of guilt, responsibility, or culpability.
 - A description of each reported incident, including the nature and circumstances.
 - The dates on which the incident was alleged to have occurred, the violation that resulted in a formal finding of guilt, responsibility, or culpability was charged, the investigation was initiated, and the investigation ended with a finding that a violation occurred.
 - Findings for the determination of responsibility.
 - Sanctions imposed.

- The Hazing Transparency Report webpage will include a statement notifying the public of the availability of information regarding findings or sanctions, a description of how a member of the public may obtain such information, a statement that the institution is required to provide such information pursuant to the law, a statement notifying the public of the availability of relevant statistics, and information about the institution's anti-hazing policy.
- Each Hazing Transparency Report shall be maintained for a period of seven academic years.

Lake Michigan College will implement educational programs to prevent hazing. Programs will be provided to students, faculty and staff. These programs will include:

- Bystander Intervention
- Ethical Leadership
- Strategies for Building Group Cohesion without Hazing

Lake Michigan College takes all hazing allegations seriously. Any member of the LMC community who witnesses or experiences hazing is encouraged to report. The College will investigate all reports promptly and impartially. There are several options to report hazing:

- If your concern is about an individual student or organization participating in hazing it can be reported to:
 - LMC's Maxient System, where you can report anonymously.
 - <https://www.lakemichigancollege.edu/students/incident-reporting>
 - Or you can report to LMC's Campus Resource Officer.
 - (269) 925-7846
 - If you feel that an individual is in immediate danger, please call 911 or 9-911 from any campus phone.

Clery Act Compliance

The Jeanne Clery Campus Safety Act (Clery Act) is a federal statute codified at 20 U.S.C. § 1092(f), with implementing regulations in the U.S. Code of Federal Regulations at 34 C.F.R. 668.46. The Clery Act requires colleges and universities participating in federal financial aid programs to comply with various requirements related to safety on campus. LMC is committed to providing a safe learning and working environment, consistent with its obligations under the Clery Act.

In accordance with the Clery Act, the College strives to provide students, faculty, and staff with access to accurate and timely information about reported Clery crimes that have occurred within the College's Clery geography and access to college-wide safety and security policies and procedures. The College is committed to protecting the privacy of individuals involved in the reporting, investigation, and resolution of incidents of crime.

Requirements of the Clery Act

- Publish, submit, and annually notify current/prospective students and employees of the last three years of crime statistics in an Annual Security Report (ASR) and Fire Safety Report (AFSR) by the U.S. Department of Education's established deadline.
- Request, collect, and classify campus crime data amongst multiple departments, Campus Security Authorities (CSAs), and local/state law enforcement agencies to be included as Clery crime statistics in the ASR and AFSR.
- Maintain a daily campus crime log for all crimes, as well as a fire log for on-campus housing facilities.
- Provide and make available paper copies upon request of the College's ASR, AFSR, and daily crime and fire log.
- Identify, notify, train, and survey (for crime reporting) CSAs on an ongoing basis.

- Issue campus safety alerts, timely warnings and emergency notifications.
- Annual review and maintenance of LMC's Clery geography; including on-campus, public, and non-campus properties as identified by the Clery Act.
- Document and process all student overnight travel to be included in Clery geography.
- Provide crime prevention and safety awareness programming for students and employees.
- Monitor compliance with the Clery Act and update the requirements as necessary when federal legislation has been amended including the College's policies and procedures (i.e. Missing Student Notification; Drug, Alcohol Abuse Prevention Program; Title IX; etc.).

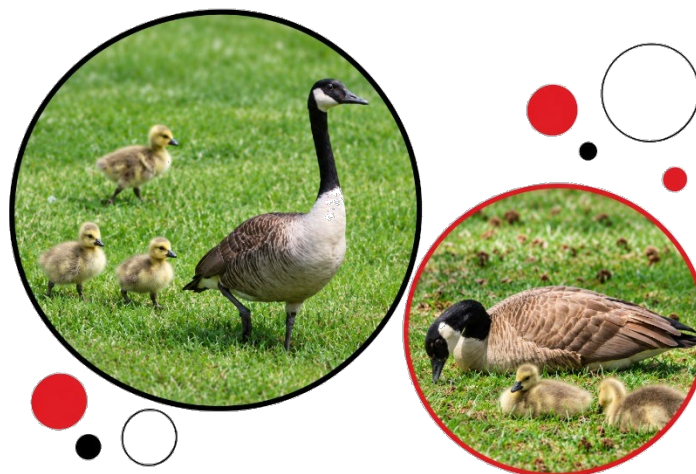
Reportable Clery Act Crimes

Reportable Clery crimes are documented in the College's ASR and AFSR. All crimes that have occurred within the College's Clery geography are maintained on the College's daily crime and fire log.

- **Criminal Offenses:** Criminal homicide including murder and non-negligent manslaughter, manslaughter by negligence; sexual assault including rape, fondling, incest, and statutory rape; robbery, aggravated assault, burglary, motor vehicle theft, and arson.
- **Hate Crimes:** Any of the above-mentioned Criminal Offenses and any incidents of larceny-theft, simple assault, intimidation, or destruction/damage/vandalism to property that were motivated by bias.
- **Violence Against Women Act (VAWA) Offenses:** Any incidents of domestic violence, dating violence, and stalking. Note that sexual assault is also a VAWA offense but is included in the criminal offenses for Clery Act reporting purposes.
- **Hazing:** Any act of hazing as defined by applicable federal or state law and institutional policy. Hazing incidents may also include conduct that constitutes other Clery-reportable crimes, including but not limited to assault, alcohol violations, drug violations, stalking, or homicide.
- **Arrests and referrals for disciplinary action for weapons (carrying, possessing, etc.), drug abuse, and liquor law violations.**

The College's Campus Officer investigates criminal incidents occurring on campus and is responsible for enforcing federal, state, and local laws (including arrests), as well as applicable College policies. This position also supports other local and state law enforcement agencies. The Campus Officer's jurisdiction is to exercise police authority to LMC's campus as well as to Berrien County.

Victims, witnesses, students, employees, CSAs and/or community members can report crimes in a voluntary, confidential manner. The College encourages prompt reporting of all crimes into the College's Maxient system.



Clery Geography

The Clery Act requires institutions to disclose Clery crime statistics reported in the Annual Security and Fire Safety Report based on where the crimes occur. These geographic categories of property designations are known as “Clery Geography.” The Clery Act requires colleges and universities to report certain crimes that occur (1) on campus, (2) in or on certain non-campus buildings or property that the institution owns or controls (3) on public property within or immediately adjacent to campus. Additionally, if an institution has multiple campuses, it must disclose statistics for each campus.

- **On-campus property** is defined as:
 - Any building or property owned or controlled* by an institution within the same reasonably contiguous geographic area and used by the institution in direct support of, or in a manner related to, the institution's educational purposes, including residence halls; and
 - Any building or property that is within reasonably or contiguous to the area identified in the above paragraph of this definition, that is owned by the institution but controlled by another person, is frequently used by students, and supports institutional purposes.
 - *Even if no payment is involved in the transaction, under Clery, a written agreement for use of space gives your institution control of that space for the time period specified in the agreement.
- **Non-campus property** is defined as:
 - Any building or property owned or controlled by a student organization that is officially recognized by the institution; or
 - Any building or property owned or controlled by an institution that is used in direct support of, or in relation to, the institution's educational purposes, is frequently used by students, and is not within the same reasonably contiguous geographic area of the institution.
 - Hotels used by athletics teams and student organizations when they travel for more than one night or use the same location every year.
- **Public property** is defined as:
 - All public property, including thoroughfares, streets, sidewalks, and parking facilities, that is within the campus, or immediately adjacent to and accessible from the campus.
- **Separate Campus** is defined as:
 - Buildings and property owned or controlled by the College that are not reasonably contiguous with the main campus, with an organized program of study, and at least one administrator on site.

Annually the Clery Compliance Officer (CCO) collaborates with Facilities Management to develop and maintain current campus maps that definitively identifies the institution’s Clery geographical borders, including all campus property, campus buildings, student residential housing, campus parking, campus boundaries, campus owned streets, public property and streets, separate and non-campus properties. The Risk Manager along with Facilities Management will notify the CCO of any changes to the institutions properties that are owned or controlled by the College, are purchased or sold, or if use of such property changes.

See Appendix A for all of Lake Michigan College’s Clery geography maps.



Daily Crime & Fire Log

In accordance with the Jeanne Clery Disclosure of Campus Security Policy and the Campus Crime Statistics Act, LMC is required to maintain a Daily Crime and Fire Log. The CCO is responsible for maintaining the logs. The daily crime log is not a general, catch-all incident log. Its specific purpose is to record alleged criminal incidents that are reported and take place within LMC's Clery geography.

LMC may temporally withhold entries from the daily crime and fire logs only if there is clear and convincing evidence that the release of information would:

1. Jeopardize an ongoing investigation
2. Jeopardize the safety of an individual
3. Cause a suspect to flee or evade detection
4. Result in the destruction of evidence

Once the information is no longer likely to prove harmful, LMC will make the entry on the daily crime and fire logs. If an entry is delayed, LMC will clearly document the reason for doing so.

The Daily Crime Log

Lake Michigan College maintains a Daily Crime Log of reported crimes occurring in LMC's Clery geography. The Daily Crime Log will record specific information about all criminal incidents reported. At a minimum, logs will include the following required elements:

1. Date the crime was reported
2. Date and time the crime occurred
3. Nature of the crime
4. General location of the crime
5. Disposition of the complaint (if known)

Entries in the Daily Crime Log and dispositions of a complaint will be recorded by the CCO within two business days of LMC's receipt of the report. The College is not required to update the disposition of a crime log entry if the disposition changes after 60 days have passed; however, LMC may choose to do so.

The Fire Log

The College maintains a Fire Log of reported fires occurring in LMC's residence hall within two business days. Reports that meet the Clery definition of a "fire" are classified independently. The Fire Log will record specific information about fires reported. At a minimum, logs will include the following required elements.

1. Date the fire was reported
2. Date and time the fire occurred
3. Nature of the fire
4. General location of the fire

If the CCO is unavailable to make an entry in either log, the Administrative Assistant to the CCO is assigned as the backup.

The Crime and Fire Logs will be archived for a minimum of seven years to ensure compliance.

LMC will make a hard copy available upon request during normal business hours. Any portion of the log older than 60 days will be made available for public inspection within two business days upon request. All requests should be made to the Department of Accreditation, Strategic Projects, and Quality.

Drug Free Workplace/Drug & Alcohol Abuse Prevention Program

Standard/Code of Conduct

Lake Michigan College (the College, LMC) complies with the Drug Free Schools and Communities Act Amendments of 1989 (DFSCA), which requires the College to certify that it has adopted and implemented programs to prevent the illicit use of drugs and the abuse of alcohol by students and employees. In accordance with the DFSCA and other applicable laws, including the Drug-Free Workplace Act of 1988, the College distributes an annual notice to students and employees.

The College will make a good faith effort to continue to maintain a drug free workplace / environment through the implementation of the following standard/code of conduct:

A. Employees

1. The unlawful manufacture, distribution, possession, use or sale of any controlled substance and/or alcohol on College premises or while acting as an agent of the College is prohibited and will constitute grounds for discipline, up to and including termination and referral for prosecution.
2. Each employee engaged in the performance of a federal contract or grant must have a copy of the *Drug Free Workplace/Drug and Alcohol Abuse Prevention Program* policy and must agree, as a condition of employment, to abide by its terms and to notify the College of any criminal drug statute conviction for a violation occurring in the workplace no later than 5 days after the conviction.
3. The College will notify federal contracting or granting agencies of any convictions (as described 2 above) within 10 days after receiving notice of the conviction.
4. The College requires employees convicted of violations of criminal drug statutes in the workplace to satisfactorily participate in a drug abuse assistance or rehabilitation program, or face sanctions up to and including termination and referral for prosecution.

The College maintains an Employee Assistance Program (EAP). It strongly urges employees to use the EAP for confidential help with alcohol or drug problems. It is each employee's responsibility to seek assistance from the EAP before the problem affects judgment, performance, or behavior. For EAP assistance, contact the Executive Director, Human Resources at (269) 927-8704.

B. Students

The unlawful manufacture, distribution, possession, use or sale of any controlled substance and/or alcohol on College premises or while engaged in College activities is prohibited and will be subject to discipline, up to and including expulsion and referral for prosecution.

Legal Sanctions

A. Federal

Federal law provides criminal and civil penalties for unlawful manufacture, distribution, possession, use, or sale of a controlled substance. Under the Controlled Substance Act, as well as other related federal laws, the penalties for controlled substance violations include, but are not limited to, incarceration, fines, potential for the forfeiture of property used in possession or to facilitate possession of a controlled substance (which may include homes, vehicles, boats, aircrafts and any other personal or real property), ineligibility to possess a firearm, and potential ineligibility to receive federal benefits (such as student loans and grants).

B. State and Local

Michigan law prohibits the unlawful manufacture, distribution, possession, use, or sale of a controlled substance. If an individual is found guilty of a violation of the state law, they may be subject to fines and/or imprisonment.

Notwithstanding state permissibility, the use and possession of marijuana or marijuana-induced intoxication are prohibited on College property.

A minor may not purchase or attempt to purchase alcoholic liquor, consume, or attempt to consume alcoholic liquor, possess, or attempt to possess alcoholic liquor, or have any bodily alcohol content. Violation of the law may subject a minor to fines, participation in a substance abuse program or treatment center, imprisonment, community service hours, and/or out of pocket expenses related to required substance abuse screenings.

Health Risks and Dangers in the Workplace

A. Drug Abuse

The following subcategories describe the most frequently used drugs and their respective associated risks, as follows (source: www.drugfree.org):

1. Prescription Drugs
 - a. Pain relievers (Codeine, OxyContin, Percocet, Vicodin) – a large single dose can cause severe respiratory depression that can lead to death.
 - b. Prescription Stimulants (Adderall, Dexedrine, Ritalin) – taking high doses may result in dangerously high body temperatures and an irregular heartbeat. Potential for heart attack or lethal seizures.
 - c. Prescription sedatives and/or tranquilizers (Merbaral, Quaaludes, Xanax, Valium) – slows down brain activity and, when a user stops taking them, there can be a rebound effect that leads to seizures and other harmful consequences.
2. Marijuana – can cause memory and learning problems, hallucinations, delusions and depersonalization.
3. Ecstasy/MDMA - can cause severe dehydration, liver and heart failure and even death.
4. Heroin – chronic heroin users risk death by overdose.
5. Inhalants – chronic exposure can produce significant damage to the heart, lungs, liver, and kidneys.
6. Cocaine/Crack – can cause heart attacks, strokes, and seizures. In rare cases, sudden death on the first use.

