

Campus Security Policy and Program

Date: 01/23/2012

Supersedes: *Campus Security Program, 2/20/09*

I. Purpose

In compliance with the Crime Awareness and Campus Security Act of November 8, 1990, and the New York State Amendments to Section 6450 of the Education Law, the College, in consultation with faculty, students, and appropriate administrative offices, has developed and adopted a program that reaffirms our policies regarding sexual assault prevention, crime awareness, and campus security procedures.

II. Policy

It is the policy of New York Medical College to promote the safety and security of all faculty, students and employees on College premises, to prohibit any criminal or illicit activities including sexual assault or other sex offenses, to report any alleged criminal conduct to the appropriate enforcement authorities, and to discipline any faculty, student or employee after conviction of a criminal offense, which may include suspension, expulsion, dismissal or termination of employment. In the case of a student, an ad hoc faculty committee shall be appointed by the respective dean of the medical school or graduate schools to review, report and make recommendations to the respective dean.

III. Program

To promote awareness of and facilitate prevention of sexual assault offenses, the College shall provide specific information to incoming students about sexual assault prevention measures. Such information shall include the legal sanctions and applicable penalties under applicable laws, ordinances and regulations on sex offenses, the campus security procedures for dealing with sex offenses, and the identification and availability of counseling and support services. The respective deans of the School of Medicine, the Graduate School of Basic Medical Sciences or the School of Health Sciences and Practice shall each be responsible for the coordination and dissemination of this information in the student orientation processes.

The College has established an advisory committee on campus security consisting of the following six members, at least half of whom shall be female:

Two designated by the President of the Faculty Senate

One designated by the President of the Student Senate of the Medical School

One designated by the President of the Graduate Student Association of the Graduate School of Basic Medical Sciences

The Dean of the School of Health Sciences and Practice

The Senior Associate Dean for Student Affairs, or other designee of the Dean of the School of Medicine, who shall chair the committee

The Committee shall review campus security policies and procedures for educating the campus community, including security personnel and those persons who advise or supervise students about sexual assault, personal safety and crime prevention, for reporting sexual assaults and referring complaints to appropriate authorities, and for counseling victims. The Committee shall make recommendations to the President.

The Committee will provide upon request all campus crime statistics as reported to the United States Department of Education. For campus crime statistics, please refer to the United States Department of Education web site at www.ope.ed.gov/security/.

IV. Criminal and Legal Penalties

The criminal and legal penalties for the commission of sex offenses range from maximum imprisonment sentences of 3 months to 25 years depending on the type and seriousness of the offense involved. Additional specific information is contained in Attachment A.

V. Firearms

The possession of firearms is strictly prohibited on NYMC property and in affiliated hospitals.

VI. Responsibilities

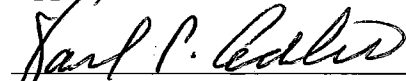
It is the responsibility of all faculty, students and employees to report all incidents of alleged criminal conduct to the College's Security Department and to cooperate fully with regard to the specific details of such incidents.

The College's Security Department shall investigate such incidents and, as necessary, report the matter to local enforcement authorities. The Security Department shall also maintain records of all reported incidents and shall collect information on reported criminal offense and arrest statistics on the College's Valhalla campus, as required by federal law. Such information, together with relevant campus security procedures shall annually be published and distributed, through appropriate publications or mailings, to faculty, students and employees and to any applicant for enrollment upon written request.

VII. Effective Date

This policy is effective immediately.

Approved:



Karl P. Adler, M.D.
Chief Executive Officer

01/23/12
Date

Attachment A

New York State Penal Law Section 130 makes certain sexual conduct as defined therein criminal offenses which are classified in degree according to the seriousness of the sexual activity, the degree of force used, the age of the victim, and the physical and mental capacity of the offender and victim. The criminal sex offenses and the related classification set forth in Section 130 are as follows:

<u>Offense</u>	<u>Classification</u>
Sexual Misconduct	Class A Misdemeanor
Rape in 3rd Degree	Class E Felony
Rape in 2nd Degree	Class D Felony
Rape in 1st Degree	Class B Felony
Criminal Sexual Act in 3rd Degree	Class E Felony
Criminal Sexual Act in 2nd Degree	Class D Felony
Criminal Sexual Act in 1st Degree	Class B Felony
Forcible Touching	Class A Misdemeanor
Persistent Sexual Abuse	Class E Felony
Sexual Abuse in 3rd Degree	Class B Misdemeanor
Sexual Abuse in 2nd Degree	Class A Misdemeanor
Sexual Abuse in 1st Degree	Class D Felony
Aggravated Sexual Abuse in 4th Degree	Class E Felony
Aggravated Sexual Abuse in 3rd Degree	Class D Felony
Aggravated Sexual Abuse in 2nd Degree	Class C Felony
Aggravated Sexual Abuse in 1st Degree	Class B Felony
Facilitating a Sex Offense with a Controlled Substance	Class D Felony

Articles 60 and 70 of the New York Penal Law provide the following sentences for conviction according to the classifications noted:

Misdemeanors: (Definite Sentence)

Class A - Imprisonment of up to 1 year
Class B - Imprisonment not to exceed 3 months

Felonies: (Indeterminate Sentence)

Class A – Imprisonment up to life imprisonment
Class B - Imprisonment not to exceed 25 years
Class C - Imprisonment not to exceed 15 years
Class D - Imprisonment not to exceed 7 years
Class E - Imprisonment not to exceed 4 years

Please note that the above is neither meant to be definitive nor constitute the rendering of legal advice or opinion. All questions as to the above should be discussed with an attorney.