

# AUSTIN PEAY STATE UNIVERSITY POLICE DEPARTMENT Clery Act Annual Security and Fire Safety Report for 2024



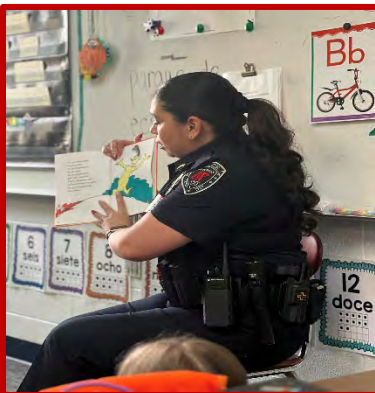
## Mission:

The mission of the Austin Peay State University Police Department is to efficiently provide quality police and customer service to our students, faculty/staff, and visitors. We strive to promote a safe environment through police and community partnerships. We pride ourselves on working with the university community to enhance a peaceful quality of life where people can live, visit, and work safely without fear. Every day, we strive for mutual trust, integrity, fairness, and professionalism.

## Vision:

The Austin Peay State University Police Department exist to preserve liberty, enhance the safety of our community and defend human dignity. We are an organization in which officers embraces integrity as the foundation in which our university/community trust is built.

Our communication with the public will be direct, open and respectful. We will value our differences, recognizing that there is strength in diversity. Our goal is excellence and we will not accept anything less.



## Values

**LOYALTY**

**DUTY**

**RESPECT**

**SELFLESS SERVICE**

**HONOR**

**INTEGRITY**

**PERSONAL COURAGE**



# Welcome

## Your Safety Is Important!

Education is essential in maintaining a safe and secure Austin Peay State University community. That is why the Austin Peay State University Police Department has developed a variety of informative crime prevention and safety programs for students, faculty, and staff.

This report provides helpful information about our programs and services and other facts required by the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act of 1998.

Your safety is important to us. I encourage you to familiarize yourself with our policies and use our programs. Only through the cooperation of everyone in the university community can we make Austin Peay State University, the Austin Peay Center at Fort Campbell, and our regional campuses safer learning environments.

Austin Peay State University is an institution of higher learning with a workforce of more than 1,043 employees, 939 student employees, a student body of 9,945, and numerous visitors annually. Public Safety is the administrative office responsible for law enforcement and the security of the campus. The Shasteen Building is located at 601 Hannum St., Clarksville, TN, 37040; the building houses a fully certified law enforcement agency. The APSU Police Department operates continuously 24 hours a day, every day of the year.

The APSU Police Department is always open to the public and staffed by dispatch personnel who directly communicate with Austin Peay State University police officers by radio and phone. Our team of officers, security guards, dispatchers, and employees take the issue of campus security very seriously. Although we have a dedicated staff, we can only accomplish our mission with the assistance and cooperation of the members of the university community. Safety is a shared responsibility that involves members of the community and department working cooperatively to solve problems and proactively address issues that will reduce the likelihood of crime occurring in our community.

We hope you will find this report valuable. Please review this information carefully, particularly the crime prevention tips included. Personal safety is everyone's responsibility, and we need your assistance in making our campus the safest environment possible. If you have any questions about this report or any of our services, please stop by our office or call 931-221-7786. More information is located on our web page at <http://www.apsu.edu/police>.

-Sammie Williams, Chief of Police, [williamss@apsu.edu](mailto:williamss@apsu.edu), 221-7786



## Emergency Numbers

<b>APSU Campus Police</b>	<b>931-221-7786/4848</b>
<b>Blanchfield Army Hospital</b>	<b>270-798-8400</b>
<b>Clarksville Fire &amp; Rescue</b>	<b>931-645-7456</b>
<b>Clarksville Police Department</b>	<b>931-648-0656</b>
<b>Doctors Care (Madison St)</b>	<b>931-245-2400</b>
<b>Doctors Care (Wilma Rudolph Blvd)</b>	<b>931-645-1564</b>
<b>Emergency Medical Services</b>	<b>931-920-1800</b>
<b>Matthew Walker Clinic</b>	<b>931-920-5000</b>
<b>Montgomery County Health Department</b>	<b>931-648-5747</b>
<b>Montgomery County Sheriff's Department</b>	<b>931-648-0611</b>
<b>Tennova Medical Center (ER)</b>	<b>931-502-1000</b>
<b>Walgreens (Madison St)</b>	<b>931-552-8108</b>
<b>Walgreens (Tiny Town RD)</b>	<b>931-552-7464</b>
<b>Resource Numbers</b>	
<b>Regular business hours M-F, 8 a.m. – 4 p.m.; when university is open</b>	
<b>APSU Student Counseling Services</b>	<b>931-221-6162</b>
<b>Boyd Health Services</b>	<b>931-221-7107</b>



The APSU Police Department is located at 601 Hannah St. in the Shasteen Building behind the APSU football stadium.

APSU Police provides 24-hour patrol of APSU's Clarksville campus buildings, parking lots, residence hall exteriors, and campus grounds. Patrol is by motor vehicle, electric bike, Segway, and foot. Local law enforcement agencies provide patrol services to the university's other campus locations.

Officers receive at least 12 weeks of basic training at the Tennessee Law Enforcement Training Academy (TLETA) in Nashville, TN. Training includes first aid, firearms, emergency vehicle operation courses, defensive tactics, criminal laws, traffic laws, evidence collection, and traffic collision investigation, among other topics. Each officer completes a 12-week field training program and at least 40 hours of in-service training annually.

The Austin Peay State University Police Department has 18 sworn certified police officers with full law enforcement authority on all university property and concurrent jurisdiction on all roads and streets adjacent to campus. Officers also have the authority to investigate crimes originating on Austin Peay State University property anywhere in the state. Non-sworn employees of this department have no arrest authority.

The APSU Police Department works closely with the Clarksville Police Department and Montgomery County Sheriff's Office. The university is in daily contact with the Clarksville Police Department, Montgomery County Sheriff's Office, and Springfield Police Department to exchange criminal incident information, including off-campus locations owned or leased by student organizations recognized by the university. The Austin Peay State University Police Department has written memoranda of understanding between the school and the local police agencies.



## Crime Reporting Policy

APSU's policy is that all employees of the university considered to be "Campus Security Authority" must immediately report to the APSU Police Department all crimes or reports of criminal activity that are brought to their attention. Austin Peay State University considers all faculty members, administrators, managers, supervisors, employees of the Police Department, and staff with significant contact with students. (including, but not limited to, contact through campus student activities, student discipline, student housing, student life administration, and intercollegiate athletics) to be "Campus Security Authorities," Professional mental health, pastoral, or other licensed professionals legally bound by professional/client privileges when functioning in that capacity are not subject to this policy. The victims or witnesses of a crime are encouraged to report the offense voluntarily and anonymously; the university permits anonymous reporting of violations. The university will investigate all reported crimes, which may become a matter of public record.

## Preparation of the Annual Disclosure of Crime Statistics

The statistical data in this report has been compiled using information about crime and criminal activity obtained from campus security authorities, local police, and others. Crime statistics are gathered for buildings owned or controlled by the institution and used for educational purposes. Information is supplied daily, and statistics are compiled annually and disclosed as a report. Students and others are encouraged to report crimes immediately and accurately to the APSU Police Department or appropriate university employees. Only through your help in promptly reporting criminal activity can the university take effective action to prevent crime, provide timely warnings of possible danger to the community, and include the required reported criminal offenses in the annual statistical disclosure. The APSU Police Department maintains a daily crime log, which is available for the public view by asking the APSUPD dispatcher at Austin Peay State University Police Department located at 601 Hannah St., Clarksville, TN 37040, in the Shasteen Building behind the APSU football stadium.

## Campus Security Authority

Those defined as Campus Security Authorities must report all campus crimes that they know of immediately to the APSU Police Department. Austin Peay State University considers all faculty



members, administrators, managers, supervisors, employees of the Police Department, and employees whose function involves building relationships with students, including but not limited to contact through student campus activities, student discipline, student housing, student life administration, and intercollegiate athletics to be "Campus Security Authority." The following list is not meant to be exhaustive. Austin Peay State University Campus Security Authorities include:

- University President
- Provost and Assistant Provost
- Vice Presidents and Associate Vice Presidents
- Deans and Associate Deans
- Division of Public Safety employees
- University Housing Director, Associate Director, Area Coordinators, Residence Hall Directors, Resident Assistants
- Athletics Director, Associate Directors, Assistant Directors, Coaching Staff, and Trainers
- Registered Student Organization (RSO) Faculty and Staff Advisors
- Academic Advisors
- Title IX Coordinator

This list of campus security authorities is subject to modification and is intended to be optional due to changes in the functions and responsibilities of employees within the university. For more information, please see the following link: <https://www.apsu.edu/police/clery-act.php>

### **How to Report Criminal Actions or Emergencies**

The APSU Police Department is open 24 hours a day. All criminal activity and other emergencies on the APSU campus should be reported immediately by dialing 911 from any campus telephone or cell phone. Your call will be directed to the Montgomery County E-911 Center downtown and transferred to the Campus Police Department officers dispatched to that location immediately. Non-emergency calls can be made by dialing 931-221-7786 or 4848. People who are deaf or hard of hearing may access the Department's TDD by calling 931-494-6672. Non-emergencies can also be reported by entering the APSU Police Department at the Shasteen Building at 601 Hannum St. in the Shasteen Building behind the APSU football stadium. We are open 24 hours a day, seven days a week.

All reported crimes may be investigated by the University Police Department and potentially referred to other campus offices for potential action, which will become a matter of public record.





Emergency blue telephones and red call boxes with direct access to the department's communications center are located in some parking facilities, along individual walkways, and around particular buildings that may be used for emergencies.

All criminal activity or emergencies at APSU's satellite campus centers must be reported directly to the local police department and the center's staff. The numbers for these departments are:

### **Clarksville Police Department**

Emergencies: 911

Non-Emergencies: 931-648-0656

### **Montgomery County Sheriff's Office**

Emergencies: 911

Non-Emergencies: 931-648-0611

### **Springfield Police Department**

Emergencies: 911

Non-Emergencies: 615-384-8422

### **Ft Campbell, KY Police Department**

6254 Desert Storm Ave

Fort Campbell, KY 42223 270-798-2380

### **Response to a Report**

Dispatchers are available at these respective telephone numbers 24 hours daily to answer your calls. In response to a call, the Austin Peay State University Police Department or, for locations other than the Clarksville campus, the appropriate local police department will take the required action, either dispatching an officer or asking the victim to report to Austin Peay State University Police Department or the appropriate, local police department to file an incident report. The university may investigate all reported crimes, which may become a matter of public record.



Austin Peay State University Police Department incident reports are forwarded to the dean of students and the appropriate offices for action.

The Austin Peay State University Police Department will investigate a report when appropriate. Additional information obtained during the investigation will also be forwarded to the Office of Student Affairs.

### **Crime Statistics**

The Austin Peay State University Police Department will publish crime statistics for each campus for the three most recent calendar years in the Annual Security and Fire Safety Report published each year.

### **Daily Crime Log**

The Austin Peay State University Police Department maintains a Daily Crime Log, which includes all criminal and alleged criminal incidents reported to the department. Crime log entries include all crimes reported to the Austin Peay State University Police Department, not just those that must be reported under the Clery Act. The crime log is designed to disclose criminal incidents on a timelier basis than the annual statistical disclosure. The Daily Crime Log includes crimes reported on campus, in non-campus buildings or property, and public property within or immediately adjacent to the campus and covers the department's patrol jurisdiction. The Daily Crime log is available for public viewing by asking the APSUPD dispatcher at Austin Peay State University Police Department located at 601 Hannah St., Clarksville, TN 37040, in the Shasteen Building behind the APSU football stadium.

### **Public Safety Announcements**

#### **Emergency Response Exercises and Drills (Tests)**

In conjunction with other emergency agencies, the university conducts numerous emergency response exercises and drills yearly, including tabletop exercises, field exercises, shelter-in-place exercises, and fire drills in residence halls and administrative buildings. Monthly testing of the Emergency Notification System is also conducted. These tests are designed to assess and





evaluate the institution's emergency response plans and capabilities. These tests may be announced or unannounced.

### **Emergency Evacuation Procedures and Policies**

The Austin Peay State University Emergency Action Plan includes information regarding emergency response, shelter-in-place, and evacuation guidelines. In conjunction with other emergency agencies, the university conducts multiple emergency response exercises yearly, including tabletop and field exercises. Monthly testing of the Emergency Notification System is also performed. These tests are designed to assess and evaluate the emergency plans and capabilities of the institution. These tests may be announced or unannounced. APSU Police Officers have received training in incident command and rapid response. General information about the emergency response and evacuation procedures is publicized each year as part of the university's Clery Act compliance efforts. Customizing emergency action plans, establishing and maintaining building safety teams, and periodically reviewing and updating these plans are the responsibility of the individual facility leadership in consultation with officials from public safety. General procedures for evacuation include the following.

#### **Before Evacuation:**

- Communication should be accomplished in person or through telecommunications.
- A high visibility vest and other appropriate equipment/materials may be located in the facility offices.
- The facility leader, their alternate, or their designee (e.g., administrative assistant) should bring out this equipment.
- The building safety team should gather to await assignments in the emergency assembly area.
- The facility leader, their alternate, or their designee should make assignments as needed.
- A facility occupant should call 911 to report the emergency.

#### **During the Evacuation:**

- When an alert is made, everyone must evacuate if they can. Staff members who have been issued emergency equipment should take it with them before exiting the area. If



staff members are known to be out of the area, their equipment should be gathered up and taken outside during the evacuation. The facility leader, their alternate, or their designee should bring out the high visibility vest and other equipment/materials.

- On the way out, check on others with disabilities or other special needs.
- Once outside of the building, all staff should report to the emergency assembly area.
- The remaining staff should be assigned an area entrance/exit to monitor.
- The facility has a defined number of exit areas:
- Locations are described in the Emergency Action Plans.
- Entrances/exits should be covered as well as possible, given the staff present.
- Staff assigned to an area access should attempt to:
  - Keep people at a safe distance from the area.
  - Keep others from entering the area before the all-clear.
  - Monitor the status of the event.

### **Fire:**

When a building fire alarm sounds, Tennessee law mandates everyone to evacuate the building.

- Close your door as you leave.
- If possible, know at least two escape routes from wherever you are.
- If smoke or flame is detected, and no alarm is sounding, alert others as you exit.
- During the evacuation, go to the nearest exit or exit stairwell. Do not use the elevator.
- If smoke is present, keep it low to the floor.
- Once outside, move away from the area.

### **When Evacuation is Not Possible:**

In a fire or fire alarm situation, always check doors to see if they are hot or warm to the touch before you open them. If heat or smoke prevents you from evacuating, return to your room and seal around the door using towels or other cloth items. Hang a white object in the window and reclose the window (if it opens) as much as possible. Do not reopen your window (if it opens) unless forced to do so by smoke. After you have sealed your door, immediately call 911 and advise emergency responders of your location and situation. Wait for help to arrive.