B. Dangers in the Workplace

On a worksite, the use of alcohol and other drugs may result in:

1. Mistakes, accidents, and injuries
2. Damage to workplace equipment, causing subsequent injuries
3. A deterioration in workplace relationships
4. Increased sickness-related absenteeism
5. Lateness and lost time
6. A decrease in productivity
7. A decrease in staff morale

Drug & Alcohol Abuse Programs

A. Employees

The following programs are available for employees:

1. The EAP, available to all full- and part-time employees, is administered through HelpNet. Information can be found in the Human Resources offices or on the Employee Portal under the employee benefit links.
2. Substance abuse treatment, including counseling, in-patient, and out-patient care, is available through College group health plans. For more information, employees may contact the Executive Director, Human Resources at (269) 927-8704.

B. Currently Enrolled Students

The following programs are available to currently enrolled students:

1. Substance treatment resources in Berrien County:
 - Riverwood Center (800) 336-0341
2. Substance treatment resources in Van Buren County:
 - Van Buren Community Mental Health: 24 Hour Crisis Line (800) 922-1418
3. Students who would like information about other alcohol and drug abuse referral services may contact the Student Well-Being and Accessibility office at (269) 927-8866
4. Programs, curriculum, and resources on substance and alcohol abuse are available to students in LMC's coursework, residence hall and throughout campus.

Disciplinary Sanction

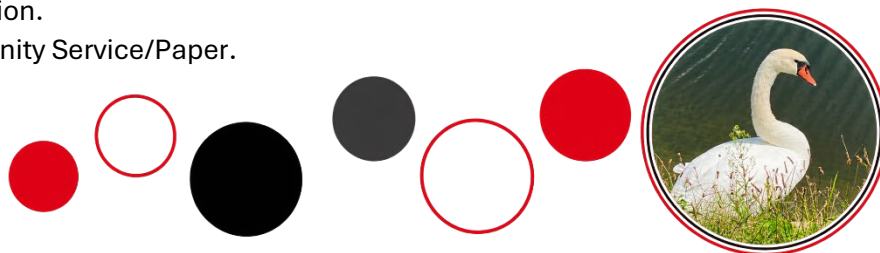
A. Employees

Any employee who violates the above standards/code of conduct will be subject to (1) mandatory participation in drug abuse assistance or rehabilitation programs as condition of continued employment and/or (2) disciplinary action up to and including discharge or dismissal and referral for prosecution.

B. Currently Enrolled Students

Any student who violates the above standards/code of conduct will be subject to the above-listed legal sanctions, as well as some or all of the following non-exhaustive disciplinary actions:

1. Restriction from College property, physically and/or virtually.
2. Disqualification from receipt of financial aid.
3. Participation in an assignment or program designed to educate the student on the health and legal risks resulting from unlawful drug or alcohol conduct.
4. Suspension or expulsion, without refund of tuition or other fees, and with potential additional charges or other fees.
5. Formal warning.
6. Loss of privileges.
7. Parental notification.
8. Probation.
9. Restitution.
10. Community Service/Paper.



Annual Notification of The Drug & Alcohol Abuse Prevention Program (DAAPP)

The College will provide currently enrolled students and employees with a copy of the *Drug and Alcohol Abuse Prevention Program* notice annually via email. This policy can also be found on LMC's website.

Biennial Review

All institutions of higher education are required under the DFSCA to conduct a biennial review of their DAAPP programs and policies to determine program effectiveness and consistency of policy enforcement and to identify and implement any changes needed.

Oversight Responsibility

Human Resources and Accreditation, Strategic Projects and Quality will have oversight responsibility of the DAAPP, including but not limited to updates, coordination of information required in the DAAPP, and coordination of the annual notification to employees and students. Student Affairs is responsible for LMC's student educational programming, and Human Resources for employee educational programming as required under the DAAPP.

Non-Discrimination

Lake Michigan College (the College) is an equal opportunity institution, affording enrollment, employment, and services without distinction based on age, color, disability, gender identity or expression, genetics, national origin, protected veteran status, race, religion, sex, sexual orientation or any other characteristic protected by federal state, or local laws.

Admission to the College is addressed in the Admissions policy, which states that the College has an "open door policy". Because of this open-door policy, diversity is not considered regarding admissions.

This commitment to equal opportunity encompasses all individuals. The College commits that every individual will have the right to personnel, employment, and College business practices that provide equal opportunity and equity.

Specifically, the College commits that every student will have the right to:

- access all courses, including career education courses and programs;
- physical education and participation in interscholastic, intramural and club athletics, if offered;
- equal treatment, including financial aid assistance, counseling, employment assistance, honors and awards, and extracurricular activities.

Questions regarding a person's rights under Title VI of the Civil Rights Act of 1964 ("Title IV"), Title IX of the Education Amendments of 1972 ("Title IX"), and/or Age Discrimination Act of 1975 ("Age Discrimination Act") should be directed to the Executive Director, Human Resources.

Questions regarding a person's rights under Section 504 of the Rehabilitation Act of 1973 ("Section 504") should be directed to the Associate Dean, Student Success & Well-Being.

Inquiries concerning the Non-Discrimination policy may be directed to Director, Officer for Civil Rights, Department of Education, Washington, DC 20201.

Inquiries or complaints by students, prospective students, employees, employment applicants, and persons providing services to or for the College that concern non-discrimination policies or procedures should be directed to the Executive Director, Human Resources or the Michigan Department of Civil Rights, whose contact information can be found on their website.

Grievances

A discrimination grievance is an unresolved complaint by an employee or student that there has been a violation or misinterpretation of the Non-Discrimination policy or of any anti-discrimination provisions of law.

The following are not subject to the grievance procedure:

- decisions to reduce the workforce;
- contents of evaluations;
- modification or repeal of policy; or
- modification or repeal of a procedure unless it violates a policy.

No act of retaliation will be made to any person making a charge, filing a complaint, testifying, or participating in any discrimination investigation or proceeding.

The College will investigate each complaint according to its Grievance – Discrimination procedure and will, upon request, provide a copy of the procedure.

Grievance – Discrimination Procedure

Process

Any person who believes that Lake Michigan College (“College”) or any part of the College has inadequately applied the principles and/or regulations of Title VI, Title IX, and/or Age Discrimination Act, may bring forward a complaint (referred to as a “grievance”) to the Executive Director, Human Resources.

A grievance relating to Section 504 should be directed to the Associate Dean, Student Success & Well-Being.

The Executive Director, Human Resources and the Associate Dean, Student Success & Well-Being are referred to below as the “Executive in Charge.”

The Executive in Charge, on request, will provide a copy of – or directions to find – this grievance procedure and the regulations on which this procedure is based.

Procedure

All grievances must be signed by the complainant and must specify the date(s) on which the complained of action occurred, the policy or law that is claimed violated, the facts upon which the complainant relies, and the relief requested.

A complainant must put in a single grievance every claim that they have arising out of the same transaction or occurrence, even where it is asserted that the transaction or occurrence has violated more than one policy or law. A complainant is prohibited from filing more than one grievance concerning the same transaction or occurrence.

A person who believes they have a valid basis for a grievance should discuss the grievance informally and on a verbal basis with the Executive in Charge, who will in turn investigate the grievance and reply with an answer to the grievance. If the complainant is unsatisfied with the response, they may then initiate formal procedures according to the following steps.

Step 1: A written grievance signed by the complainant must be submitted to the Executive in Charge within 5 business days of receipt of answer to the informal complaint. The Executive in Charge will investigate the grievance and reply in writing to the complainant within 5 business days.

Step 2: If the complainant wishes to appeal the decision of Executive in Charge, they may submit a signed statement of appeal to the President within 5 business days after receipt of Executive in Charge's response. The President will meet with all parties involved, formulate a conclusion, and respond in writing to the complainant within 10 business days.

Step 3: If the complainant remains unsatisfied, they may appeal through a signed, written statement to the Board of Trustees ("Board") within 5 business days of receipt of the President's response. The Board will meet with the concerned parties and their representatives within 30 business days of receipt of an appeal. The complainant, at their discretion, may request a closed meeting with the Board. The Board's disposition of the appeal will be sent to each party within 10 days of the meeting.

Step 4: If at this point the grievance has not been satisfactorily settled, further appeal may be made to the Office of Civil Rights, Department of Education, Washington, DC 20201.

Reporting of Misconduct, Investigations, & Protection from Retaliation

Lake Michigan College (the College) is committed to conducting all College business in accordance with the highest standards of integrity and ethics and in compliance with applicable laws and College policies, including its Code of Conduct. It holds its trustees and employees – including contract employees, part-time employees, and student employees – to the same standard. To support this commitment, the College requires the reporting of misconduct and protects from retaliation those individuals who report concerns or participate in investigations.

An employee who violates this policy may be subject to disciplinary action, up to and including termination.

Definition of Misconduct

Misconduct is defined as any action or failure to act that violates law, regulation, College policy, and/or the College's Code of Conduct {link}, and that may adversely affect the College's operations, reputation, finances, or community. Misconduct includes, but is not limited to:

- Fraud, theft, or misappropriation of College assets
- Falsification of records or misrepresentation of information
- Substance-related impairment while performing College duties
- Harassment, discrimination, or other violations of civil rights
- Breach of confidentiality or misuse of sensitive information
- Abuse of authority
- Negligent or willful failure to comply with applicable laws or College policies
- Any conduct—on or off duty—that could reasonably be expected to harm the College's integrity, safety, or public trust.

This definition applies regardless of an employee's role, location, or work schedule and includes both acts of commission and omission.

Investigation

Employees are expected to fully cooperate with any investigation into alleged misconduct. This includes responding to investigators honestly, providing complete and accurate information, and submitting any requested documents without alteration, omission, or destruction.

The College will make every effort to maintain confidentiality throughout the investigation process; however, confidentiality cannot be guaranteed, and the identity of individuals involved may become known as part of fact-finding or resolution efforts.

Following the investigation, the College will determine the appropriate course of action based on the findings, in accordance with applicable policies and procedures.

Protection from Retaliation

Anyone who reports a suspected policy violation in good faith will be protected from retaliation.

“Retaliation” is defined as when an adverse action is taken against an employee for participating in a protected activity.

An “adverse action” is defined as an action taken to try to keep someone from opposing an alleged College policy violation, or from participating in a proceeding related to an alleged policy violation. Examples of adverse actions include employment actions such as termination, refusal to hire, or and denial of promotion; other actions affecting employment such as threats, unjustified negative evaluations, unjustified negative references, or increased surveillance; and any other action such as an assault or unfounded civil or criminal charges that are likely to deter reasonable people from pursuing their rights. Adverse actions do NOT include petty slights and annoyances, such as a negative comment in an otherwise positive or neutral evaluation, “snubbing” a colleague, or negative comments that are justified by an employee’s poor work performance or history.

For purposes of this policy, “protected activity” means opposing or reporting alleged violations of College policies, participating in proceedings related to claimed policy violations, or requesting accommodations permitted under College policies. Protected activity includes opposition to a practice believed to be in violation of College policies, such as informing a manager or supervisor that a College policy is being violating. Such opposition is protected from retaliation as long as it is based on a reasonable, good-faith belief that the complained of practice violates College policies and the manner of the opposition is reasonable.

To protect against retaliation, the College will intervene early in sensitive areas where retaliation may be a particular concern, promptly investigate claims of alleged retaliation, train managers and employees in expectations for not engaging in retaliation, and pursue discipline as needed if retaliation is confirmed.

Knowingly false or bad faith allegations are not protected and may result in disciplinary action. Employees may also be subject to discipline for unrelated performance or conduct issues, regardless of having made a report.

Title IX Sexual Harassment

Lake Michigan College (the College) is committed to providing a workplace and educational environment that is free from sexual harassment and retaliation. This policy is intended to ensure compliance with federal and state civil rights laws and regulations and to affirm the College’s commitment to promoting the goals of fairness and equity in all aspects of educational programs or activities.

This policy is based on definitions set forth in regulations promulgated by the U.S. Department of Education under Title IX of the Educational Amendments Act of 1972. This policy limits the scope of Title IX Sexual Harassment to, among other things, conduct that occurs within College education programs or activities.

Specifically, this policy addresses sexual harassment, sexual assault, domestic violence, dating violence, and stalking. Other misconduct that may not fall within the definitions in this policy will be subject to the Student Code of Conduct and/or employee conduct policies.

The College will respond to reports of conduct prohibited under this policy with measures designed to stop the prohibited conduct, prevent its recurrence, and remediate any adverse effects of such conduct on campus or within related College programs or activities.

The College will respond promptly and compassionately to individuals who report experiencing sexual harassment; address all allegations through a fair, consistent, and timely grievance process that ensures due process for all parties involved; and implement effective remedies to support and restore those affected.

In determining whether alleged conduct violates this policy, the College will consider the totality of the facts and circumstances involved in the incident, including the nature of the alleged conduct and the context in which it occurred. The College reserves the right to impose any level of sanction, ranging from a reprimand up to and including suspension or expulsion/termination, for any offense under this policy.

General Definitions Used

See Appendix A to this policy.

Jurisdiction of the College

This policy applies to the education program and activities of the College, to conduct that takes place on the campus or on property owned or controlled by the College, or at College-sponsored events. A Respondent must be a member of the College community in order for its policies to apply.

If a Respondent is unknown or is not a member of the College community, the Title IX Coordinator will assist the Complainant in identifying appropriate College and other resources and support options and/or, when criminal conduct is alleged, in contacting local law enforcement if the individual would like to file a police report.

In addition, the College may take other actions as appropriate to protect the Complainant against third parties, such as barring individuals from College property and/or events.

Use of Technology

This policy is written and interpreted broadly to include online manifestations of any of the behaviors prohibited herein, when those behaviors occur in or have an effect on College education program and activities or use College networks, technology, or equipment. See the College's Acceptable Use of Technology policy.

Although the College may not control websites, social media, and other ventures in which harassing communications are made, when such communications are reported to the College, it will engage in a variety of means to address and mitigate the effects.

Members of the College community are encouraged to be good digital citizens—using technology responsibly, respectfully, and ethically—and to refrain from online misconduct, such as contributing to anonymous gossip sites, sharing inappropriate content on social media, sending unwelcome sexual or sex-based messages, distributing or threatening to distribute revenge pornography, violating others' privacy, or otherwise using the internet or other technologies to harm another member of the College community.



Title IX Coordinator

The Dean of Student Life and Engagement will serve as the Title IX Coordinator. The Title IX Coordinator may delegate certain responsibilities under this policy to designated administrators, who will be appropriately trained.

- The Title IX Coordinator will be informed of all reported violations of this policy and will oversee the centralized response to ensure compliance with Title IX.

The Title IX Coordinator's responsibilities include, but are not limited to:

- Communicating with all members of the College community regarding Title IX and providing information about how individuals may access their rights;
- Reviewing applicable College policies to ensure institutional compliance with Title IX;
- Monitoring the College's administration of its applicable policies, including this policy, and all related record keeping, timeframes, and other procedural requirements;
- Conducting and/or assisting in coordinating trainings regarding Title IX and prohibited conduct defined in this policy;
- Responding to any report or formal complaint regarding conduct that violates this policy.
- Overseeing and implementing the explanation and provision of any supportive measure; and,
- Overseeing the investigation and resolution of such alleged misconduct, directing the provision of any additional supportive measures, and monitoring the administration of any related appeal.

The Title IX Coordinator's contact information is below. The College will provide this contact information to students, employees, and employment applicants.

Melissa Grau, Dean of Student Life and Engagement
2755 East Napier Avenue Benton Harbor, MI 49022
(269) 927-6172
Grau@lakemichigancollege.edu

Definition of Sexual Harassment

Sexual harassment is prohibited under this policy. The College has adopted the following definition of sexual harassment. Note that acts of sexual harassment may be committed by any person upon another person, regardless of the sex, sexual orientation, and/or gender identity of those involved.

Sexual harassment, as an umbrella category, includes the actual or attempted offenses of sexual harassment, sexual assault, dating violence, domestic violence, and stalking, defined as follows.

Sexual Harassment

Defined as unwelcome sexual conduct determined by a reasonable person to be so severe, pervasive, and objectively offensive that it effectively denies an individual(s) equal access to the College's education program or activity.

Sexual harassment may be repeated acts or be a single act that is sufficiently severe to have a systemic effect of denying a Complainant equal access to an education program or activity.

Elements of severity, pervasiveness, and objective offensiveness must be evaluated in light of the known circumstances and depend on the facts of each situation and must be determined from the perspective of a reasonable person standing in the shoes of the Complainant.

Sexual Harassment also includes an employee of the College conditioning the provisions of aid, benefit, or service of the College on an individual's participation in unwelcome sexual conduct.

Sexual Assault

Defined as any sexual act directed against another person, without the consent of the victim, including instances where the victim is incapable of giving consent. This includes:

- Rape: The penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without consent.
- Nonconsensual sexual contact or fondling: The touching of the private body parts of another person for the purpose of sexual gratification, without consent; the touching of a person with one's own private body parts for the purpose of sexual gratification, without consent; or forcing a person to touch another's private parts or their own private body parts for the purpose of sexual gratification, without consent. Fondling can occur over or under the clothing. Private body parts include, but are not limited to, the mouth, neck, buttocks, anus, groin, genitalia, or breast. However, sexual contact can occur with any part of the body.
- Incest: Sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
- Statutory Rape: Sexual intercourse, where there is no force or coercion, with a person who is under the statutory age of consent. In Michigan, the age of consent is 16.

Sexual assault does not require a showing of severity, pervasiveness, or objective offensiveness.

Dating Violence

Defined as violence committed by an individual who is or has been in a social relationship of a romantic or intimate nature with the victim. The existence of such a relationship will be determined based on the reporting individual's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the individuals involved in the relationship. This includes, but is not limited to, sexual or physical abuse or the threat of such abuse. Dating violence does not cover acts covered under the definition of domestic violence. Dating violence does not require a showing of severity, pervasiveness, or objective offensiveness.

Domestic Violence

Defined as felony or misdemeanor crimes 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 receiving grant monies, or by any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the laws of the State of Michigan. Domestic violence does not require a showing of severity, pervasiveness, or objective offensiveness.

Stalking

Defined as engaging in a course of conduct directed at a specific individual that would cause a reasonable person to: (a) fear for the individual's safety or the safety of others; or (b) suffer substantial emotional distress.

Course of Conduct means two or more acts, including acts in which the stalker directly, indirectly, or through third parties, by any action, method, device, or means, follows, monitors, observes, surveils, threatens, or communicates to or about an individual, or interferes with an individual's property.

Stalking does not require a showing of severity, pervasiveness, or objective offensiveness.

As used above, the following definitions apply:

- **Force** means the use of physical violence and/or physical imposition to gain sexual access. Force also includes threats, intimidation (implied threats), and coercion that is intended to overcome resistance or produce consent.
- **Coercion** means unreasonable pressure for sexual activity. When someone makes clear that they do not want to engage in certain sexual activity, that they want to stop, or that they do not want to go past a certain point of sexual interaction, continued pressure beyond that point can be coercive.
- **Consent** means a voluntary, informed, un-coerced agreement through words or actions that freely given, and which could be reasonably interpreted as a willingness to participate in mutually agreed upon sexual acts. Consensual sexual activity happens when each partner willingly and affirmatively chooses to participate. Important points regarding consent include:
 - Consent to one act does not constitute consent to another act.
 - Consent on a prior occasion does not constitute consent on subsequent occasions.
 - The existence of prior or current relationship does not, in itself, constitute consent.
 - Consent can be withdrawn or modified at any time.
 - Consent is not implicit in an individual's manner or dress.
 - Silence, passivity, or lack of resistance does not necessarily constitute consent.
- **Incapacitation** means a state when an individual's perception or judgement is so impaired that the individual lacks the cognitive capacity to make or act on conscious decisions. The use of drugs or alcohol can cause incapacitation. An individual who is incapacitated is unable to consent to sexual activity. Engaging in sexual activity with an individual who is incapacitated (and therefore unable to consent), where an individual knows or should have reasonably understood that the individual is incapacitated, constitutes Title IX Sexual Harassment as defined in this policy. This policy also covers a person whose incapacity results from a temporary or permanent physical or mental health condition, involuntary physical restraint, and/or the consumption of incapacitating drugs.

Definition of Retaliation

The College and any member of the College community are prohibited from taking materially adverse action by intimidating, threatening, coercing, harassing, or discriminating against any individual for the purpose of interfering with any right or privilege secured by law or policy, or because the individual has made a report or complaint, testified, assisted, or participated or refused to participate in any manner in an investigation, proceeding, or hearing under this policy.

Acts of alleged retaliation should be reported immediately to the Title IX Coordinator and will be promptly investigated. The College will take all appropriate and available steps to protect individuals who fear that they may be subjected to retaliation.

Complaints of retaliation will be handled in accordance with the grievance process outlined in this policy.

Charging a party for violating the Student Code Of Conduct and/or employee conduct policies for filing a materially false statement in bad faith does not constitute retaliation provided that a determination regarding responsibility, alone, is not sufficient to conclude that the materially false statement was made in bad faith.

The exercise of rights protected under the First Amendment does not constitute retaliation.

Privacy

In all proceedings under this policy, the College will take into consideration the Privacy of the parties to the largest extent possible. The College reserves the right to determine which College officials have a

legitimate educational interest in being informed about incidents that fall within this policy, pursuant to the Family Education Rights & Privacy Act (FERPA).

In light of the College's obligation to respond promptly and effectively to individuals alleged to be victimized by sexual harassment, employees who are not designated as a Confidential Resource are required to notify the Title IX Coordinator of suspected violations of this policy and cannot guarantee the confidentiality of a reporter under this policy.

At the request of the Complainant, notice may be given by an Employee to the Title IX Coordinator anonymously, without identification of the Complainant. The Employee cannot remain anonymous themselves.

Anonymous allegations will be investigated by the College to the extent possible, both to assess the underlying allegation(s) and to determine if supportive measures or remedies can be provided. However, anonymous allegations typically limits the College's ability to investigate, respond, and provide remedies, depending on what information is shared.

If a Complainant has requested that an Employee maintain a Complainant's anonymity, the Employee may do so unless it is reasonable to believe that a compelling threat to health and/or safety could exist. The Employee can consult with the Title IX Coordinator on that assessment without revealing personally identifiable information.

Timeliness of Reporting

Complainants and other reporting individuals are encouraged to report any violations of this policy as soon as possible to maximize the College's ability to respond promptly and effectively. Reports and formal complaints may be made at any time without regard to how much time has elapsed since the incident(s) in question. If the Respondent is no longer a student or employee at the time of the report or formal complaint, the College's ability to investigate, respond and provide remedies may be more limited or impossible.

Acting on a report or formal complaint significantly impacted by the passage of time (including but not limited to, the rescission or revision of policy) is at the discretion of the Title IX Coordinator, who may document allegations for future reference, offer supportive measures and/or remedies, and/or engage in informal or formal actions as appropriate.

Making a Complaint of Sexual Harassment

Complaints of sexual harassment and/or retaliation may be made using any of the following options:

- File a complaint with, or give verbal notice to, the Title IX Coordinator. A report may be made at any time (including non-business hours) using the telephone number, email address or by mail to the office address listed for the Title IX Coordinator.
- Report online, using the reporting form:
 - https://cm.maxient.com/reportingform.php?LakeMichiganCollege&layout_id=4
- File a behavioral report through the Maxient system posted at <https://cm.maxient.com/reportingform.php?LakeMichiganCollege>.

Any person may report conduct that is prohibited by this policy, including sexual harassment, whether or not the person reporting is the person alleged to be the victim of the reported conduct. Anonymous reports are accepted; however, anonymous reports limit the ability of the College to provide the complainant supportive measures.

Complaint Process

Any student, employee or third party who believes that they have been subject to discrimination and/or harassment, as defined above, or conduct in violation of this policy or state and federal law, may file a complaint with the Title IX Coordinator.

The College will take reasonable steps to ensure that any reporting forms, information, or training about sexual discrimination/harassment will be provided in a manner accessible to students and employees.

A complaint under this policy may be filed against the College, against an employee of the College, against a student of the College, against a third-party, or against a group.

A complaint may be filed against more than one Respondent or by more than one Complainant against one or more Respondents so long as the allegations of sexual harassment arise out of the same facts or circumstances and are so intertwined that the allegations directly relate to all parties.

Any Complainant who believes that they have been subject to sexual harassment may also file a complaint with local law enforcement.

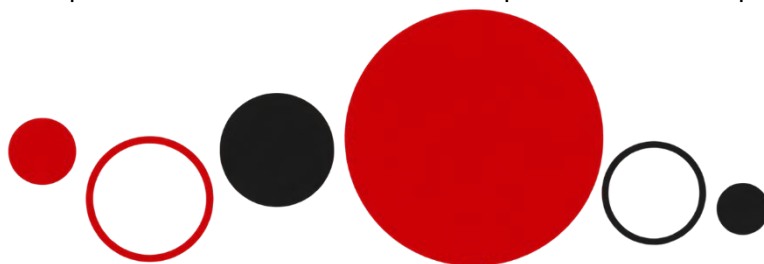
Upon receipt of a formal complaint, the Title IX Coordinator will then conduct an initial assessment for the sole purpose of determining whether the alleged conduct, if substantiated, would constitute sexual harassment or other violation as defined by this policy. Following the initial assessment, the Title IX Coordinator will take any of the following steps:

- If the allegations forming the basis of the formal complaint would, if substantiated, constitute sexual harassment or other violation as defined in this policy, the Title IX Coordinator will implement appropriate supportive measures. In addition, the Title IX Coordinator will initiate an investigation of the allegations. However, if the Title IX Coordinator thinks the formal complaint appropriate for the informal resolution process, upon the consent of both parties, the Title IX Coordinator may instead refer the matter to the informal resolution process.
- If the allegations forming the basis of the formal complaint would not, if substantiated, constitute sexual harassment or other violation as defined in this policy, did not occur in a College education program or activity, or did not occur against a person in the United States, the Title IX Coordinator will dismiss the complaint as a Title IX Complaint. The Title IX Coordinator may also refer the allegations for resolution under other policies.

In addition, at any time prior to the hearing, the College may dismiss a formal complaint if:

- The complainant notifies the Title IX Coordinator in writing that they would like to withdraw the formal complaint or any allegations therein.
- The Respondent is no longer enrolled or employed at the College.
- Specific circumstances prevent the College from gathering sufficient evidence to reach a determination as to the formal complaint or the allegations therein.

Upon dismissal, the Title IX Coordinator will promptly send written notice of the dismissal and reason(s) therefore simultaneously to the parties via electronic format. Both parties will have equal right to appeal the dismissal.



Written Notice of Complaint

The Title IX Coordinator will send a written notice to each party of the allegations. The written notice will contain the following information:

1. A brief explanation of the Grievance Process (Informal and Formal) and a copy of this policy.
2. A statement of the alleged conduct that may constitute conduct prohibited by this policy with sufficient detail for Respondent to prepare a response. At a minimum this should include the date, time, location and parties involved in the conduct addressed by the allegations.
3. A statement that Respondent is presumed not responsible unless and until a determination of responsibility is reached at the conclusion of the process.
4. Notice that each party has the right to an Advisor of their choice.
5. A statement explaining each party's right to inspect and review evidence gathered during investigation.
6. A statement that false statements are prohibited by College policy and may result in discipline.
7. A list of potential sanctions upon a finding of responsibility.

A new written notice will be sent during the investigation if new allegations are discovered that will be addressed in Grievance Process.

Supportive Measures

The College will offer and implement appropriate and reasonable supportive measures to the parties upon notice of alleged sexual harassment and/or retaliation. At the time the supportive measures are offered, the College will inform the Complainant, in writing, that they may file a formal complaint with the College either at that time or in the future, if they have not done so already.

Supportive measures are non-disciplinary, non-punitive individualized services offered as appropriate, as reasonably available, and without fee or charge to the parties, before or after the filing of a formal complaint or where no formal complaint has been filed, to restore or preserve access to College educational programs or activities, including measures designed to protect the safety of all parties or the College's educational environment, and/or deter sexual harassment and/or retaliation.

The Title IX Coordinator works with each party to ensure that their wishes are taken into account with respect to the supportive measures that are planned and implemented.

The College will implement measures in a way that does not unreasonably burden the other party. These actions may include, but are not limited to:

- Referral to counseling, medical, and/or other healthcare services
- Referral to the Employee Assistance Program
- Referral to community-based service providers
- Student financial aid counseling
- Altering campus housing assignment
- Altering work arrangements for employees or student- employees
- Safety planning
- Providing campus safety escorts
- Providing transportation accommodations
- Implementing contact limitations (no contact orders) between the parties

- Academic support, extensions of deadlines, or other course/program-related adjustments
- Issuing a No Trespass notice
- Class modifications, withdrawals, or leaves of absence
- Increasing security and monitoring of certain areas of the campus

The College will maintain as confidential any supportive measures provided to the Complainant or Respondent to the extent that maintaining such confidentiality would not impair the ability of the College to provide the supportive measure.

All individuals are encouraged to report concerns about the failure of another to abide by any restrictions imposed by supportive measures. The College will take immediate action to enforce a previously implemented measure, and disciplinary sanctions can be imposed for failing to abide by the College-imposed measures.

The Title IX Coordinator is responsible for coordinating the effective implementation of supportive measures.

Emergency Removal

In connection with this policy, whether or not a grievance process is underway, the College may summarily remove an individual from an educational program or activity on an emergency basis, after undertaking an individualized safety/risk assessment, and upon the determination that the individual poses an immediate threat to the physical health or safety of any student or other individual (including themselves, the Respondent, the Complainant or any other individual).

The safety/risk analysis will be performed by the Title IX Coordinator in conjunction with the CARE (Coordination, Assistance, Response, and Education) Team.

When an emergency removal is imposed, the student will be given written notice of the action, including rationale, and the option to request to meet with the Title IX Coordinator prior to such action/removal being imposed, or as soon thereafter as reasonably possible, to show cause why the action/removal should not be implemented or should be modified. The student may request a meeting to appeal the emergency removal by submitting a written request to the Appeal Chair within two business days from the date of the notice.

This meeting is not a hearing on the merits of the allegation(s), but rather an administrative process intended to determine solely whether the emergency removal is appropriate.