### **Post Incident:**

After the incident, the Fire/Rescue Department or other appropriate emergency official(s) should release the building to the facility leadership. The facility should be pronounced as clear or transparent with conditions for re-occupancy. The facility leadership should then communicate the all clear or the clear conditions to the area entrance monitors in person, via communications equipment, or by using a runner. On the way in, staff members should check on others who might have disabilities or other special needs and assist them as much as is reasonable and safe.

### **Sheltering In Place**

Because sheltering in place may be the protective action recommendation for several emergencies with differing risks, and because sometimes the initial recommendation is to shelter in place followed by relocation, there is no single set of shelter-in-place procedures. Based on the type of emergency, such as tornado, hostile intruder, or hazardous material release outside, individuals should consult the relevant section of the Emergency Action Plan for guidance. Emergencies change as they progress. The questions to ask yourself are: Am I safer inside or outside? Where am I safest inside? Where am I safest outside?

### **Emergency Notifications – Immediate Threat**

The APSU Alert Emergency Notification System may be used to communicate official information during an emergency or crisis that disrupts regular campus operations or threatens the immediate health or safety of the campus community. This system is only used to notify the university community that a dangerous situation or emergency exists or endangers the recipient and requires the community and immediate action. The university utilizes a siren/public address system, text messaging, social media, and e-mail. To sign up for the AP Alert emergency notification, go to <http://www.getrave.com/login/apsu>, type in your current username and password, and follow the information provided to the student or employee.

Suppose the APSU Police Department confirms (with the assistance of crucial campus administrators, local first responders, or the National Weather Service) that there is an emergency or dangerous situation that poses an immediate threat to the health or safety of some or all members of the APSU community. In that case, APSUPD will collaborate with Public



Relations and Marketing to determine the content of the message. APSU will use some or all of the systems described below to communicate the threat to the APSU community or the appropriate segment of the community if the danger is limited to a particular building or segment of the population.

The university utilizes a siren/public address system, AP Alert text messaging, e-mail, desktop messaging, Twitter, and Facebook for notification purposes. Students, faculty, and staff can opt-in for emergency text messaging through the APSU website under Alert.

The APSU Police Department will, without delay and considering the community's safety, determine the notification's content and initiate the notification system. Unless issuing a notification will, in the the professional judgment of responsible authorities and first responders, compromise the efforts to assist a victim or to contain, respond to, or otherwise mitigate the emergency. Follow-up information about a significant emergency or dangerous situation on campus will be sent using some or all of the systems listed below.

Austin Peay State University has implemented a multi-modal emergency notification system to inform the community about incidents and emergencies affecting campus. Systems include:

- **Outdoor Siren Arrays:** - APSU has three strategically located outdoor siren arrays at Fortera Stadium, the Morgan University Center, and the Emerald Hill housing area. These sirens emit loud, audible alerts designed to be heard by individuals outdoors, providing immediate warning of imminent threats such as severe weather or campus-wide emergencies.
- **Indoor Alert Beacons:** - Yellow Alertus beacons are installed in over 50 buildings and common areas across the APSU campus. These beacons provide visual and audible alerts to individuals inside these buildings, ensuring emergency notifications are received promptly. In the Castle Heights residence hall, the indoor notification system is integrated with the Simplex speaker/siren system, providing enhanced coverage and ensuring that residents receive alerts through audio and visual cues.
- **Alertus Desktop:** – Every university-owned computer on the APSU campus is equipped with the Alertus Desktop, which displays emergency pop-up messages in the event of an



incident. These messages provide specific instructions and information relevant to the ongoing situation, ensuring that all users are informed and can take appropriate action.

- **Emails:** The university's email system sends detailed emergency alerts to all students, faculty, and staff. These emails are critical communication tools, providing comprehensive updates and instructions during an emergency.
- **Text Messages:** Through the APSU Rave Alert system, text messages are sent directly to the mobile devices of all registered users. These messages offer rapid and direct communication, alerting the campus community to emergencies in real-time.
- **Rave Guardian App:** The Rave Guardian App is a mobile safety tool that provides real-time emergency alerts and includes features such as a panic button, location sharing, and safety timers. The app is an integral part of APSU's emergency communication strategy, enabling users to stay informed and connected during emergencies.

### To Register:

#### Current students, faculty, and staff:

- Log on to APSU Direct (<https://www.getrave.com/login/apsu>) with your APSU ID and PIN.
- Click the Rave Mobile Safety - Emergency Notifications link in the main menu.
- Register to receive text and email messages. \*Note: Email messages are automatically sent to all current APSU email addresses, and you cannot opt out of receiving messages from your APSU email account.

#### Network Messaging:

All APSU-issued PCs have the Alertus network messaging program installed. If you wish to have the program installed on your PC or a Mac, please email Michael Kasitz ([kasitzm@apsu.edu](mailto:kasitzm@apsu.edu)).



## Timely Warnings

The university is committed to making timely reports to the university community of crimes that occur on campus or on property owned/controlled by APSU and used for institutional purposes. They are reported to campus security authorities or local law enforcement. They are determined by the chief of police or designee to prevent a severe ongoing safety or security threat to students or employees. Usually, public safety alerts are issued for the following Uniformed Crime Reporting Program (UCR)/Tennessee Incident Based Reporting System (TIBRS) classifications: major incidents of arson, criminal homicide, and robbery. Cases of aggravated assault and sex offenses are considered on a case-by-case basis, depending on the facts of the case and the information known by Austin Peay State University. For example, suppose an assault occurs between two students who disagree. In that case, there may be no ongoing threat to other APSU community members, and a public safety alert would not be distributed. Sex offenses will be considered on a case-by-case basis depending on when and where the incident occurred and when it was reported, and the APSU Police Department knows the amount of information. Public safety alerts may be issued for other crime classifications as necessary. Most instances, Public safety alerts are written and distributed by the chief of police and assistant chief. After determining that an incident requires a special report, the university will do the following:

- The APSU Police Department will post all public safety alerts on the Austin Peay State University website: <http://www.apsu.edu>
- The Public Relations and Marketing Department may prepare a news release for dissemination to the media.
- All public safety alerts will provide a general description of the incident and provide crime prevention information that will aid in preventing similar occurrences.
- A timely warning notice will typically include the following unless issuing any of this information would risk compromising law enforcement efforts:
  - Date and time or timeframe of the incident
  - A brief description of the incident
  - Information that will promote safety and potentially aid in preventing similar crimes (crime prevention or safety tips).





- Suspect description(s) when deemed appropriate and if there is sufficient detail (see below)
- Police/public safety agency contact information
- Other information as deemed appropriate by the chief or their designee
- The description of subjects in a case will only be included in the alert if there is sufficient detail to describe the individual. Suppose the only known descriptors are sex and race; that will not be included in the alert.

## Educational Programming

### Security Awareness and Crime Prevention Program

The university offers a variety of informative programs for students and employees dealing with how to report and prevent crimes. These programs are available several times a year and at the request of student groups, employees, or individuals. The APSU Police Department will publish several security awareness programs.

Students and employees are encouraged to be responsible for their safety and that of others. Community members are encouraged to participate in the programs listed below to receive essential tips and information about their safety. Please call 931-221-7786 for more details on these programs.



### The programs include the following:

- **Student Orientation:** Informs attendees of department services, general crime prevention, and how to report crimes.
- **Residence Hall Safety:** Informs attending staff of safety concerns and proper responses to emergencies in the residence halls, including response to fires and fire alarms.
- **Sexual Assault Prevention:** Inform attendees of methods to protect themselves from sexual assault from strangers and acquaintances. The department conducts Rape Aggression Defense (RAD) classes for women in the spring semester using RAD-certified instructors. The Rape Aggression Defense System is a program of realistic self-defense tactics and techniques. The RAD Program is a comprehensive course for women



that begins with awareness, prevention, risk reduction, and avoidance. Spring semester sessions are offered on the Health & Human Performance class registration website through academic classes and are discussed in community meetings. Group sessions are also available by request. For more information, contact the Austin Peay State University Campus Police Department at 931-221-7786.

- **Date Rape Prevention:** Awareness, prevention, and avoidance of date rape are discussed. What most people think and visualize as it pertains to rape is a violent crime in which a female has sexual intercourse forced upon her by a rapist. The rapist is usually pictured as a stranger, and rape is often assumed to happen in parks, alleys, and other “unsafe” locations. However, rapes can vary from subtle mental manipulation to horrific violence against another person by both strangers and acquaintances.
- **APSUPD Escort Service:** Uniformed department members will provide a walking escort to students, faculty, and staff upon request. The escorts are restricted to campus property. Contact the escort service by calling 931-221-7786.
- **Drug and Alcohol Abuse Prevention:** The APSU Police Department co-sponsors and participates in forums to assist the university community members in preventing drug and alcohol abuse.
- **Assault Prevention:** Informs attendees of ways to protect themselves from assaults.
- **Harassing Communications Prevention:** This section informs attendees of ways to prevent harassing communications and how to access available resources if the crime occurs.
- **Operation I.D. Property Protection and Engraving:** Operation I.D. is a program that discusses theft prevention. To personalize electronic equipment, a free engraving service is offered. Students, faculty, and staff can use this service anytime at the APSU Police Department.



- **Crime Prevention Publicity:** Provides information on crime prevention both routinely and on an emergency basis by print, electronic media, direct postings, and mailings. In addition to the information in this report, programs are available by visiting the campus police website at <https://www.apsu.edu/police/crimeprevention>. The programs are designed to inform students/employees about security procedures, and they are available throughout the year by contacting the crime prevention officer at 931-221-7786.



Students, faculty, and staff are encouraged through presentations and interactions with campus police to be responsible for the securing and safety of their belongings as well as their well-being.

### **Alcohol Awareness**

- The possession and consumption of alcoholic beverages on Austin Peay State University property are subject to Tennessee statutes, city ordinances, and university regulations. All university community members are expected to obey these laws and regulations.

**It is illegal for anyone under 21 years of age to:**

- **Possess or consume any intoxicating liquor**
  - **Penalty:** If convicted, this offense is a class A misdemeanor, which will become a matter of public record and subject one to court costs, fines, and community service.
- **Purchase or attempt to purchase any alcoholic beverage.**
  - **Penalty:** If convicted, this offense is a class A misdemeanor resulting in court costs, a fine, and community service;
- **Any person under twenty-one (21) years of age who knowingly makes a false statement or exhibits false identification to the effect that the person is twenty-one (21) years old or older to any person engaged in the sale of alcoholic beverages for purchasing or obtaining the same commits a misdemeanor.**
  - **Penalty:** If convicted, this offense is a class A misdemeanor resulting in court costs and a fine. A fine of not less than fifty dollars (\$50.00) nor more than two



hundred dollars (\$200) or by imprisonment in the county jail or workhouse for not less than five (5) days nor more than thirty (30) days.

- **You are misrepresenting age.** A minor who misrepresents the minor's age to buy or consume alcohol can be charged with a misdemeanor.
  - **Penalty:** In addition to criminal penalties, a minor younger than 18 may face license suspension, a fine of up to \$50, and at least 20 hours of community service, as decided by the judge. Minors between 18 and 20 will be fined between \$50 and \$200 and may also face license suspension for up to one year and five to 30 days in jail, as decided by the judge. (Tenn. Code Ann. Sections 57-3-412.)
- **Alcohol and Drugs:** The use and possession of alcoholic beverages on university-owned or controlled property are prohibited (APSU Policy No. 7:005). APSU's policy is that a drug-free workplace is maintained in compliance with the Drug-Free Workplace Act of 1988 and the Drug-Free Schools and Communities Act Amendments of 1989. The unlawful manufacture, distribution, possession, or use of any controlled substance (including prescription drugs) is banned in the workplace. Controlled substances include such things as opium, hallucinogens (like marijuana, mescaline, etc.), cocaine, amphetamines, heroin, and morphine ([APSU Policy No. 3:006](#)). This policy does not prohibit the **lawful** use of prescription drugs taken under a doctor's care.

Keeping yourself informed is a significant step in developing a healthy lifestyle and coping with problems. The university provides informative prevention programs throughout the year, including various workshops and lectures on alcohol and drug-related issues, to support and encourage healthy, productive lifestyles.

### **Drug Possession**

The university does not permit possession, use, or sale and distribution of illegal drugs on campus. The APSU Police Department enforces all state drug laws ([APSU Policy No. 3:006](#)). An individual who possesses, uses, or distributes such drugs is subject to up to and including dismissal from the university, arrest, and incarceration or fine according to state law.



## Drug and Alcohol Abuse Education Programs

Consistent with its mission, the university provides a variety of alcohol and drug-free social and recreational opportunities. The university also offers [services and resources](#) for community members who experience alcohol and drug-related difficulties. The complete policy can be viewed on the student affairs website at [Drug-Free Workplace/Campus \(APSU 3:006\)](#) and [Alcoholic Beverages \(APSU 7:005\)](#).

Additionally, the university provides the following crime prevention services developed to make the campus safer:

## Alcohol and Drug Violations

### Alcoholic Beverages

The possession, consumption, or sale of alcoholic beverages on Austin Peay State University property is subject to Tennessee statute and university regulations. All university community members are expected to obey these laws and regulations. The APSU Police Department enforces Tennessee state underage drinking laws. APSU desires to provide an environment for underage students where alcohol is not made available, alcohol consumption is not encouraged, and further, alcohol education and counseling programs are promoted. Consistent with this philosophy, the APSU approved an alcohol policy that regulates the possession and consumption of alcohol on university-owned or controlled property.

### Illegal Drugs

The university does not permit the possession, use, sale, or distribution of illegal drugs on campus. The APSU Police Department enforces all federal and state drug laws. An individual who possesses, uses, or distributes such drugs is subject to disciplinary action, up to and including dismissal from the university, arrest and imprisonment, or fine according to state law.

### Security of and Access to Campus Facilities

The campus and facilities of the university are open to students, faculty, staff, guests, and invitees of the university, except when part or all of the campus, buildings, or facilities are open to the general public for an approved and designated time and purpose. All persons on the



campus of the university, including faculty, staff, guests, and invitees, shall be subject to all rules and regulations of the university and the Tennessee Board of Regents which apply to the conduct of students on campus and all applicable federal and state laws and regulations. For security reasons, not all APSU buildings are open to the public. APSU student housing facilities are private residences, and a person must be a resident's guest to enter any student housing area. Furthermore, most buildings open to the public are closed and locked after regular business hours.

All persons on the university's campus shall provide adequate identification upon request to appropriate officials and security personnel. All students, faculty, and staff are issued an APSU Identification Card and must carry it on campus. Personnel and students of the university who refuse to provide such identification may be subject to disciplinary action; other persons who refuse to provide such identification shall be requested to leave campus, and if they refuse, may be subject to lawful removal and prosecution.

### **Off-Campus Housing**

Austin Peay State University does not have any off-campus student housing.

### **Resident Housing**

The university is committed to the concept that residence halls should provide an atmosphere conducive to both living and learning. In a spirit of cooperation and consideration for others, students may live, study, and relax together.

Students enrolled at the university for the fall or spring semester are eligible to reside in the residence halls during their enrollment period.

All students must carry and tap their student identification (ID) cards to enter residence hall buildings with an installed card access system. Students can also use the Govs Mobile ID Card on their mobile device. As a security precaution, students who lose their ID cards should report the loss to the residence hall front desk and the ID Office. Residents cannot share or loan their ID cards to other persons.