When the meeting is not requested (in a timely manner), objections to the emergency removal will be deemed waived.

Standard of Proof

The standard of proof under this policy is a preponderance of the evidence. A finding of responsibility by a preponderance of the evidence means that it is more likely than not, based on all the evidence and reasonable inferences from the evidence, that the Respondent violated this policy.

Presumption of Non-Responsibility

The Respondent is presumed to be not responsible for the alleged conduct unless and until a determination regarding responsibility is made at the conclusion of the grievance process.

False Allegations and Evidence

Deliberately false and/or malicious accusations under this policy are a serious offense and will be subject to appropriate disciplinary action. This does not include allegations that are made in good faith but are ultimately shown to be erroneous or do not result in a policy violation determination. Additionally, witnesses and parties knowingly providing false evidence, tampering with or destroying evidence, or deliberately misleading an official conducting an investigation can be subject to discipline under this and other policies.

Prior Sexual Behavior

The Complainant's predisposition or prior sexual behavior are not relevant and will not be used during the grievance process, unless offered to prove that someone other than the Respondent committed the conduct alleged by the Complainant, or if the questions and evidence concerns specific incidents of the Complainant's prior sexual behavior with the respect to the Respondent and are offered to prove consent.

Conflict of Interest

All individuals who have responsibility in administering the grievance process under this policy must be free of any conflicts of interests or bias for or against Complainants or Respondents generally or an individual Complainant or Respondent and will be trained as provided by federal regulations. A party that has concerns regarding conflict of interest or bias of any individual performing a role in the Title IX grievance process must report those concerns to the Title IX Coordinator within 48 hours of being notified of their identities and include a brief explanation of the basis for the conflict or bias concern. The Title IX Coordinator will assess the allegations of conflict or bias to determine whether or not the identified individual(s) can fulfill their duties in an impactful way. If the Title IX Coordinator concludes that the facts and circumstances support the claim of conflict or bias, the pertinent individual(s) will not participate in the case.

Advisor

Either Party may be assisted during their process by an Advisor of their choice. If necessary, the College may provide a party with an Advisor without charge. The role of the Advisor is narrow in scope: the Advisor may attend any interview or meeting connected with the grievance process, but the Advisor may not actively participate in interviews and may not serve as a proxy for the party. The Advisor may attend the hearing and may conduct cross-examination of the other party and any witnesses at the hearing; otherwise, the Advisor may not actively participate in the hearing. An Advisor may be but is not required to be an attorney.

Promptness

The general timeframes outlined in this policy may be temporarily delayed or extended if the Title IX Coordinator finds that good cause exists for the delay or extension. Good cause may include, but is not limited to, considerations such as the absence of a party, a party's advisor, or a witness; concurrent law enforcement activity; or the need for language assistance or accommodations of disabilities. Written

notice of the delay/extension will be provided to all parties and along with the cause of the delay/extension and an estimate of the anticipated additional time that will be needed as a result of the delay/extension.

When a Complainant Does Not Wish to Proceed

If a Complainant does not wish for their name to be shared, does not wish for an investigation to take place, or does not want a formal complaint to be pursued, they may make such a request to the Title IX Coordinator, who will evaluate that request in light of the duty to ensure the safety of the campus and to comply with state or federal law.

The Title IX Coordinator has ultimate discretion over whether the College proceeds when the Complainant does not wish to do so, and the Title IX Coordinator may sign a formal complaint to initiate a grievance process.

A compelling risk to health and/or safety may result from evidence of patterns of misconduct, predatory conduct, threats, abuse of minors, use of weapons and/or violence. The College may be compelled to act on alleged employee misconduct irrespective of a Complainant's wishes.

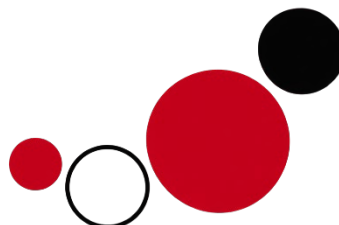
When the Title IX Coordinator executes the written complaint, they do not become the Complainant. The Complainant is the individual who is alleged to be the victim of conduct that could constitute a violation of this policy.

When the College proceeds, the Complainant (or their Advisor) may have as much or as little involvement in the process as they wish. The Complainant retains all rights of a Complainant under this policy irrespective of their level of participation. Typically, when the Complainant chooses not to participate, the Advisor may be appointed as proxy for the Complainant throughout the process, acting to ensure and protect the rights of the Complainant, though this does not extend to the provision of evidence or testimony.

Note that the College's ability to remedy and respond to notice may be limited if the Complainant does not want the College to proceed with an investigation and/or grievance process. The goal is to provide the Complainant with as much control over the process as possible, while balancing the College's obligation to protect its community.

In cases in which the Complainant requests confidentiality/no formal action and the circumstances allow the College to honor that request, the College will offer informal resolution options, supportive measures, and remedies to the Complainant and the community, but will not otherwise pursue formal action.

If the Complainant elects to take no action, they can change that decision if they decide to pursue a formal complaint at a later date. Upon making a formal complaint, a Complainant has the right and can expect to have allegations taken seriously by the College and to have the incidents investigated and properly resolved. Note that delays may limit access to evidence or present issues with respect to the status of the parties.



Informal Resolution

The College permits informal resolutions processes in cases in which a formal complaint has been filed with the Title IX Coordinator. An informal resolution can include three different approaches:

- When the Title IX Coordinator can resolve the matter by providing supportive measures (only) to remedy the situation or believes the matter can be resolved through an alternate resolution.
- When the parties agree to resolve the matter through an alternate resolution mechanism, usually before a formal investigation takes place.
- When the Respondent accepts responsibility for violating this policy and is willing to accept a sanction and end the resolution process.

The informal resolution process is voluntary, remedies-based process designed to provide parties with an option to resolve disputes with other students in a forum that is separate and distinct from the formal grievance process under this policy.

Prior to implementing an informal resolution, the College Ombudsperson (who is responsible for the informal resolution process) will provide both parties with written notice disclosing the allegations, the requirements of the informal resolution process and any outcomes resulting from participating in the informal resolution process. The Title IX Coordinator has five business days to refer the matter to the Ombudsperson once the informal resolution option has been identified.

The parties must submit in writing, within three business days of being contacted by the Ombudsperson, that they voluntarily wish to resolve the matter through the informal resolution process.

Once terms through the informal resolution process have been created, the Ombudsperson has three business days to submit, in writing, the agreement to both parties.

Both parties have five business days to sign and submit the informal resolution agreement. If for some reason a party does not sign and submit the informal resolution agreement the matter is referred back to the Title IX Coordinator by the Ombudsperson within three business days. The Title IX Coordinator will then initiate the formal resolution/grievance process.

The informal resolution agreement is not subject to appeal once all parties indicate their written approval to all agreed upon terms of the resolution. When parties cannot agree on all terms of the resolution, the formal resolution/grievance process will resume.

When a resolution is accomplished, the appropriate sanctions are promptly implemented in order to effectively stop the sexual harassment or retaliation, prevent its recurrence, and remedy the effects of discriminatory conduct, both on the Complainant and the College community.

Any party participating in the informal resolution process can stop the process at any time prior to all parties signing an informal resolution agreement and begin or resume the formal resolution/grievance process.

The informal resolution process is available in matters involving a student Complainant and a student Respondent. The informal resolution process is not available in matters involving a student and an employee.

Formal Resolution Process

Should the matter not be resolved through Informal Resolution, the Title IX Coordinator will appoint an Investigator(s), Grievance Hearing Panel and Appeal Panel. The role of each is discussed below.

Respondents will be presumed not responsible for the alleged conduct until a determination regarding responsibility is made at the conclusion of the Formal Resolution Process.

It is the College's burden to establish that the conduct did occur as alleged and that the conduct, if it occurred, violates College policy.

A Respondent is not required to prove consent, and a Complaint is not required to prove the absence of consent.

The Investigator, Grievance Hearing Panel and Appeal Panel will evaluate objectively all relevant evidence, including inculpatory and exculpatory evidence. Inculpatory evidence is evidence that shows, or tends to show, a person's involvement in an act, or evidence that can establish responsibility. Exculpatory evidence is evidence favorable to exonerate an individual from responsibility. Credibility determinations may not be based on a person's status as a complainant, respondent, or witness.

Investigation

The Title IX Coordinator will assign trained Investigator(s) to investigate the complaint.

The investigation will include interviewing the Complainant, the Respondent, and any witnesses identified. Both the Complainant and the Respondent are entitled to identify witnesses, including expert witnesses, to be interviewed in the investigation.

The investigation will also include reviewing any appropriate documentation and/or policies, reviewing law enforcement investigation documents, if applicable, reviewing student and/or personnel files, and gathering and examining other relevant documents or evidence, and any other action(s) the Investigator deems necessary to completing the investigation. The investigation will provide both the Complainant and the Respondent the opportunity to present inculpatory and exculpatory evidence. The College will not restrict the ability of the parties to discuss the allegations at issue or gather and present relevant evidence.

The Complainant and the Respondent have the right to have an Advisor present during any interview(s) or other meetings associated with the Grievance Process. The Advisor may not participate in the interview process and must remain silent during this phase of the Grievance Process.

Prior to commencing the investigation, the Investigator(s) must disclose any conflict of interest between him/herself and either party, and in the event of any conflict, a qualified and trained unbiased replacement will be appointed. A party objecting to the Investigator on the basis of a conflict of interest must raise the objection during this phase of the Grievance Process; otherwise, the objection is deemed waived.

Notices of interviews or meetings sent to parties and witness will include the date, time, location, participants and purpose of the interview or meeting. The notice must be provided sufficiently in advance to allow the party or witness to prepare.

Investigators will not require, access, consider, disclose or otherwise use information protected under a legally recognized privilege (i.e. records and communications that are maintained by an attorney, physician, psychiatrist, psychologist or other recognized professional or paraprofessional acting in professional capacity and are made/maintained in that capacity or other legally privileged capacity) without voluntary written consent of the person holding the privilege. Consent for a minor under FERPA is required from a parent.

The Investigator will document in writing their findings and determination in an Investigation Report. Ten days before the Investigation Report is completed, the Investigator will provide access to all evidence directly related to the allegations to the Parties and the Advisor, if any, including the evidence upon which the investigator does not intend to rely in reaching a determination regarding responsibility and inculpatory or exculpatory evidence whether obtained from a party or other source, so that each party can meaningfully respond to the evidence prior to conclusion of the investigation. Parties may provide a written response to the evidence no later than 10 business days after being provided access. Within 20 business days after parties are provided access to evidence the Investigator will issue the Investigatory Report which will summarize the Investigatory process, the facts gathered during the investigation, and any response to the facts provided by a party as well as state the Investigator's finding of facts.

If the College learns of discrimination/harassment in the absence of a direct complaint being filed by the student, such as from a member of the local community, social networking sites, or the media, the College will investigate or otherwise determine what occurred.

If an investigation reveals that sexual violence created a hostile environment, the College will take prompt and effective steps reasonably calculated to end the sexual violence, eliminate the hostile environment, prevent its recurrence, and, as appropriate, remedy its effects.

The College will strive to complete the investigation phase, measured from the commencement of the investigation to the completion of the final investigation report within 90 days. Investigations can exceed 90 days of good cause.

Hearing

A live hearing will be conducted by a Hearing Panel. The Hearing Panel shall consist of five Lake Michigan College employees that shall not be the Title IX Coordinator or the investigator to the allegations in the underlying formal complaint.

Prior to commencing the Grievance Hearing process, the Hearing Chair will disclose any conflict of interest between any member of the Hearing Panel and either party, and in the event of any conflict, a qualified and trained unbiased replacement will be appointed. A party objecting to any member of the Hearing Panel on the basis of a conflict of interest must raise the objection during his phase of the Grievance Process; otherwise, the objection is deemed waived.

Upon notice from the Title IX Coordinator an investigation has concluded, the Hearing Chair will, within 10 days, set a hearing date, time, and place. Once a hearing date, time and place has been determined, the Hearing Chair will provide written notice of the hearing date, time and place to all interested Parties. The notice of the hearing must be provided to all interested parties at least 10 days before the date and time of the scheduled hearing.

Either party may request that the hearing be conducted with each party in separate rooms, in which case the hearing will be conducted using technology allowing all parties to see and hear each other in real time.

If a party or parties prefer not to attend or cannot attend the hearing in person, the party should request alternative arrangements from the Hearing Chair at least five business days prior to the hearing.

The Grievance Hearing will be closed to the public in order to protect the confidential nature of the proceedings. Any student or employee requiring accommodations for the hearing must make the request for such accommodations at least five days prior to the hearing. In the event that an essential accommodation cannot be provided by the College by the date of the hearing, the hearing will be rescheduled with the respective date to be no more than one week later. The Hearing Chair will be responsible for ensuring that procedural matters are followed.

Deviations from prescribed procedures will not necessarily invalidate a decision or proceeding unless the deviation causes significant prejudice to a student, employee or the responding party.

No party will be permitted to make an audio recording of the proceeding. The hearing will be transcribed by the College, and a transcript of the hearing will be made available to the parties, their Advisor, the Appeal Chair, and will be kept by the Title IX Coordinator.

During the Grievance Hearing both Advisors for both Complainant and Respondent may be present but will not be permitted to participate in the process except for the limited purpose of conducting cross-examination of the other party and witnesses.

The Grievance Hearing will proceed in the following order:

1. Hearing Panel's explanation of the Procedure and Rules
2. Statement of the Investigator's Findings and Conclusion
3. Complainant's Opening Statement (limited to 15 minutes)
4. Respondent's Opening Statement (limited to 15 minutes)
5. Presentation of the Complainant's witnesses and evidence
6. Presentation of the Respondent's witnesses and evidence
7. Complainant's Closing Statement (limited to 15 minutes)
8. Respondent's Closing Statement (limited to 15 minutes)



During the presentation of evidence, each party will have the opportunity to call witnesses (including experts) on their behalf after which the opposing party through their Advisor will have the opportunity to question the witness. All evidence that is directly related to the allegations in the formal complaint and disclosed to the parties prior to the issuance of the final investigation report will be available at any hearing to give each party equal opportunity to refer to such evidence during the hearing, including for purposes of cross-examination.

During cross-examination Parties and Advisors must conduct themselves in a respectful, non-abusive and non-intimidating manner. The Hearing Chair will permit each party's advisor to ask the other party any witnesses all relevant questions and follow-up questions, including those challenging credibility. Such cross-examination questions will be conducted directly, orally, and in real time by the party's Advisor and never by the party personally.