Residence hall staff may periodically inspect residents' rooms to determine compliance with safety, health, and maintenance standards. Notice will be given before these inspections.

Residents who fail to comply with the safety, health, and maintenance standards may be subject to disciplinary action.

Residents must share responsibility for maintaining a safe and secure residential community. Residents should keep their doors and windows locked whenever they are out of the room, even for short periods. All visitors to residence halls must enter/exit only from the main entrance/door of the building. Residents leaving the building through locked security doors are responsible for ensuring the doors are close to the locked position. During holiday periods, doors and windows should be securely locked. Items of value should be kept in a room over a holiday period. Any theft or losses should be reported to APSU Public Safety. Housing and Residence Life is not responsible for personal property loss, damage, or theft. Residents and their parents are strongly encouraged to carry appropriate insurance to cover the potential theft, loss, or damage of personal property.

Approximately 1,625 students reside in one of the 11 residence halls on the APSU campus. Living options include traditional resident halls with shared baths, nontraditional student apartments, and suite-style residential rooms.

Students who reside in Emerald Hill Apartments may have an overnight guest who can stay up to two nights per week. All guests must be registered through the Complex Housing Office. The resident is responsible for the actions of their guest at all times, and guests must respect the needs and rights of other residents within the complex. Violating this policy will result in a charge against the occupant's account and may lead to disciplinary charges.

Guests of the opposite sex may only visit during visitation and must adhere to the policies governing that activity. Other visitors in residence halls are required to enter and exit only by the main entrance to the building. Room or apartment keys are the property of the university, and students may not have duplicate keys made. Violation will result in disciplinary action.



## Housing Assignments and Requests by Students for Assignment Changes

Room assignments are prioritized to allow current residents a preference in assignments for the coming year. New applicants are then assigned to available spaces based on their date of application. Room changes are on a first-come, first-served basis for as long as Housing & Residence Life has available space.

## Standard security features used to secure doors and windows in students' rooms

Some exits from interior buildings are equipped with an alarm system that sounds if contact is broken on the door seal. Staff members check the exits as part of their regularly scheduled rounds. Industrial framing and locking devices are used on the windows and doors.

All students must carry and tap their student identification (ID) cards to enter residence hall buildings with an installed card access system. Students who experience difficulty using their ID cards to gain entry to a building should contact the University Facilities Office. Students can also use the Govs Mobile ID Card on their mobile device. As a security precaution, students who lose their ID cards should report the loss to the residence hall front desk and the Govs ID Card Office. Residents cannot share or loan their ID cards to other persons.

Each residence hall is managed by a professional area coordinator who undergoes training before the beginning of the academic year. Each area coordinator supervises a resident director staff and a resident assistant staff.

Area coordinators and resident directors live in the areas they work in, and resident assistants live on each floor of the buildings to which they are assigned. Each resident assistant undergoes a week of intensive training. RAs are required to attend scheduled in-service training periodically throughout the year.

APSU Public Safety employees patrol within and around the residence halls and residence hall parking lots when the residence halls are open and during breaks and holidays.



Austin Peay State University does not discriminate based on sex in its educational programs. Sexual harassment and sexual violence are two types of sex discrimination. Other acts can also be forms of sex-based discrimination and are also prohibited, whether sexually based or not, and include dating violence, domestic violence, and stalking. As a result, Austin Peay State University issues this statement of policy to inform the community of our comprehensive plan addressing sexual misconduct, educational programs, and procedures that address sexual assault, domestic violence, dating violence, and stalking. Whether the incident occurs on or off campus and when it is reported to a university official. In this context, Austin Peay State University prohibits the offenses of domestic violence, dating violence, sexual assault, and stalking. This reaffirms the university's commitment to maintaining a campus environment emphasizing the dignity and worth of all university community members.

Austin Peay State University is committed to enforcing all laws and regulations that deal with sexual assault, including acquaintance rape. A student or employee charged with sexual assault can be prosecuted under Tennessee State Law and disciplined under the General Regulations Concerning Student Behavior. Even if the victim chooses not to prosecute, the university can pursue disciplinary action, resulting in sanctions ranging from additional training, counseling, and reprimand to termination or expulsion. In cases of alleged sexual assault, the accuser and the accused are entitled to the same opportunities to have others present during a campus disciplinary proceeding, and both the accuser and the accused shall be informed of the outcome of any campus disciplinary proceedings alleging a sexual assault. The final result includes only the name of the student or employee, the violation committed, and any sanction imposed by the institution against the student or employee.

If you have been sexually assaulted on campus, you should report the incident immediately to the APSU Police by calling 911 or 931-221-7786. Assaults that occur off campus should be reported to local or state police. Please try to remember as many details of the incident as possible, and it's essential to preserve evidence, so victims are encouraged not to shower, bathe, douche, or throw away clothing.



Rape crisis assistance is available from the University Counseling Services at 931-221-6762 or APSU Police 931-221-7786. The APSU Police will help you find rape crisis counseling or other assistance as needed. Off-campus assistance also is available from the Nashville Sexual Assault Center at 615-259-9055. Whenever a victim reports an alleged sexual assault violation, the university will inform the victim of the following:

- There are options to notify on-campus and local law enforcement authorities and to have APSU personnel assist in doing so.
- The existing counseling, mental health, or student services for victims of sexual assault both on and off campus.
- The opportunities and assistance to change academic and on-campus living arrangements after an alleged sexual assault if reasonably available. The offices of the Vice President for Student Affairs should be contacted for any change in the academic arrangements, and the Office of Housing will be responsible for changes in on-campus living arrangements. The university's Title IX Coordinator can assist with these arrangements.
- Individuals may also report a sex offense to the institution's Title IX Coordinator. The Title IX Coordinator is responsible for coordinating the institution's compliance with Title IX 931-221-7690, 16 Browning Drive, Room 140). The institution's sexual harassment policy, including a description of the grievance procedures, can be found at [6:001 Equal Opportunity, Harassment, and Nondiscrimination Policy](#)
- APSU will, upon written request, disclose to the alleged victim of a crime of violence or a non-forcible sex offense the report on the results of any disciplinary proceeding conducted by the institution against a student who is the alleged perpetrator of such crime or offense. If the alleged victim is deceased as a result of such crime or offense, the next of kin of such victim shall be treated as the alleged victim for purposes of this paragraph.
- Each year, APSU Police provides rape awareness, education, and prevention programs to the campus community designed to heighten awareness of rape and sexual assault and to improve education and prevention on campus. Please contact the APSU Police at 931-221-7786 for further information.



## Sexual Assault Offenses

### New Reporting Requirements:

**Violence Against Women Act's SaVE Act** provision imposes new reporting requirements:

A. The Clery Act requires annual reporting of statistics for various criminal offenses, including rape, fondling, incest, statutory rape sex offenses, and aggravated assault. VAWA's SaVE Act provision adds domestic violence, dating violence, and stalking to the categories that, if the incident was reported to a campus security authority or local police agency, must be reported under Clery. The HEA defines the new crime categories of domestic violence, dating violence, and stalking by section 40002(a) of the Violence Against Women Act of 1994 as follows:

**Domestic Violence-** includes asserted violent misdemeanor and felony offenses committed by the victim's current or former spouse, current or former cohabitant, person similarly situated under domestic or family violence law, or anyone else protected under domestic or family violence law.

**Dating Violence-** means violence by a person who has been in a romantic or intimate relationship with the victim. Whether there was such a relationship will be gauged by its length, type, and frequency of interaction.

**Stalking-** means a course of conduct directed at a specific person that would cause a reasonable person to fear for their safety or others' safety or to suffer substantial emotional distress.

### State Definitions

#### **TCA 39-13-503. Rape.**

Rape is unlawful sexual penetration of a victim by the defendant or of the defendant by a victim accompanied by any of the following circumstances:

1. Force or coercion is used to accomplish the act;
2. The sexual penetration is accomplished without the consent of the victim, and the defendant knows or has reason to know at the time of the penetration that the victim did not consent;



3. The defendant knows or has reason to know that the victim is mentally defective, mentally incapacitated or physically helpless; or
4. The sexual penetration is accomplished by fraud.

Rape is a Class B felony.

### **TCA 39-13-505. Sexual Battery**

Sexual battery is unlawful sexual contact with a victim by the defendant or the defendant by a victim accompanied by any of the following circumstances:

1. Force or coercion is used to accomplish the act;
  2. The sexual contact is accomplished without the consent of the victim, and the defendant knows or has reason to know at the time of the contact that the victim did not consent;
  3. The defendant knows or has reason to know that the victim is mentally defective, mentally incapacitated or physically helpless; or
  4. The sexual contact is accomplished by fraud.
- a. As used in this section, “coercion” means the threat of kidnapping, extortion, force, or violence to be performed immediately or in the future.
  - b. Sexual battery is a Class E felony.

### **TCA 39-13-509. Sexual Contact with a Minor**

- a. It is an offense for a defendant to engage in unlawful sexual contact with a minor when:
  1. The minor is less than eighteen (18) years of age;
  2. The defendant is at least four (4) years older than the victim; and
  3. The defendant was, at the time of the offense, in a position of trust or had supervisory or disciplinary power over the minor by the defendant's legal, professional, or occupational status and used the position of trust or power to accomplish the sexual contact; or
  4. The defendant had, at the time of the offense, parental or custodial authority over the minor and used the authority to accomplish the sexual contact.





- b. As used in this section, “sexual contact” means the defendant intentionally touches or kisses the minor's lips with the defendant's lips if such touching can be reasonably construed as being for sexual arousal or gratification.
- c. Sexual contact by an authority figure is a Class A misdemeanor with a mandatory minimum fine of one thousand dollars (\$1,000).
- d. Each instance of unlawful sexual contact shall be considered a separate offense.

### **TCA 39-13-102. Aggravated Assault**

1.

A person commits aggravated assault who:

A. Intentionally or knowingly commits an assault as defined in § 39-13-101, and the assault:

- i. Results in serious bodily injury to another;
- ii. Results in the death of another;
- iii. Involved the use or display of a deadly weapon; or
- iv. Involved strangulation or attempted strangulation; or

B. Recklessly commits an assault as defined in § 39-13-101(a)(1), and the assault:

- i. Results in serious bodily injury to another;
- ii. Results in the death of another; or
- iii. Involved in the use or display of a deadly weapon.

2. For purposes of subdivision (a)(1)(A)(iv), “strangulation” means intentionally or knowingly impeding normal breathing or circulation of the blood by applying pressure to the throat or neck or by blocking the nose and mouth of another person, regardless of whether that conduct results in any visible injury or whether the person has any intent to kill or protractedly injure the victim.

- b. A person commits aggravated assault who, being the parent or custodian of a child or the custodian of an adult, intentionally or knowingly fails or refuses to protect the



child or adult from an aggravated assault as defined in subdivision (a)(1) or aggravated child abuse as defined in § 39-15-402.

c. A person commits aggravated assault who, after having been enjoined or restrained by an order, diversion, or probation agreement of a court of competent jurisdiction from in any way causing or attempting to cause bodily injury or in any way committing or attempting to commit an assault against an individual or individuals, intentionally or knowingly attempts to cause or causes physical injury or commits or attempts to commit an assault against the individual or individuals.

1.

A. Aggravated assault under:

i. [Deleted by 2018 amendment.]

ii. Subdivision (a)(1)(A)(i), (iii), or (iv) is a Class C felony;

iii. Subdivision (a)(1)(A)(ii) is a Class C felony;

iv. Subdivision (b) or (c) is a Class C felony;

v. Subdivision (a)(1)(B)(i) or (iii) is a Class D felony;

vi. Subdivision (a)(1)(B)(ii) is a Class D felony.

B. Notwithstanding the authorized fines established in § 40-35-111, a violation of this section is punishable by a fine not to exceed fifteen thousand dollars (\$15,000), in addition to any other punishment authorized by § 40-35-111.

2. In addition to any other punishment that may be imposed for a violation of this section, if the relationship between the defendant and the victim of the assault is such that the victim is a domestic abuse victim as defined in § 36-3-601, and if, as determined by the court, the defendant possesses the ability to pay a fine in an amount not over two hundred dollars (\$200), then the court shall impose a fine at the level of the defendant's ability to pay, but not over two hundred dollars (\$200). The additional fine shall be paid to the court clerk imposing the sentence, who shall transfer it to the state treasurer and credit the fine to the general fund. All fines credited to the general fund shall be subject to appropriation by the general assembly to fund family violence shelters and shelter services. Such appropriation shall be in addition to any amount appropriated under § 67-4-411.



3.
  - A. In addition to any other punishment authorized by this section, the court shall order a person convicted of aggravated assault under the circumstances set out in this subdivision (e)(3) to pay restitution to the victim of the offense. Additionally, the judge shall order the warden, chief operating officer, or workhouse administrator to deduct fifty percent (50%) of the restitution ordered from the inmate's commissary account or any other account or fund established by or for the benefit of the inmate while incarcerated. The judge may authorize the deduction of up to one hundred percent (100%) of the restitution ordered.
  - B. Subdivision (e)(3)(A) applies if:
    - i. The victim of the aggravated assault is a correctional officer, guard, jailer, or other full-time employee of a penal institution, local jail, or workhouse;
    - ii. The offense occurred while the victim was in the discharge of official duties and within the victim's scope of employment and
    - iii. The person committing the assault was serving a sentence of incarceration in a public or private penal institution as defined in § 39-16-601 at the time of the offense and conviction.
4. In addition to any other punishment that may be imposed for a violation of this section, if the relationship between the defendant and the victim of the assault is such that the victim is a domestic abuse victim as defined in § 36-3-601, the court shall assess each person convicted an electronic monitoring indigency fee of ten dollars (\$10.00). All proceeds collected under this subdivision (e)(4) shall be transmitted to the treasurer for deposit in the electronic monitoring indigency fund established in § 55-10-419.
5. Notwithstanding this subsection (e), a person convicted of a violation of subdivision (a)(1)(A)(i), (a)(1)(A)(ii), (a)(1)(B)(i), or (a)(1)(B)(ii) shall be punished one (1) classification higher than is otherwise provided if:
  - A. The violation was committed by discharging a firearm from within a motor vehicle, as defined by § 55-1-103; and



- B. The victim was a minor at the time of the violation.

**Procedures to follow once a domestic violence incident has occurred:**

**Contact APSU Public Safety or the local police immediately.**

**If you are the victim of domestic abuse, you have the following rights:**

1. You may file a criminal complaint with the district attorney general (D.A.)
2. You may request a protection order. A protection order may include the following:
  - a. An order preventing the abuser from committing further domestic abuse against you;
  - b. An order requiring the abuser to leave your household;
  - c. An order preventing the abuser from harassing you or contacting you for any reason;
  - d. An order giving you or the other parent custody of or visitation with your minor child or children;
  - e. An order requiring the abuser to pay money to support you and the minor children if the abuser has a legal obligation to do so; and
  - f. An order preventing the abuser from stalking you.
3. The victim talks with an advocate or a counselor, who will maintain confidentiality, help explain the options, give information, and provide emotional support.
4. Contact someone you trust to be with you and support you.

**Disciplinary Referral:** The dean of students will make an appointment to speak with both the victim and the violator who has violated domestic abuse.