During the hearing process, best practice emphasizes fairness, respect, and neutrality while ensuring compliance with Title IX regulations. The Hearing Chair, who presides over the process, is responsible for maintaining decorum, ruling on the relevance of questions, and ensuring all participants conduct themselves in a professional and non-intimidating manner. Only an advisor may conduct cross-examination, and the Hearing Chair will determine the relevance of each question before it is answered, providing a brief rationale when a question is deemed not relevant. Advisors are not permitted to object or argue with the Chair's rulings, and any disagreement may simply be noted for the record. If at any time an advisor or party becomes disruptive, the Chair may issue a warning, call a recess, or replace the advisor to preserve the integrity of the process. Short recesses may also be granted at the discretion of the Chair to allow a party to consult privately with their advisor. In accordance with federal regulations, if a party or witness declines to participate in cross-examination, the decision-maker will not rely on any prior statements made by that individual when determining responsibility, though no inference of guilt or credibility may be drawn from their absence or refusal to answer. All proceedings will be recorded for the official record, and the Hearing Panel may ask limited clarifying questions to ensure a complete understanding of the evidence presented.

At the discretion of the Hearing Chair, each party may be granted a short recess for the purpose of conferring with their Advisor.

During the presentation of evidence, the Hearing Panel is permitted to ask for clarification from witnesses. The Hearing Chair will make a relevancy determination regarding each question asked during cross-examination before the question is answered and will explain why it is not relevant.

Upon conclusion of the Grievance Hearing, the Hearing Panel will make a determination based a preponderance of evidence as to whether the alleged conduct occurred or did not occur, and if the conduct occurred if the conduct constituted a violation of this policy and the appropriate sanction(s). In reviewing the decision of the Investigator, the Hearing Panel may substitute its assessment for the findings, conclusion, and decision of the Investigator.

The Hearing Chair will provide a written report (Notice of Outcome) of the Hearing Panel's findings and determinations in writing to all parties, their Advisors, and the Title IX Coordinator within 10 days after the hearing. The Notice of Outcome will be shared with the parties simultaneously. Notification will be made in writing and may be delivered in person, mailed to the permanent address of the parties or emailed to the parties' College-issued email. Once mailed, emailed and/or delivered in person, notice will be presumptively delivered.

The Notice of Outcome will articulate the specific policy(ies) reported to have been violated, including the relevant policy section, and will contain a description of the procedural steps taken by the College from the receipt of the misconduct report to the determination, including any and all notifications to parties, interviews with parties and witnesses, site visits, methods used to obtain evidence, and hearings held. It will also include specific findings on each alleged policy violation, the findings of fact that support the determination; conclusion regarding the application of the relevant policy to the facts at issue; a statement of, and rationale for, the results of each allegation, any sanctions issued and any remedies provided to the Complainant designed to ensure access to College educational or employment program or activity.

The Notice of Outcome will also include information on when the results are considered by the College to be final, any changes that occur prior to finalization, and the relevant procedures and bases for any available appeal options.

Sanctions will be imposed upon a finding that a student or employee has violated this policy. A student or employee who fails to complete the sanction will be considered to have committed another violation of this policy. Violations involving impairment from the voluntary use of alcohol and/or use of drugs (other than medically necessary) will be considered an aggravating, and not a mitigating, factor in sanctioning. All sanctions become part of a student's file or employee's personnel file. The College may withhold awarding a degree or any other academic achievement, otherwise earned, until the completion of the process set forth in this policy, including appeals and the completion of any and all sanctions imposed.

Potential sanctions for students found by the College to have violated this policy may include, but are not limited to, the following, which are defined in *Appendix B*.

- Account Hold
- Disciplinary Probation
- Educational Assignment
- Expulsion
- No Contact
- Restitution
- Restricted Access
- Suspension
- Written Warning



Potential sanctions for employees found by the College to have violated this policy may include, but are not limited to, the following, which are defined in *Appendix C*:

- Corrective Plan of Action
- Discharge
- No Contact
- Suspension
- Training
- Verbal Warning
- Written Warning



Potential sanctions for third-parties found by the College to have violated this policy may include, but are not limited to:

- Loss of Privileges
- Termination of Business Relationship



Should a student decide not to participate in the resolution process, the process proceeds absent their participation to a reasonable resolution. Should a student Respondent permanently withdraw from the College, the resolution process ends, as the College no longer has disciplinary jurisdiction over the withdrawn student. If a student chooses not to participate in the resolution process, the College will proceed toward a reasonable and equitable resolution based on the information available, consistent with Title IX requirements for a prompt and fair process. Should a student Respondent permanently withdraw from the College while an investigation or hearing is pending, the College's disciplinary jurisdiction generally ends, and the formal resolution process will be closed. In such cases, the College may note the pending status of the matter on the student's academic record and maintain appropriate administrative actions to ensure the matter can be appropriately addressed should the student seek to return or reengage with the institution. The College may also restrict the withdrawn student's access to

College property, activities, or events when necessary to protect the safety of the campus community. The record maintained by the Title IX Coordinator will reflect that the student withdrew with an unresolved disciplinary matter pending. The College will continue to address and remedy any systemic or environmental factors that may have contributed to the alleged misconduct and will provide appropriate supportive measures and remedies to prevent recurrence or the continuation of any effects of sexual harassment or retaliation.

If an employee Respondent resigns while allegations remain unresolved, the College's disciplinary jurisdiction likewise ends, and the Title IX process will be closed. The College will document that the employee resigned during a pending disciplinary matter, and the individual will be recorded as ineligible for rehire. To maintain the safety and integrity of the College environment, the individual's access to College property, facilities, technology systems, and College-sponsored events will be restricted, unless otherwise authorized by Human Resources or the Title IX Coordinator. This restriction will remain in effect indefinitely or until the College determines that it is no longer necessary to protect the campus community. All employment verification or reference responses will accurately state that the employee resigned with an unresolved disciplinary investigation pending. Even after resignation, the College will take appropriate steps to address any ongoing or systemic concerns, implement necessary remedies, and ensure the continued safety and equity of the College environment.

In compliance with federal Title IX regulations, the College will retain all records related to reports, investigations, hearings, informal resolutions, determinations, and appeals for a minimum of seven (7) years from the date of final resolution. This includes documentation of supportive measures, findings, sanctions, and any actions taken to stop, prevent, or remedy sexual harassment or retaliation. When a student withdraws or an employee resigns during a pending disciplinary matter, the Title IX Coordinator will ensure that the case file accurately reflects the outcome, the rationale for closure, and any institutional remedies implemented. All records will be maintained in a secure manner consistent with the Family Educational Rights and Privacy Act (FERPA), employment privacy laws, and applicable College policy.

Appeal

Both parties have equal rights to an impartial appeal upon the dismissal of a formal complaint or any allegations therein and upon receiving the Hearing Panel's written determination regarding responsibility and, when applicable, sanctions and remedies.

An appeal must be filed within 10 business days of the decision being appealed by submitting a written statement as to the basis and reason for the appeal to the Appeal Chair.

Appeals under this policy will be heard by an Appeal Panel comprised of three College employees that are not the Title IX Coordinator or any person that served as a hearing officer or investigator in the underlying proceedings.

Prior to commencing the appeal process the Appeal Chair must disclose any conflict of interest between any of the members of the Appeal Panel and either party, and in the event of any conflict, a qualified and trained unbiased replacement will be appointed. A party objecting to the a member of the Appeal Panel on the basis of a conflict of interest must raise the objection during this phase of the Grievance Process; otherwise, the objection is deemed waived.

The request for appeal will be forwarded to the Appeal Chair for consideration to determine if the request meets the grounds for appeal. The grounds for appeal are:

1. procedural irregularity that affected the outcome of the matter;
2. new evidence or witness(es) that were not reasonably available at the time determination regarding responsibility or dismissal was made which could affect the outcome of the matter;
3. a conflict of interest or bias that affected the outcome of the matter.

If any of the grounds in the request for appeal do not meet the grounds in this policy, that request will be denied by the Appeal Chair and the parties and their Advisors will be notified in writing of the denial and the rationale within seven business days of receiving the request for appeal.

If any of the grounds in the request for appeal meet the grounds in this policy, then the Appeal Chair will notify the other parties and their Advisors and, when appropriate, the Title IX Coordinator, Investigator(s) and Hearing Panel Members. This will occur within seven business days of receiving the request for appeal.

The other party(s) and their Advisors, and, when appropriate, the Title IX Coordinator, the Investigators and/or the Hearing Panel will be mailed, emailed, and/or provided a hard copy of the request with the approved grounds and then be given five business days to submit a response to the portion of the appeal that was approved and involves them. All responses will be forwarded by the Appeal Panel Chair to all parties for review and comment. Any written comments to a response must be provided within three business days.

The non-appealing party (if any) may also choose to raise a new ground for appeal at this time. If that occurs, it will be reviewed to determine if it meets the grounds in this policy by the Appeal Panel Chair and either denied or approved. If approved, it will be forwarded to the party who initially requested an appeal, the Investigator(s) and/or original Hearing Panel, as necessary, who will submit their response in five business days, which will be circulated for review and comment by all parties.

Neither party may submit any new requests for appeal after this time period. The Appeal Panel Chair will collect any additional information needed; all documentation regarding the approved grounds and the subsequent responses will be shared with the Appeal Panel.

The Appeal Panel will render a decision in no more than seven business days, barring exigent circumstances. All decisions are made by a unanimous vote and apply the preponderance of evidence standard.

Within ten days of receipt of the response to the appeal, a Notice of Appeal Outcome will be sent to all parties simultaneously, including the decision on each approved grounds and rationale for each decision. The Notice of Appeal Outcome will specify the findings on each ground for appeal, any specific instructions for remand or reconsiderations, any sanctions that the College is permitted to share according to state or federal law, and the rationale supporting the essential findings to the extent the College is permitted to share under state and federal law.

Notification will be made in writing and will be delivered in person, mailed to local or permanent address of the parties as indicated in official institutional records, and/or emailed to the parties' College-issued email. Once mailed, emailed and/or received in-person, notice will be presumptively delivered.

Training

Appropriate notice will be provided to College Board of Trustees, officers, employees and students of this policy in publications such as the College Catalog, training materials, promotion of College-sponsored events, course syllabi and the College website. Training on this policy will be provided annually to students and employees.

Annually, the College will provide the Title IX Coordinator, Investigators, Grievance and Appeal Chairs/Panelists, and the Ombudsperson with training regarding the following:

1. Serving impartially
2. Relevance, questions of evidence, privilege and confidentiality
3. Documenting and completing reports that fairly summarize the relevant evidence
4. College policy on sexual harassment and other policies and procedures
5. The Grievance Process, including how to conduct investigations, how to conduct hearings, and how to conduct appeals and prepare reports
6. Technology used during Grievance Hearings
7. The scope of College education programs and activities
8. Assisting those who have experienced trauma

The College will publish all training materials on the website.

Record Keeping

The Title IX Coordinator is responsible for maintaining the following records arising under this Policy for a period of seven years:

1. Investigation Report (Formal Complaint and Investigative Documents)
2. Grievance Hearing Determination
3. Record of Grievance Hearing
4. Appeal Results
5. Informal Resolution Results
6. Sanctions imposed
7. Remedies to restore/preserve equal access to College programs and activities
8. Supportive measures given and not given (including an explanation of why supportive measures not given were clearly not unreasonable under known circumstances)
9. All training materials for Grievance Procedure Participants (Informal Resolution Facilitator, Title IX Coordinator(s), Investigators, Grievance Hearing Decision Makers, Individual handling Appeals, and Advisors)
10. An explanation of why a response to a complaint was not deliberately indifferent and documentation of the steps taken to restore/preserve equal access to College programs and activities

Appendix A – General Definitions

- **Advisor** means a person chosen by a party or appointed by the College to accompany the party to meetings related to the resolution process, to advise the party on that process, and to conduct cross-examination for the party at the hearing, if any.
- **Complainant** means an individual(s) who is alleged to be a victim of conduct that could constitute sexual harassment while participating in or attempting to participate in a College educational program, activity, or employment at the time of filing a formal complaint.
- **Complaint (formal)** means a document submitted or signed by a Complainant or signed by the Title IX Coordinator alleging sexual harassment or retaliation for engaging in a protected activity against a Respondent and requesting that the College investigate the allegations.

- **Confidential Resource** means a College employee or contracted professional designated by the institution to provide confidential support services to students and employees and who is not required to report incidents of sexual harassment or retaliation to the Title IX Coordinator. These individuals serve in roles protected by legal or professional confidentiality (e.g., counselors, health professionals, clergy) consistent with applicable law.
- **Day** means a business day when the College is in operation.
- **Education program or activity** means locations, events or circumstances where the College exercises substantial control over both the Respondent and the context in which the sexual harassment occurs, and also includes any building owned or controlled by a student organization that is officially recognized by the College.
- **Final determination** means the written conclusion issued after the appeal process, identifying whether the Respondent is responsible or not responsible for the alleged conduct by a preponderance of the evidence, including the rationale for the result and any disciplinary sanctions or remedies.
- **Finding** means a conclusion by the preponderance of the evidence within the investigation report that specific alleged conduct did or did not occur, based on an assessment of the evidence gathered.
- **Formal grievance process** means a method of formal resolution designated by the College to address conduct that falls within this policy, and which complies with the requirements of the Title IX regulations.
- **Grievance process pool** includes any investigators, hearing panel members, hearing officers, appeal officers, appeal panel members, and advisors who may perform any or all of these roles (though not at the same time or with respect to the same case).
- **Hearing panel** refers to those who have decision-making and sanctioning authority within the College's formal grievance process.
- **Investigator** means the person(s) charged by the College with gathering facts about an alleged violation of this policy, assessing relevance and credibility, synthesizing the evidence, and compiling this information into an investigation report.
- **Reports** means that an employee, student, or third-party informs the Title IX Coordinator of the alleged occurrence of harassing, discriminatory, and/or retaliatory conduct.
- **Parties** means both the Complainant(s) and the Respondent(s), collectively.
- **Privacy** means the discretion that will be exercised by the College in the course of any investigation or process under this policy.
- **Remedies** means post-finding actions directed to the Complainant and/or the community as mechanisms to address safety, prevent recurrence, and restore access to the College's educational program.
- **Respondent** means an individual who has been reported to be the perpetrator of conduct that could constitute sexual harassment or retaliation for engaging in a protected activity.
- **Resolution** means the result of an informal or formal grievance process.
- **Sanction** means a consequence imposed by the College on a Respondent who is found to have violated this policy.
- **Student** means any individual who has accepted an offer of admission, or who is registered or enrolled for credit or non-credit bearing coursework, and who maintains an ongoing relationship with the College.
- **Witness** means any individual who shares information related to an allegation of prohibited conduct under this policy.

Appendix B – Potential Sanctions – Students Definitions

- **Account Hold** means restricted access to an individual's registration, grades and/or transcript.
- **Disciplinary Probation** means a specified period of time, with a minimum of one semester, requiring the student to avoid a recurrence of any conduct that violates any College policy that may result in additional College sanctions including suspension or expulsion.
- **Educational Assignment** means a learning opportunity, including, but not limited to, drug and alcohol education and written papers, designated to be completed by the student. An alcohol and drug assessment and/or behavioral health assessment may be required to be completed by a qualified medical or mental health professional and released to an appropriate College official.
- **Expulsion** means permanent dismissal from the College, administrative withdrawal from classes and loss of all College privileges.
- **No Contact** means the accused Respondent is instructed not to have direct or indirect contact with the complaining student, which includes but is not limited to contact in person, through electronic means, or through a third party.
- **Restitution** means community service as a form of reimbursement to the College and/or a member of the College community or others to cover the cost of damage, injury, or loss of community or personal property as a result of a violation.
- **Restricted Access** means denial of services, privileges, access to facilities and benefits that may impact participation in extracurricular activities, residence in College housing, College employment, leadership within student organizations and academic activities for a designated period of time.
- **Suspension** means removal of a student for a defined period of time, during which a student loses all College privileges including, but not limited to, facilities, programs, privileges, classes, and premises. Students who do not attend the College for three or more successive semesters, excluding summer sessions, must submit an application for readmission to the College.
- **Written Warning** means a written notice warning to the Respondent to avoid a recurrence of any conduct that violates College policy.