**1. “Stalking”** The term “stalking” means:

Engaging in the 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

For this definition—

- The course of conduct means two or more acts, including, but not limited to, acts 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.
- Substantial emotional distress means significant mental suffering or anguish that may but does not necessarily, require medical or other professional treatment or counseling.
- Reasonable persons are reasonable under similar circumstances and with similar identities to the victim.

To comply with the requirements of this section, any incident meeting this definition is considered a crime for Clery Act reporting.

A. The provision adds “national origin” and “gender identity” to the hate crime categories, involving the intentional selection of a victim based on actual or perceived characteristics that must be reported under the Clery Act.

B. The provision requires, concerning the “timely reports” the Clery Act mandates for crimes considered a threat to other students and employees, that victims' names be withheld.

- **Contact APSU Public Safety or the local police immediately.**

(a) As used in this section, unless the context otherwise requires:

- (1) "Course of conduct" means a pattern of conduct composed of a series of two (2) or more separate noncontiguous acts evidencing a continuity of purpose;
- (2) "Emotional distress" means significant mental suffering or distress that may, but does not necessarily, require medical or other professional treatment or counseling;
- (3) "Harassment" means conduct directed toward a victim that includes, but is not limited to, repeated or continuing unconsented contact that would cause a reasonable person to suffer emotional distress and that causes the victim to suffer emotional distress.



Harassment does not include constitutionally protected activity or conduct that serves a legitimate purpose;

(4) "Stalking" means a willful course of conduct involving repeated or continuing harassment of another individual that would cause a reasonable person to feel terrorized, frightened, intimidated, threatened, harassed, or molested and that causes the victim to feel terrorized, frightened, intimidated, threatened, harassed, or molested;

(5) "Unconsented contact" means any contact with another person initiated or continued without that person's consent or disregarding that person's expressed desire that the contact be avoided or discontinued. Unconsented contact includes, but is not limited to, any of the following:

- (A) Following or appearing within sight of that person
- (B) Approaching or confronting that person in a public place or on private property
- (C) Appearing at that person's workplace or residence;
- (D) Entering onto or remaining on property owned, leased, or occupied by that person;
- (E) Contacting that person by telephone;
- (F) Sending mail or electronic communications to that person; or
- (G) Placing an object on, or delivering an object to, property owned, leased, or occupied by that person and

(b) (1) A person commits an offense who intentionally engages in stalking.

(2) Stalking is a Class A misdemeanor.

(3) Stalking is a Class E felony if the defendant, at the time of the offense, was required to register or was registered with the Tennessee Bureau of Investigation as a sexual offender, violent sexual offender, or violent juvenile sexual offender, as defined in § 40-39-202.

(c) (1) A person commits aggravated stalking who commits the offense of stalking as prohibited by subsection (b), and:

(A) In the course and furtherance of stalking, displays a deadly weapon;

(B) The victim of the offense was less than eighteen (18) years of age at any time during





the person's course of conduct, and the person is five (5) or more years older than the victim;

(C) Has previously been convicted of stalking within seven (7) years of the instant offense;

(D) Makes a credible threat to the victim, the victim's child, sibling, spouse, parent, or dependents with the intent to place any such person in reasonable fear of death or bodily injury; or

(E) At the time of the offense, was prohibited from making contact with the victim under a restraining order or injunction for protection, an order of protection, or any other court-imposed prohibition of conduct toward the victim or the victim's property, and the person knowingly violates the injunction, order or court-imposed prohibition.

(2) Aggravated stalking is a Class E felony.

(d) (1) A person commits especially aggravated stalking who:

(A) Commits the offense of stalking or aggravated stalking and has previously been convicted of stalking or aggravated stalking involving the same victim of the instant offense; or

(B) Commits the offense of aggravated stalking and intentionally or recklessly causes serious bodily injury to the victim of the offense or the victim's child, sibling, spouse, parent, or dependent.

(2) Especially aggravated stalking is a Class C felony.

(e) Notwithstanding any other law, if the court grants probation to a person convicted of stalking, aggravated stalking, or significantly aggravated stalking, the court may keep the person on probation for a period not to exceed the maximum punishment for the appropriate classification of offense. Regardless of whether a term of probation is ordered, the court may, in addition to any other sentence otherwise authorized by law, order the defendant to do the following:

(1) Refrain from stalking any individual during the term of probation;



- (2) Refrain from having any contact with the victim of the offense or the victim's child, sibling, spouse, parent, or dependent;
- (3) Be evaluated to determine the need for psychiatric, psychological, or social counseling, and, if determined appropriate by the court, to receive psychiatric, psychological, or social counseling at the defendant's own expense;
- (4) If, as the result of such treatment or otherwise, the defendant is required to take medication, order that the defendant submit to drug testing or some other method by which the court can monitor whether the defendant is taking the required medication; and
- (5) Submit to use an electronic tracking device, with the cost of the device and monitoring the defendant's whereabouts to be paid by the defendant.
- (f) In a prosecution for a violation of this section, evidence that the defendant continued to engage in a course of conduct involving repeated unconsented contact with the victim after having been requested by the victim to discontinue the conduct or a different form of unconsented contact, and to refrain from any further unconsented contact with the victim, is prima facie evidence that the continuation of the course of conduct caused the victim to feel terrorized, frightened, intimidated, threatened, harassed, or molested.
- (g) (1) If a person is convicted of aggravated or especially aggravated stalking or another felony offense arising out of a charge based on this section, the court may order an independent professional mental health assessment of the defendant's need for mental health treatment. The court may waive the assessment if an adequate assessment was conducted before the conviction.
- (2) If the assessment indicates that the defendant needs and is amenable to mental health treatment, the court may include in the sentence a requirement that the offender undergoes treatment and that the drug intake of the defendant is monitored in the manner best suited to the particular situation. Monitoring may include periodic determinations as to whether the defendant is ingesting any illegal controlled substances or controlled substance



analogs, as well as determinations as to whether the defendant is complying with any required or recommended course of treatment that includes the taking of medications.

**(3)** The court shall order the offender to pay the assessment costs under this subsection **(g)** unless the offender is indigent under § 40-14-202.

**(h)** Any person who reasonably believes they are a victim of an offense under this section, regardless of whether the alleged perpetrator has been arrested, charged, or convicted of a stalking-related offense, shall be entitled to seek and obtain an order of protection in the same manner, and under the same circumstances, as is provided for victims of domestic abuse by title 36, chapter 3, part 6.

**(i)** When a person is charged and arrested for the offense of stalking, aggravated stalking, or significantly aggravated stalking, the arresting law enforcement officer shall inform the victim that the person arrested may be eligible to post bail for the offense and to be released until the date of trial for the offense.

**(j)** If a law enforcement officer or district attorney general believes that the life of a possible victim of stalking is in immediate danger, unless and until sufficient evidence can be processed linking a particular person to the offense, the district attorney general may petition the judge of a court of record having criminal jurisdiction in that district to enter an order expediting the processing of any evidence in a particular stalking case. If, after hearing the petition, the court is of the opinion that the life of the victim may be in immediate danger if the alleged perpetrator is not apprehended, the court may enter such an order directed to the Tennessee Bureau of Investigation or any other agency or laboratory that may be in the process of analyzing evidence for that particular investigation.

**(k) (1)** For the purposes of determining if a course of conduct amounting to stalking is a single offense or multiple offenses, the occurrence of any of the following events breaks the continuous course of conduct concerning the same victim that constitutes the offense:

**(A)** The defendant is arrested and charged with stalking, aggravated stalking, or significantly aggravated stalking;

**(B)** The defendant is found by a court of competent jurisdiction to have violated an order



of protection issued to prohibit the defendant from engaging in the conduct of stalking or

(C) The defendant is convicted of the offense of stalking, aggravated stalking, or significantly aggravated stalking.

(2) If a continuing course of conduct amounting to stalking engaged in by a defendant against the same victim is broken by any of the events set out in subdivision (k)(1), any such conduct that occurs after that event commences a new and separate offense.

### **Sexual Assault**

Austin Peay State University is committed to enforcing all laws and regulations that deal with sexual assault, including acquaintance rape. A student or employee charged with sexual assault can be prosecuted under Tennessee state law and disciplined under the General Regulations Concerning Student Behavior. Even if the victim chooses not to prosecute, the university can pursue disciplinary action, resulting in sanctions ranging from termination to reprimand or expulsion. In cases of alleged sexual assault, the accuser and the accused are entitled to the same opportunities to have others present during a campus disciplinary proceeding, and both the accuser and the accused shall be informed of the outcome of any campus disciplinary proceedings alleging a sexual assault. The final result includes only the name of the student or employee, the violation committed, and any sanction imposed by the institution against the student or employee.

If you have been sexually assaulted on campus, you should report the incident immediately to the APSU Police by calling 911 or 931-221-7786. Assaults that occur off campus should be reported to local or state police. Please try to remember as many details of the incident as possible, and it's essential to preserve evidence, so victims are encouraged not to shower, bathe, douche, or throw away clothing.

Rape crisis assistance is available from University Counseling Services at 931-221-6762 or APSU Police 931-221-7786. The APSU Police will help you find rape crisis counseling or other assistance as needed. Off-campus assistance also is available from the Nashville Sexual Assault



Center at 615-259-9055. Whenever a victim reports an alleged sexual assault violation, the university will inform the victim, in writing, of the following:

- There are options to notify on-campus and local law enforcement authorities and to have APSU personnel assist in doing so.
- The existing counseling, mental health, or student services for victims of sexual assault both on and off campus.
- The opportunities and assistance to change academic and on-campus living arrangements after an alleged sexual assault if reasonably available. The offices of the Vice President for Student Affairs should be contacted for any change in the academic arrangements. The Office of Housing will be responsible for changes in on-campus living arrangements. The university's Title IX Coordinator can assist with these arrangements.
- Individuals may also report a sex offense to the institution's Title IX Coordinator. The Title IX Coordinator is responsible for coordinating the institution's compliance with Title IX (931-221-7690, 16 Browning Drive, Room 140). The institution's sexual harassment policy, including a description of the grievance procedures, can be found in the [6:001 Equal Opportunity, Harassment, and Nondiscrimination Policy](#).
- APSU will, upon written request, disclose to the alleged victim of a crime of violence or a non-forcible sex offense the report on the results of any disciplinary proceeding conducted by the institution against a student who is the alleged perpetrator of such crime or offense. If the alleged victim is deceased as a result of such crime or offense, the next of kin of such victim shall be treated as the alleged victim for purposes of this paragraph.
- Each year, APSU Police provides rape awareness, education, and prevention programs to the campus community designed to heighten awareness of rape and sexual assault and to improve education and prevention on campus. Please get in touch with the APSU Police at 931-221-7786 for further information.

TCA does not define **Dating Violence**. Anyone in a dating relationship would fall within TCA 39-13-111 for Domestic Assault, as seen in section three of the definition. In Tennessee, **Consent** concerning most criminal offenses relating to sexual activity, sexual activity is criminal if: (1) the activity was accomplished without the consent of the victim and the defendant knows or has reason to know at the time of the activity that the victim did not consent; (2) force or



coercion is used to accomplish the activity; (3) the defendant knows or has reason to know that the victim is mentally defective, mentally incapacitated, or physically helpless; or (4) the sexual activity is accomplished by fraud. “Consent” is not explicitly defined in Tennessee statutory law for purposes of criminal offenses relating to sexual activity. “Coercion” means a threat of kidnapping, extortion, force, or violence to be performed immediately or in the future.

(Tennessee Code Annotated § 39-13-501(1)) “Mentally defective” means that a person suffers from a mental disease or defect that renders that person temporarily or permanently incapable of appraising the nature of the person's conduct. (Tennessee Code Annotated § 39-13-501(3))

“Mentally incapacitated” means that a person is rendered temporarily incapable of appraising or controlling the person's conduct due to the influence of a narcotic, anesthetic or other substance administered to that person without the person's consent, or due to any other act committed upon that person without the person's consent. (Tennessee Code Annotated § 39-13-501(4))

“Physically helpless” means that a person is unconscious, asleep, or for any other reason physically or verbally unable to communicate unwillingness to do an act. (Tennessee Code Annotated § 39-13-501(5)) Concerning criminal offenses relating to sexual activity with a person under the age of eighteen (18) years of age, consent is irrelevant because Tennessee law deems a minor incapable of consenting to sexual activity. However, Tennessee law provides a close-in-age exception to that general rule that allows minors who are at least the age of thirteen (13) and less than the age of eighteen (18) to give consent to sexual acts with another person who is less than four (4) years older than the minor.



## Procedures Students Should Follow if a Sexual Offense Occurs

### IF YOU ARE RAPED OR SEXUALLY ASSAULTED:

- **Get to a safe place as soon as you can.**
- **Get medical attention** as soon as possible to ensure your physical well-being and to permit the collection of valuable evidence in the event you may later wish to take legal action.
- **Try to preserve all physical evidence.** Do not wash, use the toilet, or change clothing if you can avoid it. If you change clothes, put all your clothing during the attack in a paper bag, not a plastic bag.
- **Contact APSU Public Safety or the local police immediately.**
- **Talk with an advocate or a counselor** who will maintain confidentiality, explain your options, provide information, and provide emotional support.
- **Contact someone you trust** to be with you and support you.

### Past Abuse

Many individuals experience sexual assault and never tell anyone about it at the time of the incident. If you were victimized weeks or years ago, assistance is still available. Talking with someone now may help you cope better with abuse from the past, whether it was rape, child sexual abuse, incest, or sexual harassment.

As a victim of sexual assault, you are encouraged to report the assault and seek medical treatment. You may report this crime by calling Public Safety at 931-221-7786 or the Clarksville Police Department. You may request assistance in reporting the crime by contacting any of the Student Affairs offices or your resident assistant or hall director. It is essential to report the assault so that evidence may be preserved to provide proof of criminal sexual assault if and when the victim chooses to make a criminal complaint.

The university will assist victims in notifying the appropriate legal authorities should the victim wish to do so. Also, counseling, mental health, and other student services for victims of any sexual offense can be ascertained whether the offense occurred on or off campus. Note: If the victim declined to report the crime, the victim could report the crime at a later date by contacting Austin Peay State University Police Department at 931-221-7786.





Other resources available to persons who report being the victim of sexual assault, domestic violence, dating violence, or stalking include:

<http://www.rainn.org> – Rape, Abuse, and Incest National Network

<https://www.justice.gov/ovw/sexual-assault> - Department of Justice

<https://www2.ed.gov/about/offices/list/ocr/index.html> - Department of Education, Office of Civil Rights

## Legal Aid Society - Clarksville Office 931-552-6656

### What We Do at Legal Aid

Legal Aid Society offers free legal help to people with low incomes. Contact us to find out about getting a free lawyer.

We only take legal problems that you cannot go to jail for. If you have a criminal case, call the public defender's office or ask the judge if they court can get you a free lawyer.

We take as many cases as we can. We are sorry, but we do not have enough lawyers for everyone. If we can't take your case, we try to help in other ways. We still may be able to give you one-time legal advice or tell you where else you can get help.

You can also:

1. Look at our free **Legal Help Booklets**. They can tell you what to do if you have a legal problem. Sometimes, you may be able to fix the problem without a lawyer.
2. Come to our free walk-in clinics. Many lawyers volunteer to help at these clinics. You can talk to a lawyer for free and get advice on the spot.
3.
  - [Read Domestic Violence Booklets](#)
  - [Read Family Problems Booklets](#)
  - [Read Money Problems Booklets](#)
  - [Read Health Care Booklets](#)
  - [Read Renters and Home Owners Booklets](#)
  - [Read Tax Problems Booklets](#)
  - [Read Reentry Booklets](#)
  - [Read Immigration Booklets](#)



## How to be an Active Bystander

Bystanders play a critical role in the prevention of sexual relationship violence. They are “individuals who observe violence or witness the conditions that perpetuate violence. They are not directly involved but have the choice to intervene, speak up, or do something about it.” We want to promote a community accountability culture where bystanders actively prevent violence without causing further harm. We may not always know what to do, even if we want to help. Below is a list of some ways to be an active bystander. If you or someone else is in immediate danger, dial 911. This could be when a person is yelling at or being physically abusive towards another, and it is not safe for you to interrupt.

- Watch out for your friends and fellow students/employees. If you see someone who looks like they could be in trouble or needs help, ask if they are ok.
- Confront people who seclude, hit on, try to make out with, or have sex with people who are incapacitated,
- Speak up when someone discusses plans to take sexual advantage of another person.
- Believe someone who discloses sexual assault, abusive behavior, or experience with stalking.
- Refer people to on or off-campus resources listed in this document for health, counseling, or legal assistance support.

## Risk Reduction

With no intent to victim blame and recognizing that only rapists are responsible for rape, the following are some strategies to reduce one’s risk of sexual assault or harassment (taken from Rape, Abuse & Incest National Network and [www.rainn.org](http://www.rainn.org) ).

- **Be aware** of your surroundings. Knowing where you are and who is around you may help you find a way to get out of a bad situation.
- Try to **avoid isolated areas**. It is harder to get help if no one is around.
- **Walk with purpose**. Even if you do not know where you are going, act like you do.
- **Trust your instincts**. If a situation or location feels unsafe or uncomfortable, it probably isn’t the best place to be.



- **Avoid loading yourself** with packages or bags, as this can make you appear more vulnerable.
- **Make sure your cell phone is with you** and charged and that you have cab money.
- **Don't allow yourself to be isolated** with someone you do not trust or someone you do not know.
- **Avoid putting music headphones in both ears** so you can be more aware of your surroundings, especially if you walk alone.
- **When you go to a social gathering, go with friends.** Arrive together, check in throughout the evening, and leave together. Knowing where and who is around you may help you find a way out of a bad situation.
- **Trust your instincts.** If you feel unsafe in any situation, go with your gut. If you see something suspicious, contact law enforcement immediately (call 911 or 931-221-7786 to reach the Austin Peay State University Police Department).
- **Don't leave your drink unattended** while talking, dancing, using the restroom, or making a phone call. If you have left your drink alone, get a new one.
- **Don't accept drinks from people you do not know or trust.** If you take a drink, go with the person to the bar to order it, watch it being poured, and carry it yourself. Don't drink from the punch bowls or other large, open containers at parties.
- **Watch out for your friends and vice versa.** If a friend seems out of it, is way too intoxicated for the amount of alcohol they have had, or is acting out of character, get them to a safe place immediately.
- **If you suspect you or a friend has been drugged, contact law enforcement immediately (call 911 or 931-221-7786 to reach Austin Peay State University Police Department).** Be explicit with doctors so they can give you the correct tests (you will need a urine test and possibly others).
- If you need to get out of an uncomfortable or scary situation, here are some things that you can try:
- **Remember that this situation is not your fault. You did not do anything wrong; the person who is making you uncomfortable is to blame.**



- **Be true to yourself.** Don't feel obligated to do anything you don't want to. "I do not want to" is always a good enough reason. Do what feels right to you and what you are comfortable with.
- **Have a code word with your friends or family** so that if you do not feel comfortable, you can call them and communicate your discomfort without the person you are with knowing. Your friends or family can then come to get you or make up an excuse for you to leave.
- **Lie.** If you do not want to hurt the person's feelings, lying is better.
- **Try to think of an escape route.** How would you try to get out of the room? Where are the doors? Windows? Are there people around who might be able to help you? Is there an emergency phone nearby?
- **If you and the other person have been drinking,** you can say that you would rather wait until you both have your full judgment before doing anything you may regret later.

APSU 6:001



## Equal Opportunity, Harassment, and Nondiscrimination Policy for all Faculty, Students, Staff, Applicants and Third Parties

Austin Peay State  
University

**Equal Opportunity, Harassment, and Nondiscrimination  
Policy for all Faculty, Students, Staff, Applicants and Third  
Parties**

**Issued: July 19, 2024**

**Responsible  
Official: Chief Diversity Officer/Title IX Coordinator**

### POLICIES

**Responsible  
Office: Office of Institutional Culture**

### Policy Statement

It is the policy of Austin Peay State University to ensure compliance with federal and state civil rights laws and regulations and to affirm its commitment to promoting the goals of fairness and equity in all aspects of the educational program or activity, Austin Peay State University (APSU) has developed internal policies and procedures that provide a prompt, fair, and impartial process for those involved in an allegation of discrimination or harassment based on protected class status, and for claims of retaliation.

### Purpose

The purpose of this policy is to provide a workplace and educational environment as well as other benefits, programs, and activities that are free from discrimination, harassment, and retaliation. APSU values and upholds the equal dignity of all members of its community and strives to balance the parties' rights in the grievance process during what is often a difficult time for all those involved.

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- Revision of this Policy and Procedures ATIXA Citation

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## Definitions





### **Actual Knowledge**

Notice of sexual harassment or allegations of sexual harassment to APSU's Title IX Coordinator or any APSU official who has the authority to institute corrective measures on behalf of APSU. This definition is not met when the only APSU official with actual knowledge is the respondent.

### **Advisor**

A person chosen by a party or appointed by the institution 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**

An individual alleged to be the victim of conduct that could constitute harassment or discrimination based on a protected class or retaliation for engaging in a protected activity.

### **Complaint (formal)**

A document filed by a complainant or signed by the Title IX Coordinator alleging harassment or discrimination based on a protected class or retaliation for engaging in a protected activity against a respondent and requesting that Austin Peay State University investigate the allegation. As used in this definition, the phrase "document filed by the complainant" means a document or electronic submission that contains the complainant's physical or digital signature or otherwise indicates that the complainant is the person filing the formal complaint.

### **Confidential Resource**

An employee who is not a mandated reporter of notice of harassment, discrimination, and retaliation (irrespective of Clery Act Campus Security Authority status).

### **Deliberately Indifferent**

A response that is unreasonable in light of the known circumstances.

**Directly Related Evidence**

Evidence connected to the complaint is neither inculpatory (tending to prove a violation) nor exculpatory (tending to disprove a breach) and will not be relied upon by the investigation report.

**Educational Program or Activity**

Locations, events, or circumstances where APSU exercises substantial control over the respondent and the context in which the harassment or discrimination occurs, including any building owned or controlled by a student organization officially recognized by APSU.

**Final Determination**

A conclusion by the preponderance of evidence standard that the alleged conduct did or did not violate policy.

**Finding**

A conclusion by the preponderance of evidence standard that the conduct did or did not occur as alleged (as in a finding of fact).

**Formal Grievance Process**

A formal resolution designated by APSU to address conduct that falls within the policies included below and which complies with the requirements of the Title IX regulations (34 CFR §106.45).

**Grievance Process Pool**

Includes any investigators, hearing officers, appeal officers, and advisors who may perform any or all of these roles (though not simultaneously or concerning the same case).

**Hearing Panel/Decision Makers**

Refers to those who have decision-making and sanctioning authority within APSU's formal grievance process.

**Investigator(s)**

The person or persons charged by APSU 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 and file of directly related evidence.

**Mandated Reporter**

An employee of APSU who is obligated to share knowledge, notice, and reports of harassment, discrimination, and retaliation with the Title IX Coordinator.

**An official with the Authority (OWA)**

An APSU employee is explicitly vested with the responsibility to implement corrective measures for harassment, discrimination, and retaliation on behalf of APSU.

**Parties**

The complainant(s) and respondent(s), collectively.

**Recipient**

A postsecondary education program that is a recipient of federal funding.

**Relevant Evidence**

Evidence that tends to prove or disprove an issue in the complaint.

**Remedies**

Post-finding actions directed to the complainant and the community as mechanisms to address safety, prevent recurrence, and restore access to APSU's educational program.

**Resolution**

The result of an informal or formal grievance process.

**Respondent**

An individual who has been reported to be the perpetrator of conduct that could constitute harassment or discrimination based on a protected class or retaliation for engaging in a protected activity.

**Sanction**

APSU imposed a consequence on a respondent who was found to have violated this policy.

**Sexual Harassment**

The umbrella category includes the offenses of sexual harassment, sexual assault, stalking, dating violence, and domestic violence. See the policy on Discriminatory Harassment section, letter b., for details.

**Title IX Coordinator**

The official designated by APSU to ensure compliance with Title IX and APSU's Title IX program. References to the coordinator throughout this policy may also encompass a designee of the coordinator for specific tasks.

**Title IX Team**

The Title IX Coordinator, Deputy Title IX Coordinator(s), and any member of the Grievance Process Pool.



## Content

### Applicable Scope

The core purpose of this policy is to prohibit all forms of discrimination. Sometimes, discrimination involves exclusion from activities such as admission, athletics, or employment. Other times, discrimination takes the form of harassment or, in the case of sex-based discrimination, can encompass sexual harassment, sexual assault, stalking, sexual exploitation, dating violence, or domestic violence. When an alleged violation of this anti-discrimination policy is reported, the allegations are subject to resolution using APSU's resolution process, as detailed below.

When the respondent is a member of the APSU community, a grievance process may be available regardless of the status of the complainant, who may or may not be a member of the APSU community. This community includes, but is not limited to, students, student organizations, faculty, administrators, staff, and third parties such as sub-contractors, guests, visitors, volunteers, invitees, and campers. The procedures below may be applied to incidents, patterns, and the campus climate, all of which may be addressed and investigated by this policy as deemed appropriate by APSU.

### The Office of Institutional Culture

The Office of Institutional Culture oversees the implementation of APSU's annual Affirmative Action Plan, disability compliance, and APSU's policy on equal opportunity, harassment, and nondiscrimination. The Office of Institutional Culture (OIC) also has the primary responsibility for coordinating APSU's efforts related to the intake, investigation, resolution, and implementation of supportive measures to stop, remediate, and prevent discrimination, harassment and retaliation are prohibited under this policy.

LaNeeça R. Williams is the university's Title IX Coordinator. For contact information, see the Right to an Advisor section.

### Independence and Conflict-of-Interest



The Office of Institutional Culture acts independently and responsibly, free from bias and conflicts of interest. The Chief Diversity Officer/Title IX Coordinator and the Director of Equal Opportunity and Affirmative Action/Deputy Title IX Coordinator oversee all resolutions under this policy and these procedures. The Title IX Coordinator manages the Title IX Team (e.g., investigators, decision-makers, and advisors). The members are vetted and trained to ensure they are generally not biased for or against any party in a specific case or for or against complainants and respondents.

To raise any concern involving bias or conflict of interest by the Chief Diversity Officer/Title IX Coordinator, contact APSU's Office of the President at [jacksonlp@apsu.edu](mailto:jacksonlp@apsu.edu) or 931-221-7566. To raise any concerns of bias or a potential conflict of interest by the Director of Equal Opportunity and Affirmative Action/Deputy Title IX Coordinator or any other Title IX Team member, contact the Chief Diversity Officer/Title IX Coordinator at [williamslr@apsu.edu](mailto:williamslr@apsu.edu) or 931-221-7267.

Reports of misconduct or discrimination committed by the Director of Equal Opportunity and Affirmative Action/Deputy Title IX Coordinator should be reported to the Chief Diversity Officer/Title IX Coordinator at [williamslr@apsu.edu](mailto:williamslr@apsu.edu) or 931-221-7267. Reports of misconduct or discrimination committed by the Chief Diversity Officer/Title IX Coordinator should be reported to APSU's Office of the President at [jacksonlp@apsu.edu](mailto:jacksonlp@apsu.edu) or 931-221-7566.

### **Administrative Contact Information**

Complaints or notice of alleged policy violations, or inquiries about or concerns regarding this policy and procedures, may be made internally to:

LaNeeça R. Williams  
Chief Diversity Officer  
Title IX Coordinator  
Office of Equity, Access, & Inclusion  
16 Browning Drive, Room 140  
931-221-7267  
Email: [williamslr@apsu.edu](mailto:williamslr@apsu.edu)  
Web: <https://apsu.edu/equity-access/index.php>



Sheila M. Bryant  
Director of Equal Opportunity & Affirmative Action  
ADA/Title VI Coordinator  
Deputy Title IX Coordinator  
Office of Equity, Access, & Inclusion  
16 Browning Dr, Room 139  
931-221-7267  
Email: [bryantsm@apsu.edu](mailto:bryantsm@apsu.edu)  
Web: <https://apsu.edu/equity-access/index.php>

APSU has determined that the following administrators are officials with the authority to address and correct harassment, discrimination, and retaliation. In addition to the administrators listed above, these officials with the authority listed below may also accept notice or complaints on behalf of Austin Peay State University.

Michael Licari  
University President  
931-221-7571  
[jacksonlp@apsu.edu](mailto:jacksonlp@apsu.edu)

Maria Cronley  
Provost and Senior Vice President for Academic Affairs  
931-221-1016  
[acadaffairs@apsu.edu](mailto:acadaffairs@apsu.edu)

Dannelle Whiteside  
Vice-President for Legal Affairs and Organizational Strategy  
931-221-7580  
[whitesided@apsu.edu](mailto:whitesided@apsu.edu)

Gerald Harrison  
Vice-President and Director of Athletics  
931-221-7904  
[harrisongj@apsu.edu](mailto:harrisongj@apsu.edu)

Leonard Clemons  
Vice President for Student Affairs  
931-221-7341  
[halliburtonl@apsu.edu](mailto:halliburtonl@apsu.edu)





Shahrooz Roohparvar  
Vice President for Finance and Administration  
931-221-7883  
[financeAdmin@apsu.edu](mailto:financeAdmin@apsu.edu)

Niesha Campbell  
Deputy Director of Athletics, Student-Athlete Welfare & Senior  
Woman Administrator  
931-221-7904  
[campbelln@apsu.edu](mailto:campbelln@apsu.edu)

**Complaints may also be made externally to:**

Office for Civil Rights (OCR)  
U.S. Department of Education  
400 Maryland Avenue, SW  
Washington, D.C. 20202-1100  
Customer Service Hotline #: (800) 421-3481  
Facsimile: 202-453-6012  
TDD#: 877-521-2172  
Email: [OCR@ed.gov](mailto:OCR@ed.gov)  
Web: <http://www.ed.gov/ocr>

Equal Employment Opportunity Commission (EEOC)  
Nashville Area Office  
220 Athens Way, Suite 350  
Nashville, TN 37228-9940  
Phone: 800-669-4000  
Facsimile: 615-736-2107  
TTY: 800-669-6820  
ASL Video Phone: 844-234-5122

Tennessee Human Rights Commission  
312 Rosa L. Parks Avenue, 23rd Floor  
Nashville, TN 37243-1102  
Toll Free: 800-251-3589  
Phone: 615-741-5825  
Fax Numbers: 615-253-1886 | 615-532-2197  
[ask.thrc@tn.gov](mailto:ask.thrc@tn.gov)



## Notice/Complaints of Discrimination, Harassment, or Retaliation

Any of the following options may be used to make notice or complaints of discrimination, harassment, and/or retaliation.