Appendix C – Potential Sanctions – Employees Definitions

- **Corrective Plan of Action:** Based upon the severity of the violation, an employee found to have violated this policy is issued a corrective plan of action that directs the employee to complete a course of action to remain employed.
- **Discharge:** The employee is terminated from College employment.
- **No Contact:** The employee is directed to have no direct and/or indirect contact with the Complainant, which includes, but is not limited to contact in person, through electronic means, or through a third party.
- **Suspension:** The employee is suspended with or without pay for a period of time.
- **Training:** An employee is required to participate in Sexual Harassment Awareness training, including, but not limited to, obtaining education regarding this policy and the laws prohibiting sexual harassment/discrimination.
- **Verbal Warning:** A verbal warning is issued to the employee directing that the employee not engage in behavior prohibited by this policy, which will be documented and placed in the employee's personnel file.
- **Written Warning:** A written warning is issued to the employee directing that the employee not engage in behavior prohibited by this policy, which will be placed in the employee's personnel file.

Weapons on Campus

Possession of weapons, as further defined below, is not permitted on property owned, leased or otherwise controlled by the College, even if you have a concealed weapons permit.

Weapons are restricted to an environment in which students, employees and guests of the College can feel safe while attending classes, working, and visiting. While these restrictions offer no guarantee of protection restrictions reduce the risk of injury.

Exceptions:

1. Law enforcement officers of legally established law enforcement agencies.
2. Employees authorized by the College to possess or use such devices while engaged in work activities requiring such a device.
3. When College authorization is given to someone in connection with a regularly scheduled educational, recreational, or training program in which such devices would be required.
4. The possession of knives on college property when used solely for preparation of food, instruction, or maintenance.

Any student or employee in violation of this policy will be subject to discipline, up to, and including expulsion and/or termination as may be applicable depending on the circumstances. Any guest in violation of this policy shall be subject to ejection as a trespasser.

Definitions

Weapons are defined as any instrument, implement, or other object which is capable, designed, intended, or used to inflict bodily injury, or leads a reasonable person to believe it is intended to be used to inflict bodily injury. This shall include, but not be limited to, the following:

- Any gun, rifle, firearm, BB gun, pellet gun, 3-D printed weapon, or other device (including starter gun), whether operable or inoperable, which is designed to or may readily be converted to expel a projectile by any means.
- Any bomb, grenade, rocket, or other destructive device which includes explosives, incendiaries, or poison gas.
- Any knife with a blade longer than three inches, razor, or other cutting instrument, except as approved for the College's culinary program and food service operations.
- Any striking instrument, to include clubs, iron bar, brass knuckles, blackjack, or bludgeon (excluding Athletic Department equipment when used for school sanctioned activities — i.e., baseball bats).
- Any Martial Arts weapons, to include nunchakus, tonfas, staffs, and throwing stars.
- Any bow and arrow combination.
- Fireworks
- Any portable device or weapon from which an electrical current, impulse, wave, or beam may be directed, which current, impulse, wave, or beam is designed to incapacitate temporarily, injure, or kill.

Firearm: a weapon from which a dangerous projectile may be propelled by an explosive, or by gas or air.

Minor: any individual of less than 18 years of age.

Pistol: a firearm, loaded, or unloaded, 26 inches or less in length, or any firearm, loaded or unloaded, that by its construction and appearance conceals it as a firearm.

A self-defense spray or foam device are not considered weapons subject to this policy, if they meet all the following:

(a) The device is capable of carrying, and ejects, releases, or emits 1 of the following:

- Not more than 35 grams of any combination of orthochlorobenzalmalononitrile and inert ingredients.
- A solution containing not more than 10% oleoresin capsicum.

(b) The device does not eject, release, or emit any gas or substance that will temporarily or permanently disable, incapacitate, injure, or harm a person with whom the gas or substance comes in contact, other than the substance described in (a).

This policy is not intended to exclude students or staff from defending themselves, using items fashioned into weapons, from a violent armed attack (i.e. “active shooter”) when appropriate, and as an option of last resort.



On Campus Resources



Campus Safety: The campus security department is a primary point of contact for all safety-related concerns. They can provide information about reporting to law enforcement, safety procedures, emergency response protocols, and crime prevention tips.

Security Phone: 269-927-6715



Campus Officer: The Campus Officer is a primary point of contact for all security and safety concerns. They are the liaison to regional police and fire agencies and is the first responder for any incidents that occur.

Campus Officer: 269-925-7846



Counseling/Mental Health Services: Student Well-Being & Accessibility on campus can offer support and guidance for students dealing with safety-related stress or emotional challenges.

Leslie Navarro 269-927-8866

Counseling@lakemichigancollege.edu



Student Conduct: This office is responsible for responding to reports of violations of the institution's code of conduct and overseeing the disciplinary process. The student code of conduct includes policies related to academic integrity and behavioral expectations.

Sarah Woolsey 269-927-8148



Title IX Coordinator: The Title IX coordinator is responsible for addressing institution-wide response to gender-based discrimination, sexual harassment, sexual assault, and domestic violence. They coordinate the investigation process and ensure compliance with federal Title IX regulations.

Melissa Grau 269-927-6172



Campus Ombudsperson: An ombudsperson provides impartial assistance in resolving conflicts and addressing concerns, including those related to incidents or disputes.

Casey Dubina 269-927-6830

Off Campus Resources

Domestic and Sexual Violence

- Caring Connection: Empowerment Center
 - General Information: [269-266-8660](tel:269-266-8660)
 - Crises Line: [269-952-9500](tel:269-952-9500)
- Domestic Violence Coalition: [269-655-9008](tel:269-655-9008)
- National Domestic Violence Hot Line: [800-799-SAFE \(7233\)](tel:800-799-SAFE)
 - Text: **START or 88788**
- MI Coalition to End Domestic and Sexual Violence: [517-347-7000](tel:517-347-7000)
 - Domestic Violence/Sexual Assault/Trafficking Hotline:
 - Call: [866-864-2338](tel:866-864-2338)
 - Text: [877-861-0222](tel:877-861-0222)
- Sexual Assault Hotline
 - Call: [855-864-2374](tel:855-864-2374)
 - Text: [866-238-1454](tel:866-238-1454)

Health & Medical

- Corewell Health Lakeland (St Joseph): [269-983-8300](tel:269-983-8300)
- Corewell Health Lakeland (Niles): [269-683-5510](tel:269-683-5510)
- Southwestern Medical Clinic (Niles): [269-687-0200](tel:269-687-0200)
- Berrien County Health Department: [269-926-7121](tel:269-926-7121)
- Van Buren County and Cass County District Health Department: [269-621-3143](tel:269-621-3143)

Mental Health

- 988 Suicide and Crisis Hotline Call or Text **988**
- 211/First Call for Help (United Way of Southwest Michigan): [844-875-9211](tel:844-875-9211)
- Riverwood Community Mental Health Center
 - Berrien County: [269-925-0585](tel:269-925-0585)
 - St Joseph: [269-982-7844](tel:269-982-7844)
 - Niles: [269-684-4270](tel:269-684-4270)
- Woodlands Behavioral Healthcare Network
 - Cass County: [269-445-2451](tel:269-445-2451) or [1-800-323-0335](tel:1-800-323-0335)
- Van Buren Community Mental Health Authority (Van Buren County):
 - [800-922-1418](tel:800-922-1418) or [269-637-5297](tel:269-637-5297)
 - [269-657-5574](tel:269-657-5574) (Paw Paw)
- Samaritan Counseling Center
 - Benton Harbor/Stevensville: [269-926-6199](tel:269-926-6199)

Counseling Information

- **Andrews Community Counseling Center: 269-471-6238**
Providing free psychological services under the supervision of licensed psychologists. Mental health services to children, adolescents, and adults who reside in the Michigan area, or who are members of the community near the university. The office is located in Berrien Springs.
- **Freedom Counseling Center: 269-982-7200**
Freedom Counseling Center provides high-quality counseling and psychological evaluations to individuals, parents, couples, adolescents and children.
- **Riverwood Center: 269-925-0585 or 800-336-0341 (24-hour hotline)**
Riverwood partners with children, families and adults in their journey toward recovering from behavioral health and substance use challenges, and helps individuals with intellectual disabilities succeed in community living. Offices located in Benton Harbor.

- **Samaritan Counseling Center: 269-926-6199**
Offering behavioral counseling, coaching, consulting, education and prevention for children, families, couples, and adults. Offices are located in Benton Harbor and Niles.
- **Southwestern Medical Clinic Christian Counseling and Psychological Services: 269-429-7727**
Counseling services for treating abuse and trauma, addictions and co-occurring disorders, anxiety, depression, AHHD, eating disorders, coping with loss and grief and behavioral services for children and adolescents. Offices located in Berrien Springs, St. Joseph, Stevensville, Coloma, and Niles.
- **Van Buren Community Mental Health 24-Hour Crisis Line: 800-922-1418 or 988**
Van Buren Community Mental health offers trauma-informed prevention, assessment, crisis intervention, treatment and support services to help people meet their own chosen life, health, recovery, and work goals.
- **HelpNet Employee Assistance Program**
The college's Employee Assistance Program, available to all full- and part-time employees, is administered through HelpNet. Information can be found in the Human Resources offices or on SharePoint under the staff and faculty benefit links.



SEE SOMETHING, SAY SOMETHING.

Everyday Campus Safety Tips



BE PREPARED

STAY CONNECTED. GET HELP WHEN YOU NEED IT.

1



Save Campus Security's number in your phone **(269-927-6715)**, and use campus safety services whenever you need assistance.

2



Know where the Emergency Blue Light stations are located on campus.

3



Keep your contact information current in the College's campus notification systems.



STAY AWARE

MAKE SAFE CHOICES EVERY DAY.

4



Lock doors, even if you're leaving briefly. Never prop open a secured door; doing so may allow unauthorized people inside.

5



Walk with a friend or classmate when possible, especially after dark.

6



Keep at least one ear free when using headphones or earbuds so you can stay aware of your surroundings.



KNOW YOUR SURROUNDINGS

BE READY. STAY INFORMED.

7



Know the exits in the buildings you use regularly and identify a second way out when possible.

8



When going out, know where you're going and how you'll get home. Share your plans with someone you trust.

9



Keep your belongings with you or secure them when they're out of sight.



SUPPORT A SAFER CAMPUS

LOOK OUT FOR YOURSELF AND OTHERS.

10



Connect with campus resources and seek support for your well-being.

11



Attend prevention and awareness programs to learn the warning signs of dating violence, sexual assault, and stalking, and how to act as a bystander.

12



Report damaged locks, broken lights, or other safety concerns to Campus Security.

B-Warn | Berrien County

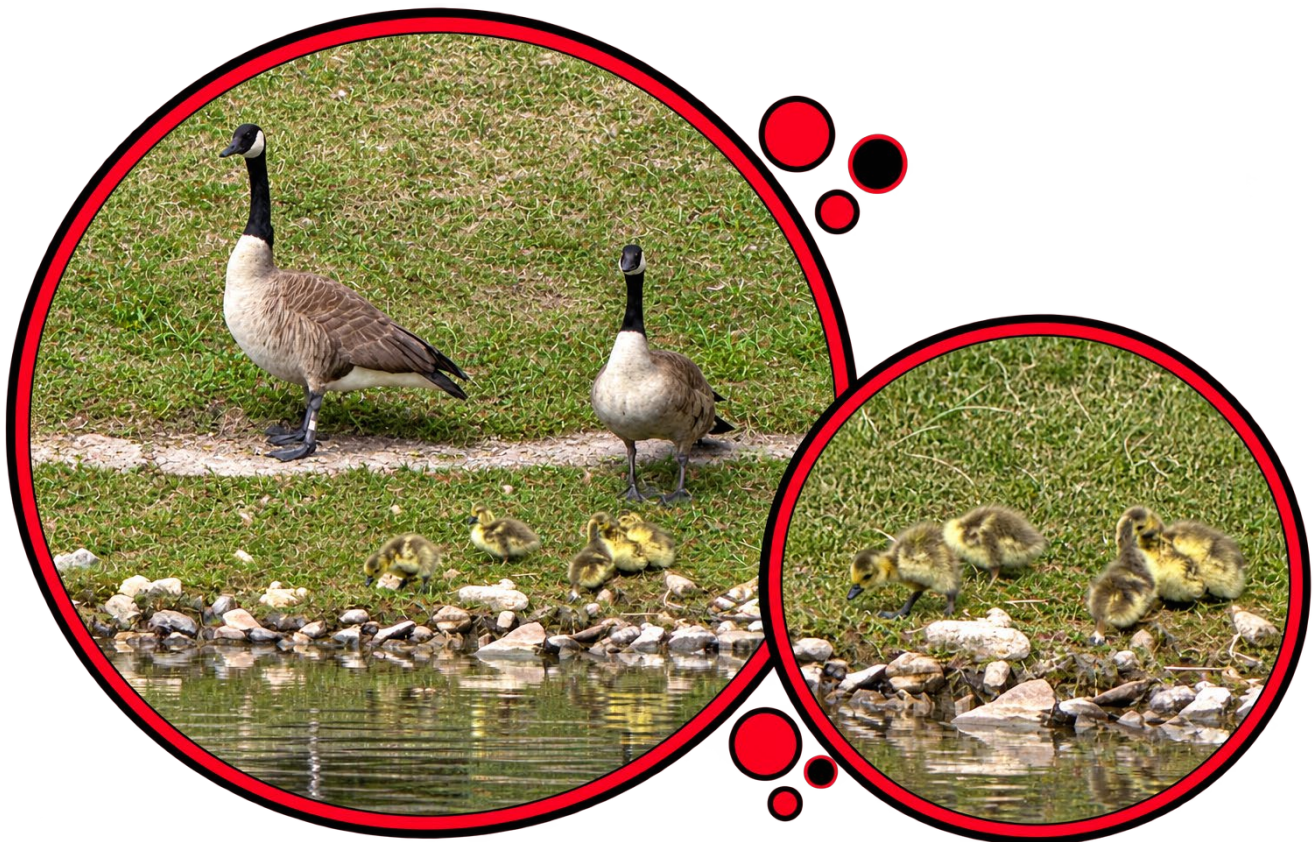
This is an Opt-In mass notification service that allows the Berrien County Police Department to send out alert messages to everyone registered. Alerts will be sent when responders at an emergency request the Police Department to put out instructions to the public to take certain protective actions. An alert will not be necessary for every emergency. It is at the discretion of the incidents assigned commander to request an alert. You can receive messages by entering your contact information and then subscribing to automated notifications you want based on locations you are interested in. For more information and to sign up visit: <https://www.berriencounty.org/1283/B-WARN>