1. File a complaint with, or give verbal notice to, the Chief Diversity Officer/Title IX Coordinator, the Director of Equal Opportunity & Affirmative Action/Deputy Title IX Coordinator, Mandated Reporters, and Officials with Authority. (Please refer to this policy's Right to an Advisor section for contact information.) Such a report may be made at any time (including during non-business hours) by completing the online complaint form, by using the telephone number or email address, or by mail to the office address listed or to the office address of any officials listed in the Right to an Advisor section.

2. Report online using the reporting form posted at

[https://cm.maxient.com/reportingform.php?AustinPeayStateUniv&layout\\_id=64](https://cm.maxient.com/reportingform.php?AustinPeayStateUniv&layout_id=64).

Anonymous reports are accepted, but the amount and level of detail may affect APSU's ability to respond. Additionally, APSU tries to provide supportive measures to all complainants, which is impossible with an anonymous report. Because reporting carries no obligation to initiate a formal response, and as APSU respects the complainant's requests to dismiss complaints unless there is a compelling threat to health and safety, the complainant is mainly in control. The complainant should not fear a loss of privacy by making a report that allows APSU to discuss and provide supportive measures.



## Supportive Measures

Austin Peay State University (APSU) will offer and implement appropriate and reasonable supportive measures to the parties upon notice of alleged harassment, discrimination, and retaliation.

Supportive measures are non-disciplinary, non-punitive individualized services offered as appropriate, as reasonably available, and without fee or charge to the parties to restore or preserve access to the APSU's education programs or activities. They include measures designed to protect the safety of all parties or APSU's educational environment and/or deter harassment, discrimination, and/or retaliation.

The Office of Equity, Access, & Inclusion promptly works to make supportive measures available to the parties upon receiving notice or a complaint. When supportive measures are offered, APSU will inform the complainant, in writing, that they may file a formal complaint with APSU at that time or in future if they have not done so already. The Office of Equity, Access, & Inclusion works with the complainant to ensure that their wishes concerning the supportive measures that are planned and implemented are taken into account.

APSU will strive to maintain the privacy of the supportive measures, provided that privacy does not impair APSU's ability to provide them. APSU will act to ensure as minimal an academic/occupational impact on the parties as possible and work to implement measures that do not unreasonably burden the other party.

These actions may include, but are not limited to:

- Referral to counseling, medical, and other healthcare services
- Referral to the Employee Assistance Program
- Referral to community-based service providers
- Visa and immigration assistance
- Student financial aid counseling
- Education to the community or community subgroup(s)



- Altering campus housing assignment(s)
- 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
- Trespass Orders
- Timely Warnings
- Class schedule modifications, withdrawals, or leaves of absence
- Increased security and monitoring of certain areas of the campus
- Any other actions deemed appropriate by the Title IX Coordinator

Violations of no-contact orders will be referred to appropriate student or employee conduct processes for enforcement.

### **Emergency Removal**

Austin Peay State University can act to remove a student respondent entirely or partially from its education program or activities on an emergency basis when an individualized safety and risk analysis has determined that an immediate threat to the physical health or safety of any student or other individual justifies removal. The Title IX Coordinator, in conjunction with the CARE Team, performs this risk analysis using its standard objective violence risk assessment procedures.

In all cases in which an emergency removal is imposed, the student will be given notice of the action and the option to request to meet with the Title IX Coordinator or Deputy Title IX Coordinator before such action/removal is imposed or as soon after that as reasonably possible, to show cause why the action/removal should not be implemented or should be modified.



This meeting is not a hearing on the merits of the allegation(s) but an administrative process intended to determine solely whether the emergency removal is appropriate. When this meeting is not requested within seven (7) days, objections to the emergency removal will be deemed waived. A complainant and their advisor may be permitted to participate in this meeting if the Chief Diversity Officer/Title IX Coordinator determines it is equitable to do so. There is no appeal process for emergency removal decisions.

A respondent may be accompanied by an advisor of their choice when meeting with the Chief Diversity Officer/Title IX Coordinator or Director of EE/AA Deputy Title IX Coordinator for the show cause meeting. The respondent will be given access to a written summary of the basis for the emergency removal before the meeting to allow for adequate preparation.

The Office of Institutional Culture, in consultation with Legal Affairs and the appropriate senior level administrator will determine whether to implement or stay an emergency removal and to determine the conditions and duration. Violation of an emergency removal under this policy will be grounds for discipline, which may include expulsion or termination.

Austin Peay State University will implement the least restrictive emergency actions possible in light of the circumstances and safety concerns.

As determined by the Office of Institutional Culture and the appropriate senior level

administrator, these actions could include, but are not limited to:

- removing a student from a residence hall,
- temporarily reassigning an employee,
- restricting a student's or employee's access to or use of facilities or equipment,
- allowing a student to withdraw or take grades of incomplete without financial penalty,
- authorizing an administrative leave (student or employee),



- and suspending a student's participation in extracurricular activities, student employment, student organizational leadership, or intercollegiate/intramural athletics.

As determined by the Office of Institutional Culture in consultation with the Division of Academic Affairs, alternative coursework options may be pursued to ensure as minimal an academic impact as possible on the parties.

Where the respondent is an employee, existing Interim Actions provisions apply.

### **Promptness**

APSU promptly acts upon all allegations once it receives notice or a formal complaint. Complaints typically take 60-90 business days to resolve. There are always exceptions and extenuating circumstances that can cause a resolution to take longer, but APSU will make efforts to avoid all undue delays within its control.

Any time the general timeframes for resolution outlined in APSU's procedures are delayed, APSU will provide written notice to the parties of the delay and the cause and an estimate of the anticipated additional time needed due to the delay.

### **Privacy**

APSU makes every effort to preserve the privacy of reports. APSU will not share the identity of any individual who has made a report or complaint of harassment, discrimination, or retaliation, any complainant, any individual who has been reported to be the perpetrator of sex discrimination, any respondent, or any witness, except as permitted or required by law including but not limited to the Family Educational Rights and Privacy Act (FERPA), 20 U.S.C. 1232g, 34 CFR part 99; or to carry out the purposes of 34 CFR Part 106, including the conducting of any investigation, hearing, or grievance proceeding arising under these policies and procedures.

Austin Peay State University reserves the right to designate which APSU officials have a legitimate educational interest in being informed about incidents within this policy under the Family Educational Rights and Privacy Act (FERPA).



Only a small group of officials who need to know will typically be told about the complaint, including but not limited to:

- Office of Equity, Access, & Inclusion
- Office of Legal Affairs
- Office of Human Resources (if employees are involved)
- Division of Student Affairs (if a student is involved)
- Supervisors and Senior Level Administrator (employees)
- Office of Student Counseling Services
- Campus Police (as appropriate)
- CARE TEAM (as appropriate)

Information will be shared with investigators, hearing panel members/decision makers, witnesses, and the parties as necessary. The circle of people with this knowledge will be limited to preserve the parties' rights and privacy.

### **Jurisdiction**

This policy applies to the education program and activities of Austin Peay State University, to conduct that takes place on the campus or property owned or controlled by APSU, at APSU's sponsored events, or in buildings owned or controlled by APSU's recognized student organizations. The respondent must be a member of APSU's community for its policies to apply.

This policy can also apply to the effects of off-campus misconduct, depriving someone of access to APSU's educational program. The university may also extend jurisdiction to off-campus and online conduct when the Chief Diversity Officer/ Title IX Coordinator or Director of Equal Opportunity & AA/ Deputy Title IX Coordinator determines that the conduct affects a substantial university interest.

Regardless of where the conduct occurred, APSU will address notices/complaints to determine whether it happened in the context of its employment or educational program or activity and has continuing effects on campus or in an off-campus sponsored program or activity. A substantial university interest includes but is not limited to:





1. Any action that constitutes a criminal offense as defined by law. This includes, but is not limited to, single or repeat violations of any local, state, or federal law;
2. Any situation in which it is determined that the respondent poses an immediate threat to the physical health or safety of any student or other individual;
3. Any situation that significantly impinges upon the rights, property, or achievements of oneself or others or significantly breaches the peace and causes social disorder; and
4. Any situation detrimental to the university's educational interests or mission.

Suppose the respondent is unknown or is not a member of the APSU community. In that case, the Office of Institutional Culture will assist the complainant in identifying appropriate campus and local resources and support options and, when criminal conduct is alleged, in contacting local or campus law enforcement if the individual would like to file a police report.

Further, even when the respondent is not a member of the APSU's community, supportive measures, remedies, and resources may be accessible to the complainant by contacting the Office of Access, Equity, & Inclusion.

In addition, the university may take other appropriate actions to protect the complainant against third parties, such as barring individuals from APSU's property and/or events.

All vendors serving APSU through third-party contracts are subject to these policies and procedures.

When the respondent is enrolled in or employed by another institution, the Office of Institutional Culture (OIC) can assist the complainant in liaising with the appropriate individual at that institution, as it may be possible to allege violations through that institution's policies.

Similarly, OIC may be able to advocate for a student or employee complainant who experiences discrimination in an externship, study abroad program, or another environment external to the



university where sexual harassment or nondiscrimination policies and procedures of the facilitating or host organization may give recourse to the complainant.

### **Time Limits on Reporting**

There is no time limitation on providing notice/complaints to the Office of Institutional Culture (OIC) except for complaints filed under Title VI. However, if the respondent is no longer subject to the university's jurisdiction and significant time has passed, the ability to investigate, respond, and provide remedies may be more limited or impossible.

Acting on notice/complaints significantly impacted by the passage of time (including, but not limited to the rescission or revision of policy) is at the discretion of the Office of Institutional Culture in consultation with the Office of Legal Affairs, who may document allegations for future reference, offer supportive measures and remedies and engage in informal or formal action, as appropriate.

Complaints under Title VI of the Civil Rights Act of 1964, as amended (i.e., which prohibits discrimination and harassment based on race, color, or national origin) must be brought within 180 days of the last incident of discrimination or harassment.

When notice/complaint is affected by significant time delay, Austin Peay State University will typically apply the policy at the time of the alleged misconduct and the procedures in place at the time of notice/complaint.



## Online Harassment and Misconduct

The policies of Austin Peay State University are written and interpreted broadly to include online and cyber manifestations of any of the behaviors prohibited below when those behaviors occur in or affect Austin Peay State University's education program and activities or use of university networks, technology, or equipment.

Although APSU may not control websites, social media, and other venues where harassing communications are made, when such communications are reported to APSU, APSU endeavors to address and mitigate their effects through various means.

Members of the community are encouraged to be good digital citizens and to refrain from online misconduct, such as feeding anonymous gossip sites, sharing inappropriate content on social media, unwelcome sexual-based messaging, distributing or threatening to distribute revenge pornography, breaches of privacy, or otherwise using the ease of transmission and anonymity of the Internet or other technology to harm another member of the APSU community.

Any online postings or other electronic communication by students and employees, including cyber-bullying, cyber-stalking, cyber-harassment, etc., occurring entirely outside of APSU's control (e.g., not on the university networks, websites, or between university email accounts) will only be subject to this policy when such online conduct can be shown to cause a substantial in-program disruption.

## Policy on Nondiscrimination

Austin Peay State University adheres to all federal and state civil rights laws and regulations prohibiting discrimination in public institutions of higher education.

Austin Peay State University does not discriminate against any employee, applicant for employment, student, or applicant for admission based on:

- Age



- Color
- Creed
- Disability Status
- Ethnicity
- Gender Expression
- Gender Identity
- National Origin
- Pregnancy
- Race
- Religion
- Sex
- Sexual Orientation
- Veteran Status
- Or any other protected category under applicable local, state, or federal law, including protections for those opposing discrimination or participating in any grievance process on campus with the Equal Employment Opportunity Commission or other human rights agencies.

This policy covers nondiscrimination in both employment and access to educational opportunities. Therefore, any member of the APSU community whose acts deny, deprive, or limit the educational or employment access, benefits, and opportunities of any member of the university community, guest, or visitor based on that person's actual or perceived membership in the protected classes listed above violates APSU's policy on nondiscrimination.

To read the full policy, see the attached link: [APSU 6:001](#)



### **Sex Offender Registration**

Any person who is required under the laws of the state of Tennessee to register as a sex offender is also required to provide notice that they are enrolled as a student or are employed by Austin Peay State University. Furthermore, the student or employee must provide written notice of each change in enrollment or employment to the Montgomery County Sheriff's Department. The sex offender registry for the state of Tennessee is available on the Tennessee Bureau of Investigation's website here: [Tennessee Sex Offender Registry](#)

### **Missing Student Policy**

In compliance with Section 488 of the Higher Education Act of 2008, the following policy and procedures have been developed to assist in locating student(s) living in on-campus housing who are determined to be missing based on the facts and circumstances known to the university.

Residential students can identify the telephone number of a confidential contact person who the university will notify within 24 hours if the student is determined to be missing. Additionally, the university must inform students that their custodial parent or guardian will be notified if the student is less than 18 years of age, not emancipated, and is determined to be missing.

Residential students will be expected to enter and update emergency contact information as it changes. The student will be responsible for entering confidential emergency contact information and ensuring it is up-to-date and accurate. The university will notify the appropriate law enforcement agency within 24 hours after the time that the residential student is determined to be missing.

Individuals who wish to report a missing student should contact the Austin Peay State University Police Department at 931-221-7786. The policy is located on the APSU Community Care and Standards website under the "Missing Student Protocol" or at the following: [Missing Student Protocol](#)



APSU will keep the contact information confidential. It will be accessible only to authorized campus officials and law enforcement and will not be disclosed outside of a missing person report.

**Procedures for on-campus students by the Higher Education Act of 1965, as amended.**

- Faculty and staff are encouraged to contact APSU Campus Police at 931-221-7786 with information about a missing student.
- Students are encouraged to contact APSU Campus police at 931- 221-7786 or their resident assistant if the student resides on campus.
- For on-campus students younger than 18 years of age and not an emancipated individual, the custodial parent or legal guardian must be notified.

In addition to the procedures outlined above, the APSU Campus Police Department supervisor on duty will contact the chief of police, who will make the following notifications if the student is missing for 24 hours or more (as determined by the law enforcement officer after notification):

The Austin Peay State University Office of Public Safety and Campus Police, in cooperation with Student Affairs staff members, will implement the following investigative procedures when a missing student report is received:

- Attempt to call the alleged missing person using the phone numbers supplied to the university.
- Talk with housing staff members to determine if the missing person has been seen.
- Have housing staff members check the assigned room and talk with neighbors, friends, and roommates to determine when the missing person was last seen.
- Check the card access system log to determine when the missing person last entered the housing facility.
- Contact university Dining Services to determine when the missing person last used their meal plan.
- Check the missing person's email account to determine when it was used.
- Contact the missing person's faculty members to determine class attendance.