Notify Me | Van Buren County

This is an Opt-In mass notification service that allows Van Buren County to send out alert messages to everyone registered for various kinds of alerts coming from the county. You can receive messages by entering your contact information and then subscribing to automated notifications you are interested in. For more information and to sign up visit: <https://vanburencountymi.gov/how-do-i/sign-up-for/>

Sex Offender Registry & Access to Related Information

In accordance with Federal law, institutions of higher education are required to issue a statement and provide a link to the campus community where to locate information on registered sex offenders. The Michigan State Police are responsible for maintaining this registry. The registry link (<https://mspsor.com/>) is also posted on the College's website: <https://www.lakemichigancollege.edu/about/safety-and-emergency>



PREVENTION & AWARENESS PROGRAMMING

PROGRAM	DESCRIPTION	TARGET AUDIENCE
Active Violence Incident Training	Response to a School Active Violence Incident	Faculty, Staff, Facilities & RAs
Alcohol & Drugs/Addiction	Alcoholism/Drug use is an illness, Prevention & Scenario Training, Awareness, and Awareness & Warning Signs	Faculty, Staff, Students, RAs, Beckwith Hall & Athletes
Behavioral Intervention & Threat Assessment	Behavioral Intervention & Threat Assessment	CARE Team
Bystander Intervention	Risk Reduction, Primary Awareness, and Prevention	RAs
Campus Security Authority (CSA)	Video and quiz	CSAs
Maxient Presentations	Details on reporting incidents	RAs, Faculty & Staff
Clery Act	Information about campus crime and security policies, Clery Week	Faculty, Staff, Students, RAs, Campus Partners
Consent	Consent awareness	Faculty, Staff, & Students
Fire Drill Procedures	Explaining Emergency Procedures	RAs & Beckwith Hall Students
Fire Extinguisher Training	How to handle a fire extinguisher	Faculty, RAs, HES & Facilities Personnel
Harassment, Stalking, Cyber Stalking	Different forms of harassment and stalking; Harassment Prevention for Michigan Employees	Students, Athletes, Faculty, & Staff
Healthy Relationships	Awareness; Sexual Wellness Fair	Athletes, RAs, & Students
Mental Health	Mental Health Matters Carnival	Students, Faculty & Staff
RAVE Alert	Details on how to update information	Students, Faculty, & Staff
Safety and Security Procedures/Updates	Student Orientations; RA Orientations, Opening Days, Chronicle	Students, RAs, Staff, & Faculty
Title IX	Know your Title IX rights (to make a report); Title IX Final Rule, & Student Orientations	Students, Faculty, & Staff
VAWA	I Believe You, Supporting Sexual Assault Survivors, Healing Hands, Chain of Support, and Victim Advocate & Prevention Educator: Awareness & Warning Signs	Students, Faculty, & Staff

Preparing the Annual Security & Fire Safety Report

The Clery Act is a federal law which requires institutions to publish an Annual Security Report (ASR) as well as submit all crime statistics to the Department of Education. Institutions with on-campus housing must also submit a Fire Safety Report (ASR or AFSR) along with other items detailed below.

LMC will prepare an ASR and AFSR that reflects LMC's current policies and procedures, and which contains, at minimum, the following information:

- Crime statistics (stats) gathered from LMC's Care and Concern reports, incident reports, and campus security reports. In cooperation with law enforcement agencies, the department of Accreditation, Strategic Projects, & Quality (ASPQ) will collect stats from these agencies covering LMC's Clery geography. All crime stats are collected and maintained from the most recent three calendar years. (See Appendix A for Clery reportable crimes and definitions.)
- Statements of policies and procedures include, but are not limited to, how students and others can report criminal actions or other emergencies occurring on campus, security and accessing campus facilities, emergency evacuation and preparedness procedures, missing student notifications, prohibited items on campus, institutional disciplinary action in cases of alleged dating violence, domestic violence, sexual assault or stalking, a statement advising the campus community where registered sex offenders may be located, etc.
- Programming of the following, but not limited to drug and alcohol abuse education, dating violence, domestic violence, sexual assault or stalking, prevention of crimes, campus security procedures and practices, etc.
- Fire Safety procedures, for on-campus housing facilities.

LMC will publish the AFSR by October 1 of each year. ASPQ will release the AFSR along with a statement to the LMC campus community of its availability. Paper copies will be made available upon request.



Crime Definitions (Federal/Clery Definitions)

Listed in alphabetical order, not Clery hierarchy order.

Aggravated Assault

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

Arson

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

Burglary

The unlawful entry of a structure to commit a felony or a theft.

Dating Violence

Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim. The existence of such a relationship shall be determined based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship.

- Dating Violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse.
- Dating Violence does not include acts covered under the definition of Domestic Violence.

Disciplinary Referrals (Referred for Disciplinary Action)

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.

Domestic Violence

A felony or misdemeanor crime of violence committed by any of the following individuals:

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

Drug Abuse (Law) Violations

Violations of laws prohibiting the production, distribution and/or use of certain controlled substances and the equipment or devices utilized in their preparation and/or use. The unlawful cultivation, manufacture, distribution, sale, purchase, use, possession, transportation or importation of any controlled drug or narcotic substance. Arrests for violations of state and local laws, specifically relating to the unlawful possession, sale, use, growing, manufacturing and making of narcotic drugs. The relevant substances include opium or cocaine and their derivatives (morphine, heroine and codeine), marijuana; synthetic narcotics (Demerol and Methadone); and dangerous non-narcotic drugs (barbiturates, Benzedrine).

Hate Crimes

A criminal offense that manifests evidence that the victim was intentionally selected because of the perpetrator's bias against the victim. The following eight categories are reported: Race, Religion, Sexual Orientation, Gender, Gender Identity, Ethnicity, National Origin or Disability. A hate crime is not a separate, distinct crime, but is the commission of a criminal offense which was motivated by the offender's bias. Any crime motivated by bias is considered a Hate Crime. Crimes that are classified under this definition include all listed Clery Reportable Crimes, except weapon, drug and liquor law violations are not included in hate crime data. However, the below are also Clery reportable crimes when motivated by bias:

➤ Destruction/Damage/Vandalism of Property

To willfully or maliciously destroy, damage, deface or otherwise injure real or personal property without the consent of the owner or the person having custody or control of it.

➤ Intimidation

To unlawfully place another person in reasonable fear of bodily harm through the use of threatening words and/or other conduct but without displaying a weapon or subjecting the victim to actual physical attack.

➤ Larceny/Theft

The unlawful taking, carrying, leading or riding away of property from the possession or constructive possession of another. The constructive possession is the condition in which a person does not have physical custody or possession but is in a position to exercise dominion or control over a thing.

➤ Simple Assault

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

Hazing

Consistent with the Stop Campus Hazing Act (SCHA), and Michigan Law, LMC defines the term “hazing” to mean:

- Any intentional, knowing, or reckless act committed by a person (whether individually or in concert with other persons) against another person or persons regardless of the willingness of such other person or persons to participate, that:
 - Is committed in the course of an initiation into, an affiliation with, or the maintenance of membership in, a student organization; and
 - Causes or creates a risk, above the reasonable risk encountered in the course of participation in the institution of higher education or organization (such as physical preparation necessary for participation in an athletic team), of physical or psychological injury including:
 1. Whipping, beating, striking, branding, electronic shocking, placing of a harmful substance on the body, or similar activity;
 2. Causing, coercing or otherwise inducing sleep deprivation, exposure to the elements, confinement in a small space, extreme calisthenics, or similar activity;
 3. Causing, coercing, or otherwise inducing another person to perform sexual acts;
 4. Any activity involving consumption of a food, liquid, alcoholic beverage, liquor, drug, or other substance;
 5. Any activity that places another person in reasonable fear of bodily harm through the use of threatening words or conduct;
 6. Any activity against another person that includes a criminal violation of local, state, tribal or federal law; and
 7. Any activity that induces, causes, or requires an individual to perform a duty or task that involves the commission of a crime or an act of hazing in violation of local, State, Tribal, or Federal law.

Hazing also involves any other activity (not addressed by number 1 of this definition) that is expected of someone joining or participating in a student organization that humiliates, degrades, abuses, or endangers them, regardless of a person’s willingness to participate.

Liquor Law Violations

The violation of state or local laws or ordinances prohibiting: the manufacture, sale, purchase, transportation, possession of alcoholic beverages; maintaining unlawful drinking places; bootlegging; operating a still; furnishing liquor to minor; using a vehicle for illegal transportation of liquor; open alcohol in a motor vehicle; consumption of alcohol in public; and other related offenses. Driving under the influence of alcohol is not included in this definition.

Motor Vehicle Theft

The theft or attempted theft of a motor vehicle. Classified as motor vehicle theft, are all cases where automobiles are taken by persons not having lawful access even though the vehicles are later abandoned—including joy riding.

Murder and Non-Negligent Manslaughter

The willful (non-negligent) killing of one human being by another.

Manslaughter by Negligence

The killing of another person through gross negligence.

Robbery

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

Sexual Assault (Sex Offenses)

Sexual assault means an offense that meets the definition of rape, fondling, incest, or statutory rape as used in the FBI's Uniform Crime Reporting system. A sex offense is any act directed against another person, without the consent of the victim, including instances where the victim is incapable of giving consent.

- Rape: The penetration, no matter how slight, of the vagina or anus with any body part, or object; or oral penetration by a sex organ of another person without consent of the victim. This offense includes the rape of both males and females.
- Fondling: The touching of the private parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of his or her age or because of his or her temporary or permanent mental incapacity.
- Incest: Non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
- Statutory Rape: A non-forcible sexual intercourse with a person who is under the statutory age of consent (which is 16 in the State of Michigan).

Stalking

Engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for their safety or the safety of others or suffer substantial emotional distress.

- Course of conduct means two or more acts, including, but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method, device, or means, follows, monitors, observes, surveils, threatens, or communicates to or about a person or interferes with a person's property.
- Reasonable person means a person under similar circumstances and with similar identities to the victim.
- Substantial emotional distress means significant mental suffering or anguish that may but does not necessarily require medical or other professional treatment or counseling.

Weapon Law Violations

The violation of laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, concealment, or use of firearms, cutting instruments, explosives, incendiary devices, or other deadly weapons. This classification encompasses weapons offenses that are regulatory in nature.

Crime Statistics

Benton Harbor Campus (Main)

Including Student Housing

	2023					2024					2025				
Criminal Offences	Campus	Non-Campus	Public	Total	Resid	Campus	Non-Campus	Public	Total	Resid	Campus	Non-Campus	Public	Total	Resid
Murder/Non-Negligent Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	1	0	0	1	1	1	0	0	1	0
Fondling	1	0	0	1	1	0	0	0	0	0	1	0	0	1	0
Incest	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Robbery	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Aggravated Assault	2	0	0	2	1	2	0	0	2	1	2	0	0	2	0
Burglary	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Domestic Violence	0	0	0	0	0	1	0	0	1	1	0	0	0	0	0
Dating Violence	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Stalking	1	0	0	1	0	0	0	0	0	0	0	1	0	1	0
Hazing	-	-	-	-	-	-	-	-	-	-	0	0	0	0	0
Total	4	0	0	4	2	4	0	0	4	3	4	1	0	5	0
Arrests	Campus	Non-Campus	Public	Total	Resid	Campus	Non-Campus	Public	Total	Resid	Campus	Non-Campus	Public	Total	Resid
Weapons Violations	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Drug Law Violations	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Liquor Law Violations	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Disciplinary Actions	Campus	Non-Campus	Public	Total	Resid	Campus	Non-Campus	Public	Total	Resid	Campus	Non-Campus	Public	Total	Resid
Weapons Violations	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Drug Law Violations	2	0	0	2	2	2	0	0	2	2	7	0	0	7	7
Liquor Law Violations	3	0	0	3	3	2	0	0	2	2	11	0	0	11	11
Total	5	0	0	5	5	4	0	0	4	4	18	0	0	18	18

Hate Crimes: There were no reported hate crimes for the years 2023, 2024, or 2025.

Unfounded Crimes: There were no unfounded crimes for the years 2023, 2024, or 2025.