- Consult with the Counseling and Health Center staff to see if the missing person has been seen at either location.
- Have housing staff key into the room for health and safety purposes.
- If the missing student is determined to be under the age of 18, APSU Public Safety and Campus Police will contact the student's parent(s) or legal guardian within 24 hours.
- If the missing student is over 18 and registered as a confidential contact person, the APSU Campus Police Department will contact that person within 24 hours.
- When the missing student is located, verification information shall be secured, including a description of the student's health and intention of returning to campus and classes. In addition, the student shall be encouraged to contact the confidential contact person.

If the APSU Police Department determines that the student, whether residential or non-residential, should be considered missing regardless of whether they have registered a confidential contact person, is above the age of 18, or is an emancipated minor, a missing person's report will be filed with the local law enforcement agency and the student will be entered into NCIC as a missing person. For on-campus students 18 years or older, the emergency contact by the student's designation must be notified. The Clarksville Police Department shall be notified within 24 hours of the time that Austin Peay State University Police determine the student is missing. The date and time of notification will be documented in the dispatch log and the incident report.

**NOTE:** Every effort will be made to balance the right to privacy with compliance with federal regulations and the interest of public safety.

Nothing in this protocol is intended to preclude Austin Peay State University from determining that a student is missing before the student residing in on-campus housing has been missing for 24 hours or initiating notification procedures as soon as it determines that the student living in on-campus housing is missing.



## **Maintenance and Security of Campus Facilities**

The APSU Physical Plant maintains university buildings and grounds with concern for safety and security. Staff inspect campus facilities regularly, make repairs affecting safety and security, and respond to reports of potential safety and security hazards.

Motor vehicle parking lots, pedestrian walkways, and building exteriors are well-lit, and the university's design criteria calls for a high level of illumination on all new buildings and their surroundings.

The police department conducts formal exterior lighting surveys nightly and forwards them to the Physical Plant for repairs. University community members are encouraged to report any exterior lighting deficiencies to the APSU Physical Plant at 931-622-2966 or to the APSU Police Department at 931-221-7786.

The police department's employees check the exterior doors of campus buildings each evening and report operating deficiencies in indoor and security hardware. University Facilities regularly trims the shrubbery, trees, and other vegetation on campus.

## **Security of and Access to Residence Halls**

Austin Peay State University provides housing in residence halls, apartments, and on-campus family housing. Area coordinators, residence hall directors, and resident assistants live in the residence hall and are on call 24 hours a day. Each staff member is trained in enforcing residence hall security procedures.

During the regular semester, all exterior doors to residence halls are always secured. Students access their residence halls using their issued tap cards. The staff and APSU Police check exterior doors periodically.

In cases where students are locked out of their rooms, procedures for unlocking rooms have been established to keep unauthorized people from obtaining room keys. These procedures are strictly enforced. Door-to-door soliciting is not permitted in residence halls. Visitors to residence halls must understand that visitation is only allowed during established times and must obtain a parking permit from the APSU police department. Visitors must be escorted through the





residence halls by the resident. Residents are encouraged to challenge the presence of strangers in the residence halls by reporting to hall staff or the APSU Police Department.

### **Access to University Facilities**

Most campus buildings and facilities are accessible to university community members, guests, and visitors during regular business hours, Monday through Friday. Some facilities are open for limited periods on Saturday and Sunday. Most campus facilities are closed during holidays and break periods. Use of facilities after hours is limited to authorized university personnel only.

### **Code of Conduct: Student Hand Book 2024-2025 Pages: 69-104**

For information about the procedures used at APSU in processing complaints about student violations of APSU regulations (the “Code of Student Conduct”), student rights and responsibilities, and university policies and guidelines, see the following resources. The Code of Student Conduct is presented in sections and follows the same order as in the printed version of the 2024-2025 Student Handbook and Calendar. The policy is the link:

<https://www.apsu.edu/handbook/student-code/student-rights.php>.



## AUSTIN PEAY STATE UNIVERSITY MAIN CAMPUS

Austin Peay State University Main Campus	2023						2022						2021				
	On Campus	Residential Facilities	Non Campus	Public Property	Unfounded Crimes		On Campus	Residential Facilities	Non Campus	Public Property	Unfounded Crimes		On Campus	Residential Facilities	Non Campus	Public Property	Unfounded Crimes
<b>Criminal Homicide</b>																	
Murder	0	0	0	0	0		0	0	0	0	0		1	1	0	0	0
Manslaughter	0	0	0	0	0		0	0	0	0	0		0	0	0	0	0
<b>Sex Offenses</b>																	
Rape	2	0	2	0	0		2	2	0	0	0		1	1	3	0	0
Fondling	2	0	1	0	0		0	0	0	0	0		1	1	0	0	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	0	0	0	0	0		1	0	0	0	0		1	1	0	0	0
Burglary	2	0	0	0	0		12	3	0	0	0		3	1	0	0	0
Motor vehicle Theft	1	0	0	0	0		2	0	0	0	0		5	0	0	1	0
Arson	0	0	0	0	0		0	0	0	0	0		1	1	0	0	0
Domestic Violence	5	5	3	0	0		0	0	0	0	0		1	1	4	0	0
Dating Violence	3	0	2	0	0		6	6	0	0	0		1	1	1	0	0
Stalking	3	0	0	0	0		0	0	0	0	0		2	2	1	0	0
<b>Arrests</b>																	
Liquor Law violations	5	5	0	0	0		0	0	0	0	0		2	1	0	3	0
Drug law Violations	4	4	0	5	0		6	0	2	2	0		18	18	0	0	0
Illegal Weapons Possession	3	3	0	0	0		0	0	0	0	0		1	1	0	0	0
<b>Referrals</b>																	
Liquor Law violations	11	11	0	0	0		25	25	0	0	0		25	25	0	0	0
Drug law Violations	12	12	0	2	0		51	39	2	3	0		7	7	2	2	0
Illegal Weapons Possession	0	0	0	0	0		2	1	0	0	0		1	1	0	0	0

**ON CAMPUS** -- On-campus property includes all property owned by the institution and any reports taken by university law enforcement officers on adjacent streets.

**RESIDENTIAL FACILITIES** -- These are not additional crimes. They are the number of crimes reported in residence halls, student apartment housing, and employee housing. These numbers are included in the on-campus property totals.

**NON-CAMPUS PROPERTY** -- These are any officially recognized/owned/leased/controlled institution properties in the main campus area.

**PUBLIC PROPERTY** -- Public Property within the same reasonable contiguous geographic area of the institution (sidewalk, street, other thoroughfare, or parking facility) or adjacent to a facility owned or controlled by the institution. These crime statistics are those reported to the Clarksville Police Department, the Ft Campbell Military Police Department, the Springfield Police Department, the Dickson Police Department, or other law enforcement agencies with jurisdiction over these areas.

**UNFOUNDED CRIMES** -- For *Clery Act* purposes, the standard for unounding a reported crime is very high. You may classify a crime as unfounded only after a complete investigation by sworn or commissioned law enforcement personnel. A crime is considered unfounded for *Clery Act* purposes only if sworn or commissioned law enforcement personnel formally determine that the report is false or baseless.



## AUSTIN PEAY STATE UNIVERSITY MAIN CAMPUS HATE CRIMES CATEGORIES

Austin Peay State University Main Campus	2023					2022					2021				
	Murder	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Fondling	0	0	0	0	0	0	0	0	0	0	0	0	0	0	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	0	0	0	0	0	0	0	0	0	0	0	0	0	0	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	0	0	0	0	0	0	0	0	0	0
Dating Violence	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Stalking	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>Hate Crimes</b>															
Larceny-Theft	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Simple Assault	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Intimidation	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0
Destruction/vandalism of property	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Unfounded Crimes	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>Hate Crimes Categories</b>															
Bias -Race	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0
Bias - Gender	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bias - Gender Identity	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bias - Religion	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bias -Sexual Orientation	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bias - Ethnic	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bias -National Origin	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bias - Disability	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

**HATE CRIMES** -- These are not additional crimes. They are crimes already reported in the various crime categories listed above and were motivated by one of the categories of prejudice listed.



## Austin Peay Center at Fort Campbell

Fort Campbell Campus	2023					2022					2021				
	On Campus	Residential Facilities	Non Campus	Public Property	Unfounded Crimes	On Campus	Residential Facilities	Non Campus	Public Property	Unfounded Crimes	On Campus	Residential Facilities	Non Campus	Public Property	Unfounded Crimes
<b>Crime Category</b>															
<b>Criminal Homicide</b>															
Murder	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>Sex Offenses</b>															
Rape	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Fondling	0	0	0	0	0	0	0	0	0	0	0	0	0	0	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	0	0	0	0	0	0	0	0	0	0	0	0	0	0	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	0	0	0	0	0	0	0	0	0	0
Dating Violence	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Stalking	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>Arrests</b>															
Liquor Law 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
Illegal Weapons Possession	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>Referrals</b>															
Liquor Law 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
Illegal Weapons Possession	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

**ON CAMPUS** -- On-campus property includes all property owned by the institution and any reports taken by university law enforcement officers on adjacent streets.

**RESIDENTIAL FACILITIES** -- These are not additional crimes. They are the number of crimes reported in residence halls, student apartment housing, and employee housing. These numbers are included in the on-campus property totals.

**NON-CAMPUS PROPERTY** -- These are any officially recognized/owned/leased/controlled institution properties in the main campus area.

**PUBLIC PROPERTY** -- Public Property within the same reasonable contiguous geographic area of the institution (sidewalk, street, other thoroughfare, or parking facility) or adjacent to a facility owned or controlled by the institution. These crime statistics are those reported to the Clarksville Police Department, the Ft Campbell Military Police Department, the Springfield Police Department, the Dickson Police Department, or other law enforcement agencies with jurisdiction over these areas.

**UNFOUNDED CRIMES** -- the standard for unbounding a reported crime is very high for Clery Act purposes. You may classify a crime as unfounded only after a complete investigation by sworn or commissioned law enforcement personnel. A crime is considered unfounded for *Clery Act* purposes only if sworn or commissioned law enforcement personnel formally determine that the report is false or baseless.



## Austin Peay Center at Fort Cambell HATE CRIMES CATEGORIES

Fort Campbell Campus	2023					2022					2021				
Murder	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Fondling	0	0	0	0	0	0	0	0	0	0	0	0	0	0	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	0	0	0	0	0	0	0	0	0	0	0	0	0	0	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	0	0	0	0	0	0	0	0	0	0
Dating Violence	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Stalking	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>Hate Crimes</b>															
Larceny-Theft	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Simple Assault	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Intimidation	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Destruction/vandalism of property	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Unfounded Crimes	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>Hate Crimes Catagories</b>															
Bias -Race	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bias - Gender	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bias - Gender Identity	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bias - Religion	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bias -Sexual Orientation	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bias - Ethnic	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bias -National Origin	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bias - Disability	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

**HATE CRIMES**—These are not additional crimes. They are crimes already reported in the various crime categories listed above and motivated by one of the categories of prejudice listed. There were no reported hate crimes from 2020 to 2022.



## SMOKE DETECTORS

Smoke detectors are provided in all residential living areas. They are checked regularly to ensure proper working order. You are not to tamper with smoke detectors. Tampering will result in a restoration charge and judicial action.

## SMOKING

This policy prohibits smoking in all university buildings, grounds, personal vehicles in the smoke-free zone, and state-owned vehicles unless exceptions are stated in this policy. This also includes electronic cigarettes or any product that allows users to inhale and exhale nicotine-bearing vapor. Regardless of whether classes are in session, this policy prohibits smoking in all buildings, grounds, personal vehicles in the smoke-free zone, and state-owned vehicles 24 hours a day, year-round. People who want to use smoke-free tobacco products may do so thirty (30) feet from each building exit and entrance. Smoke-free tobacco product use is prohibited in university buildings and state-owned vehicles.

Employee violations of this policy should be reported to the appropriate supervisor. Student violations of this policy should be reported to the Office of Student Affairs. There shall be no reprisals against anyone reporting violations of this policy.

## EXCEPTIONS

Smoking, vaping, and tobacco product usage shall be permitted in area lots designated by the campus smoking, vaping, and [tobacco usage map](#).

The president may designate a place where smoking, vaping, and tobacco usage is permitted on property owned or controlled by the university.

## ELECTRICAL APPLIANCES

Television sets and radios with self-contained antennas, VCRs/DVD players, CD players, electric razors, clocks, hair dryers, lamps, heating pads, electric blankets, humidifiers, approved microwave ovens, and fans are permitted. These items are permitted in apartments provided their use does not disturb other residents, and their condition does not create a fire hazard. All appliances must be UL-listed. No sun lamps, lava lamps, and gas appliances are allowed.



Violators of this policy will be subject to disciplinary action for tampering with or misusing fire alarms, smoke detectors, or fire extinguishers. If any tampering is evident, criminal charges may result. Examples of tampering with or modifying electrical systems include installing dimmer switches, ceiling fans, circuit breaker switches, and cable TV wiring.

## **FIRE DRILL**

All residents must participate in fire drills. Failure to participate will result in disciplinary action. To prepare for an actual fire emergency, the residence hall staff plans and conducts fire drills each semester to acquaint residents with the proper evacuation procedures.

- When a student has been alerted by an alarm, shouted warning, or experienced the sensation of smoke or fire:
- Keep low to the floor if there is smoke in the room.
- Feel the door. If it is hot, do not open it.
- Brace yourself against the door and open it slightly first. If heat or smoke is present, close the door and stay in the room.
- If you cannot leave the room, open the window.
- If you are trapped, hang an object out the window to attract attention. If a phone is in your room, call Campus Police and report that you are trapped; give the apartment number and specific location.
- If you can leave a room, close all doors behind you as you exit.
- Go to the nearest exit or stairwell.
- If the nearest exit is blocked by fire, heat, or smoke, go to an alternate exit.
- If all exits from an apartment are blocked, return to your room, open the windows, wave something out, and shout for help.
- After evacuating a building, move away from it and stand clear. Emergency apparatus will be maneuvering around the building.
- Follow the directions of fire, police, and hall personnel.



## Fire Drills Held in 2023

<b>Residence Halls</b>	<b>Number of Fire Drills/Year Fall &amp; Spring Semester</b>
<b>Blount Hall</b>	<b>2</b>
<b>Castle Heights</b>	<b>2</b>
<b>Emerald Hill Apts. 1 through 15</b>	<b>30</b>
<b>Eriksson Hall</b>	<b>2</b>
<b>Governor's Terr. N</b>	<b>2</b>
<b>Governor's Terr S</b>	<b>2</b>
<b>Hand Village 100, 200, 300, 400, 500, 600,700, 800</b>	<b>16</b>
<b>Harvil Hall</b>	<b>2</b>
<b>Meacham Apts</b>	<b>2</b>
<b>Sevier Hall</b>	<b>2</b>
<b>Two Rivers Apts</b>	<b>2</b>
<b>Total</b>	<b>64</b>





## Description of the fire safety system for each on-campus student housing facility

Resident Halls	Fire Sprinkler System	Fire Alarm System
<b>Blount Hall</b>	<b>Yes</b>	<b>Yes</b>
<b>Castle Heights</b>	<b>Yes</b>	<b>Yes</b>
<b>Emerald Hill Apts. 1 through 15</b>	<b>Yes</b>	<b>Yes</b>
<b>Erikkson Hall</b>	<b>Yes</b>	<b>Yes</b>
<b>Governor's Terr North</b>	<b>Yes</b>	<b>Yes</b>
<b>Governor's Terr South</b>	<b>Yes</b>	<b>Yes</b>
<b>Hand Village 100-800</b>	<b>Yes</b>	<b>Yes</b>
<b>Harvill Hall</b>	<b>Yes</b>	<b>Yes</b>
<b>Meacham Apts</b>	<b>Yes</b>	<b>Yes</b>
<b>Sevier Hall</b>	<b>Yes</b>	<b>Yes</b>
<b>Two Rivers Apts</b>	<b>Yes</b>	<b>Yes</b>

### SPRINKLERS

Sprinklers are throughout the residence halls, in student rooms, corridors, and public areas. This will significantly enhance your safety while living in the residence halls. Do not remove or tamper with the sprinkler head or any part of the system. Do not hang ANYTHING from a sprinkler head or any other part of the fire suppression equipment, including the pipes. Keep a clearance of 18 inches around sprinkler heads. Keep sources of heat away from the sprinkler heads. Avoid hitting the sprinkler heads when moving items into, out of, or around a room. Do not engage in sports or horseplay that could result in anything striking a sprinkler head anywhere in the residence hall. Report any damaged or missing sprinkler heads or other damaged components. Balls, flying discs, and other items that can damage the sprinkler head should not be thrown in rooms, hallways, or other public areas. **Damages caused by residents will be billed to their student accounts.**



## Fire Safety Educational Programming

The Department of Environmental Health & Safety participates in the annual resident hall coordinator training and the annual residence hall assistant training to give an overview of fire safety in the residence halls.

**Alarm Systems:** The APSU Police Department provides alarm systems and monitoring for fire alarms, elevator safety, and area intrusion security.

## FIRE SAFETY

Incense, candles, portable heaters, and flammable liquids are prohibited. This includes the storage of mopeds and motorcycles near the residence halls and apartments. Wall hangings, such as fish netting, posters, and tapestries, may not be hung from ceiling light fixtures or over radiators or electrical outlets. The Housing/Residence Life staff regularly inspects apartment to maintain fire safety standards.

Fire extinguishers are for fire safety, and tampering with fire and safety equipment in residence halls or any campus building is prohibited. Tampering includes pulling false fire alarms, discharging fire extinguishers, removing exit signs, and interfering with smoke detectors and sprinklers. Interference with smoke detectors and sprinklers will result in immediate action. Students responsible will be assessed for all damages resulting from their tampering with fire and safety equipment. Also, all violators are subject to judicial action and possible criminal prosecution.

## INCENSE

Because the odor may be offensive to some people and constitutes a fire hazard, the burning of incense and all incense paraphernalia is prohibited in the residence halls.

## GRILLS

Outdoor grills are stored at the end of each breezeway, either in the front or the rear of the building. They are only to be used on the sidewalk or grassy areas away from the buildings. Because of the risk of fire, they must be attended to at all times and extinguished after use. The university provides charcoal grills in picnic areas in the complex.



## Flammable liquids

Items that require flammable liquids or an open flame to operate or that produce heat (i.e., Bunsen burners, candles, alcohol burners, incense) are not allowed in residents' rooms/apartments.

## Procedures for Student Housing Evacuation

The Office of Student Housing has the following policy/procedure for all residence halls. It states:

### Method of Alert

- To alert occupants of a fire, pull the nearest fire alarm.
- Call Campus Police 931-221-7786 or 911 and report the fire. Give the name and location of the fire.
- Remain near the main entrance to direct Campus Police and the Clarksville Fire Department to the fire.

### Evacuation

- Professional Staff
  1. Confirm notification of Campus Police.
  2. Remain in the lobby to check with your RA staff to ensure the floors are clear.
  3. Identify yourself as a professional staff member of Campus Police and the Fire Department and provide any pertinent information.
  4. Collect the hall's floor plan and all green cards. Assign RA's responsibilities as necessary to complete evacuation and relocation.
  5. Make sure that students are safe from the building or find another location to wait in case of inclement weather.
  6. Keep a clear path to the building for Campus Police and the Fire Department.
  7. Wait to let residents return to their rooms until Campus Police or the Fire Department says it is clear to return.
  8. Once the Fire Department arrives, they are in charge of the building. Hall staff should use some form of identification and respond to any instructions promptly.



9. Immediately e-mail the area coordinator details when the situation has been resolved, and residents have been allowed back into the hall. If it is an actual fire, you are expected to call the fire department immediately.

### **Resident Assistance Staff**

1. Notify each resident on the floor by knocking loudly on each door and shouting “Fire alarm.” DO NOT stay and wait to evacuate residents who do not want to go. Report them to the professional staff on duty.
2. Keep residents calm and moving toward exits.
3. Help residents who need assistance to exit the building.
4. Report to the front desk in the lobby for further instructions from professional staff. Notify professional staff about any visible smoke or fire.
5. DO NOT go up the stairs to check on any other floor. ONLY go downstairs to check on lower floors.

### **Students**

1. Wear shoes and wear or carry a coat or blanket.
2. Walk in a single file to the outside of the hall.
3. Stay with the group, away from the building until the signal is given to return.

### **Meacham Apartments have the following additional requirements for evacuation:**

#### **When fire and/or smoke is spotted:**

1. Leave your residence immediately.
2. Close all doors behind you on your way out
3. Walk quietly and quickly to the nearest exit.
4. **PULL THE FIRE ALARM** located in each stairwell.
5. **Call APSU Police at 221-7786 or dial 911.** This fire alarm system is a local alarm only. You must call when the alarm sounds to notify emergency responders.
6. Remain outside in the designated area until the signal is given to return inside the building.



All fires should be reported to the APSU Police Department by dialing (on-campus) 931-221-7786. You may also dial 911 from an external line or cell phone to reach the Montgomery County Emergency 911 Center, which will notify APSU Police. APSU Police will inform the Director of Environmental Health & Safety.

## Fire Safety Report

	2023				Cause	Value of Damage
	Total Fires	Fire Numbers	Injuries	Deaths		
Blount Hall	0	0	0	0		
Castle Heights	0	0	0	0		
Emerald Hill Apt 1-15	0	0	0	0		
Eriksson Hall	0	0	0	0		
Gov Terrace North	0	0	0	0		
Gov Terrace South	0	0	0	0		
Hand Village 100-800	0	0	0	0		
Harvill Hall	0	0	0	0		
Meacham Apts	0	0	0	0		
Sevier Hall	0	0	0	0		
Two Rivers Apts	0	0	0	0		
	2022				Cause	Value of Damage
	Total Fires	Fire Numbers	Injuries	Deaths		
Blount Hall	0	0	0	0		
Castle Heights	0	0	0	0		
Emerald Hill Apt 1-15	0	0	0	0		
Eriksson Hall	0	0	0	0		
Gov Terrace North	0	0	0	0		
Gov Terrace South	0	0	0	0		
Hand Village 100-800	0	0	0	0		
Harvill Hall	0	0	0	0		
Meacham Apts	0	0	0	0		
Sevier Hall	0	0	0	0		
Two Rivers Apts	0	0	0	0		



	2021				Cause	Value of Damage
	Total Fires	Fire Numbers	Injuries	Deaths		
Blount Hall	0	0	0	0		
Castle Heights	0	0	0	0		
Emerald Hill Apt 1-15	0	0	0	0		
Eriksson Hall	0	0	0	0		
Gov Terrace North	0	0	0	0		
Gov Terrace South	0	0	0	0		
Hand Village 100-800	1	1	0	0	Reckless Burning	\$5,150.00
Harvill Hall	0	0	0	0		
Meacham Apts	0	0	0	0		
Sevier Hall	0	0	0	0		
Two Rivers Apts	0	0	0	0		



### **Titles of each person or organization to which individuals should report that a fire has occurred**

All fires should be reported to the APSU Police Department by dialing (on-campus) 931-221-7786. You may also dial 911 from an external line or cell phone to reach the Montgomery County Emergency 911 Center, which will notify APSU Police. APSU Police will inform the Director of Environmental Health & Safety.

#### **Emerald Hills Apartments**

1. Leave your residence immediately.
2. Close all doors behind you on your way out
3. Walk quietly and quickly to the nearest exit.
4. PULL THE FIRE ALARM located in each stairwell.
5. Call APSU Police at 221-7786 or dial 911. This fire alarm system is a local alarm only.  
You must also call when the alarm sounds to notify emergency responders.
6. Remain outside in the designated area until the signal is given to return inside the building.

#### **When an Alarm Sounds:**

1. Leave your residence immediately.
2. Close all doors behind you on your way out.
3. Walk quietly and quickly to the nearest exit.
4. Call APSU Police at 221-7786 or dial 911. This fire alarm system is a local alarm only.  
You must also call when the alarm sounds to notify emergency responders.
5. Remain outside in the designated area until the signal is given to return inside the building.

### **Titles of each person or organization to which individuals should report that a fire has occurred**

All fires should be reported to the APSU Police Department by dialing (on-campus) 931-221-7786. You may also Dial 911 from an external line or cell phone to reach the Montgomery



County Emergency 911 Center, which will notify APSU Police. APSU Police will inform the Director of Environmental Health & Safety.

### **Procedures to Follow in Case of a Fire**

- See a fire – pull the alarm – exit the building using the NEAREST exit, not the one you are most comfortable with.
- Know where all stairwells and exits lead to.
- DO NOT attempt to extinguish the fire yourself.
- Hear an alarm – exit the building. Failure to leave will result in a referral to the Office of Student Conduct.
- FIRST: Check the top of your door for heat – DO NOT open if hot to the touch.
- DO NOT use elevators as a means of exit.
- Gather outside the building at the location your resident advisor identified as your floor's meeting place.
- Have information about the emergency? Please report it to the APSU Police Department.

### **Plans for future improvements in fire safety**

APSU will publish the plans for future improvements recommended and funded in the Annual Security and Fire Safety Report published each year.

### **Daily Fire Log**

Austin Peay State University Police Department maintains a daily fire log. The log records the date reported and any fire that occurs in an on-campus student housing facility. It is kept at the front desk of the APSU Police Department and updated within two business days of a fire in a residential facility. It is available to the public for review during regular business hours.

### **Tampering with Fire and Safety Equipment**

Tampering with fire and safety equipment in the residence halls or any campus building is prohibited. Tampering includes pulling false fire alarms, discharging fire extinguishers, removing exit signs, and interfering with smoke detectors and sprinklers. Interference with smoke detectors and sprinklers will result in immediate action. Students responsible will be





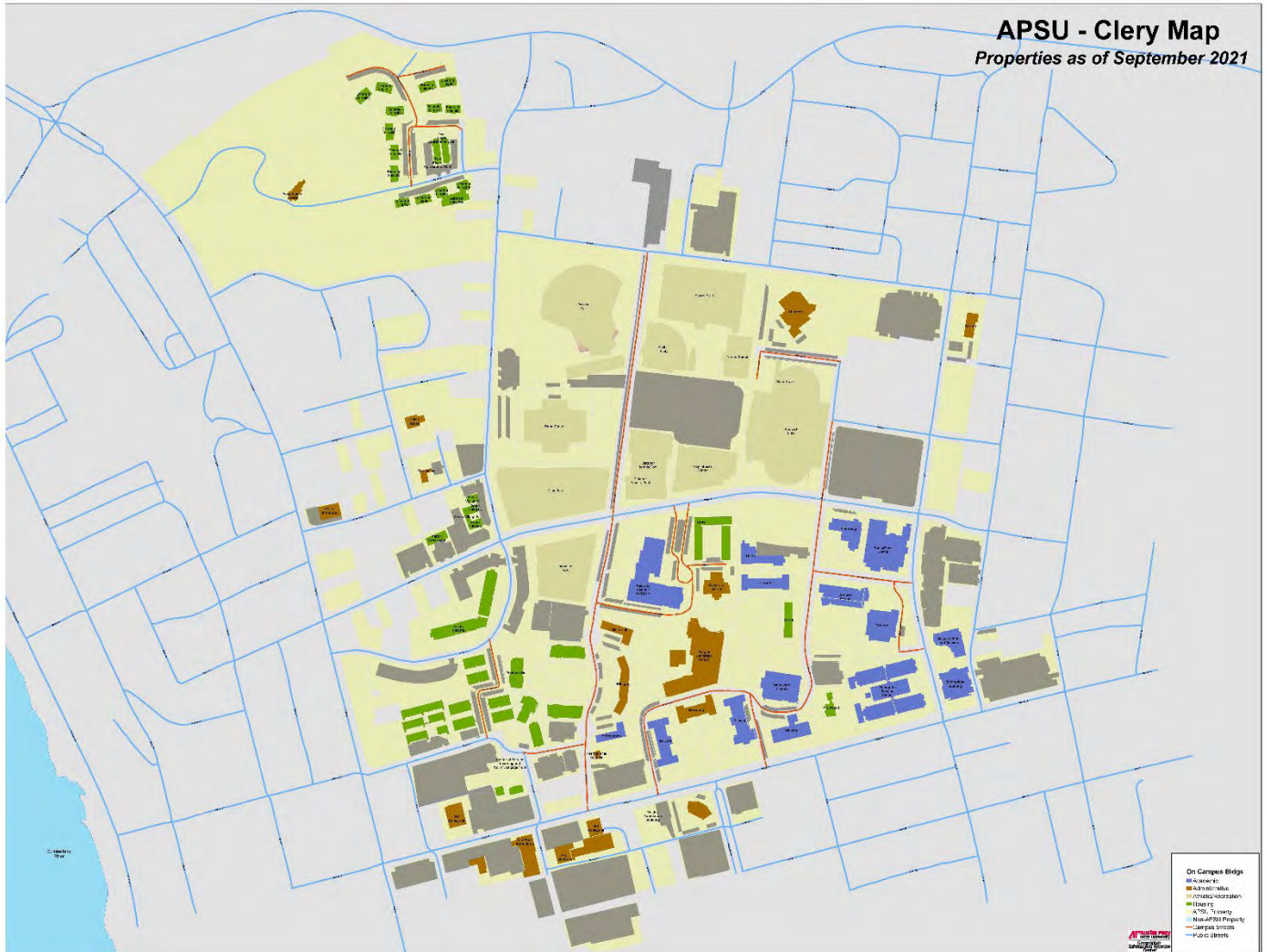
assessed for all damages resulting from their tampering with fire and safety equipment. In addition, all violators are subject to judicial action and possible criminal prosecution.

### **Fire Statistics**

APSU will publish fire statistics for each residential facility for the most recent three calendar years in the Annual Security and Fire Safety Report.



## Campus Clery Map





**APSU Center at Fort Campbell: 203 Bastogne Ave., Ft Campbell, KY 42223**



**Fraternity House: Alpha Gamma Rho 227 Marion St., Clarksville, TN 37040**







**Fraternity House: Sigma Phi Epsilon, 218 S. Seventh St., Clarksville, TN 37040**





**Fraternity House: Sigma Chi Housing Corporation, 224 Marion St., Clarksville, TN 37040**



**Fraternity House: Pi Kappa Alpha, 518 Main St., Clarksville, TN 37040**







**Farm and Environmental Education Center, 1991 Pickens Road, Clarksville, TN 37040**