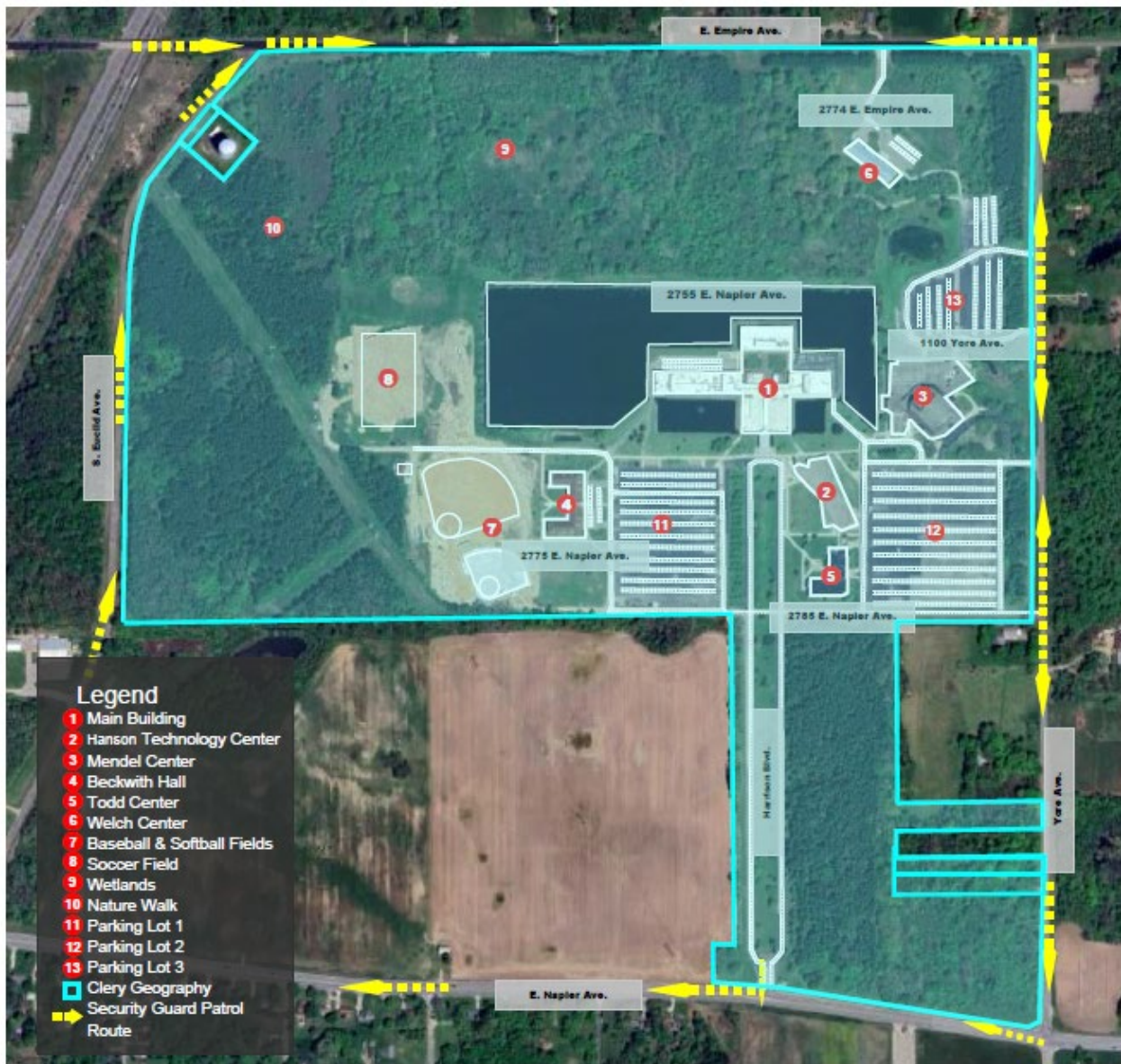
South Haven Separate Campus

	2023			2024			2025		
Criminal Offences	Campus	Public	Total	Campus	Public	Total	Campus	Public	Total
Murder/Non-Negligent Manslaughter	0	0	0	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	0	0	0	0
Fondling	0	0	0	0	0	0	0	0	0
Incest	0	0	0	0	0	0	0	0	0
Statutory Rape	0	0	0	0	0	0	0	0	0
Robbery	0	0	0	0	0	0	0	0	0
Aggravated Assault	0	0	0	0	0	0	0	0	0
Burglary	0	0	0	0	0	0	0	0	0
Motor Vehicle Theft	0	0	0	0	0	0	0	0	0
Arson	0	0	0	0	0	0	0	0	0
Domestic Violence	0	0	0	0	0	0	0	0	0
Dating Violence	0	0	0	0	0	0	0	0	0
Stalking	0	0	0	0	0	0	0	0	0
Hazing	-	-	-	-	-	-	0	0	0
Total	0	0	0	0	0	0	0	0	0
Arrests	Campus	Public	Total	Campus	Public	Total	Campus	Public	Total
Weapons Violations	0	0	0	0	0	0	0	0	0
Drug Law Violations	0	0	0	0	0	0	0	0	0
Liquor Law Violations	0	0	0	0	0	0	0	0	0
Total	0	0	0	0	0	0	0	0	0
Disciplinary Actions	Campus	Public	Total	Campus	Public	Total	Campus	Public	Total
Weapons Violations	0	0	0	0	0	0	0	0	0
Drug Law Violations	0	0	0	0	0	0	0	0	0
Liquor Law Violations	0	0	0	0	0	0	0	0	0
Total	0	0	0	0	0	0	0	0	0

Hate Crimes: There were no reported hate crimes for the years 2023, 2024, or 2025.

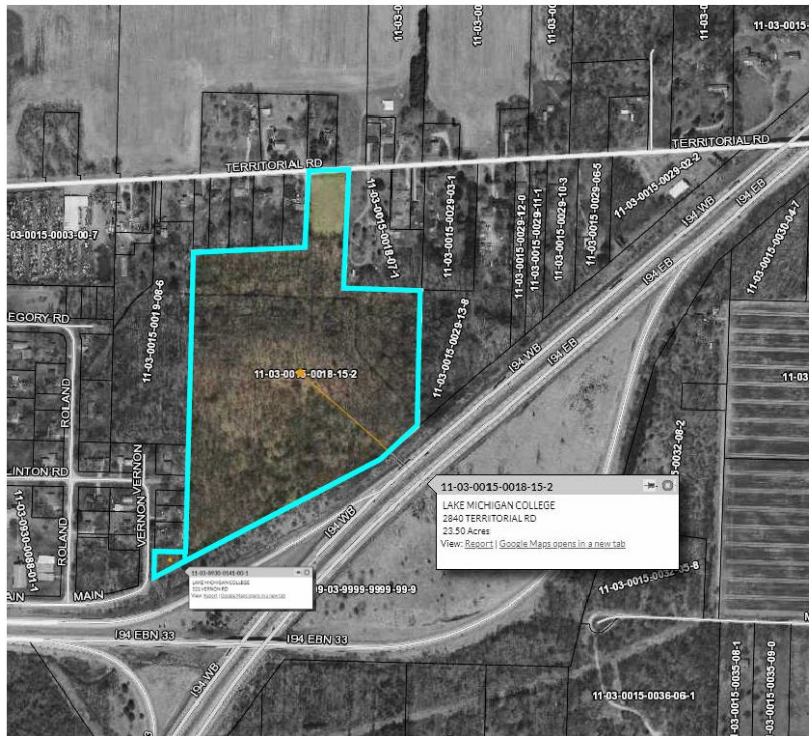
Unfounded Crimes: There were no unfounded crimes for the years 2023, 2024, or 2025.

Appendix A – Clery Geography Maps



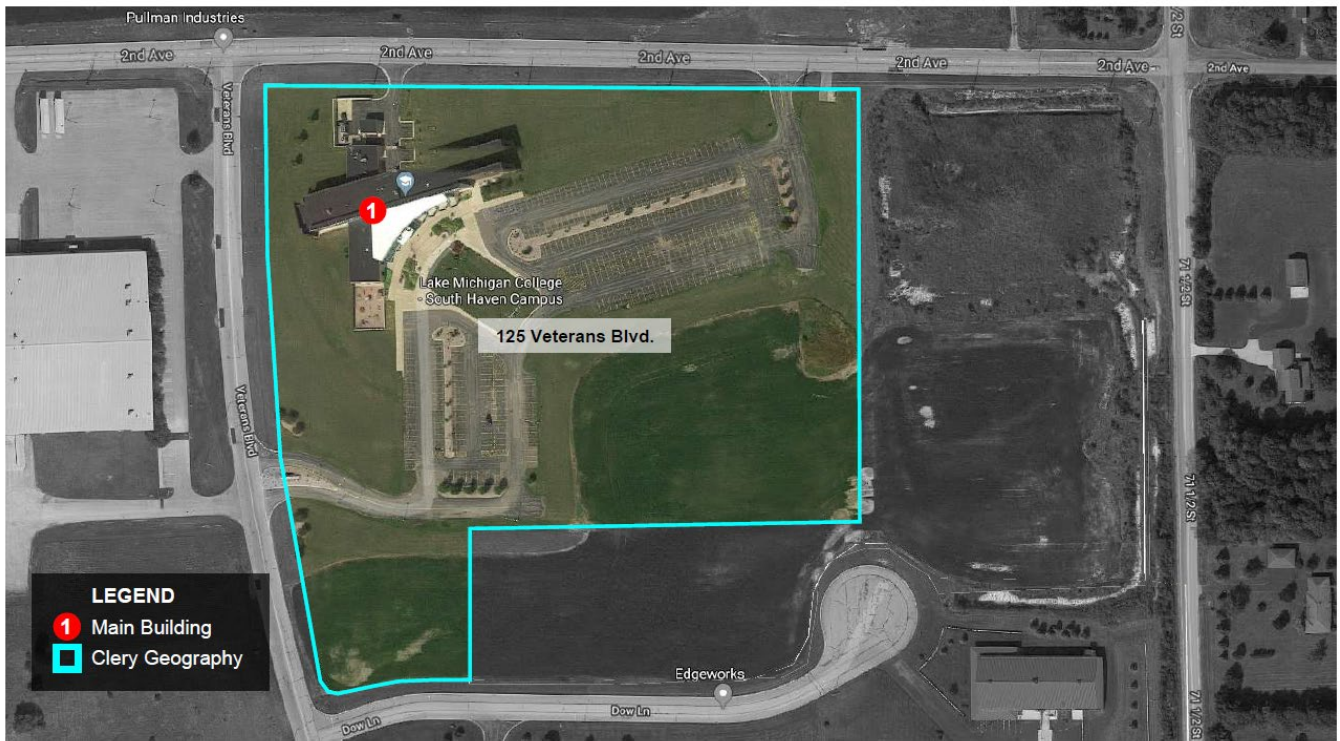
Benton Harbor Campus Properties





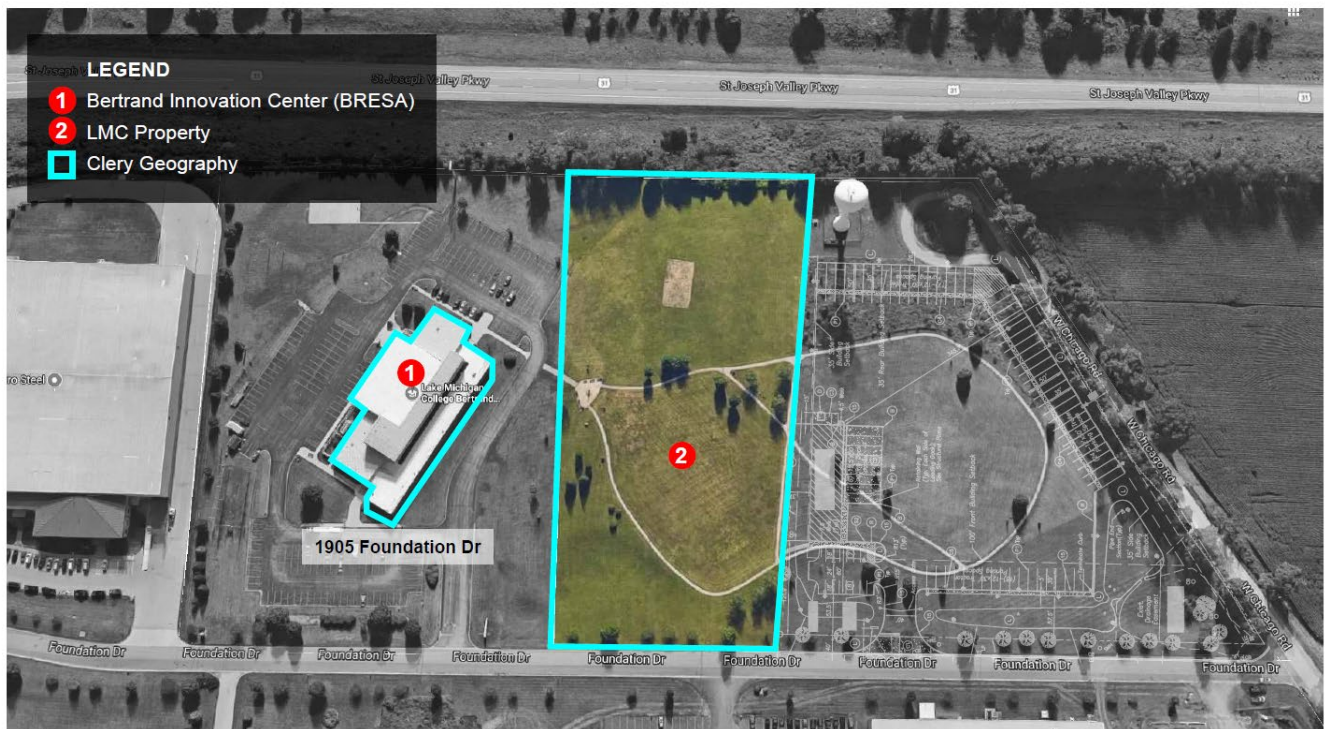
2840 Territorial Rd & 321 Vernon Rd





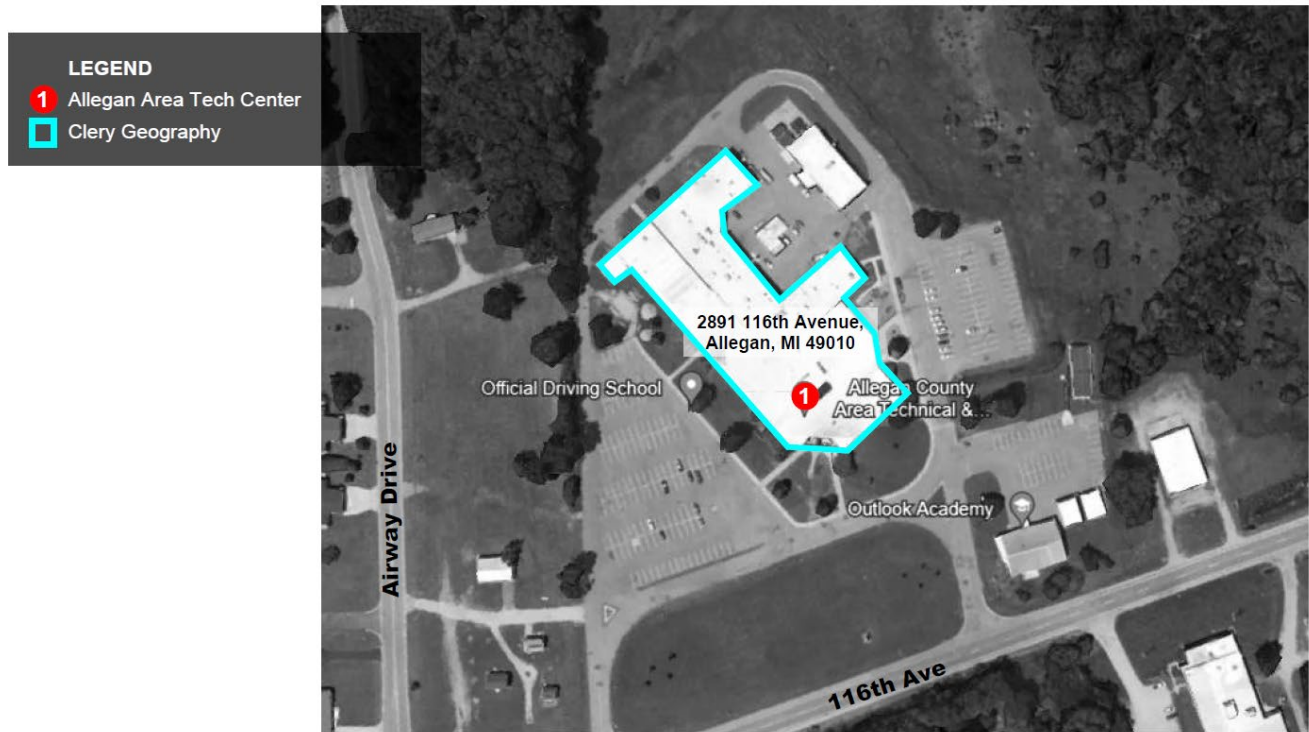
South Haven Campus





Bertrand Innovation Center & Niles Property





Allegan Area Tech Center



Entrance at
1791 Hillandale Rd.
Benton Harbor, MI 49022



Viticulture Teaching Plots





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Benton Harbor Campus

2755 East Napier Avenue
Benton Harbor, MI 49022
269-927-8100

South Haven Campus

125 Veterans Boulevard
South Haven, MI 49090
269-639-8442

Allegan Tech Center

310 Thomas Street,
Allegan, MI 49010
269-512-7700

Bertrand Innovation Center

1905 Foundation Drive
Niles, MI 49120
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