

2024 Tom P. Haney Annual Safety and Security Report (Clery Act)

Jeanne Clery Campus Security Act Information

The federal Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act, also known as the Clery Act, requires colleges and universities, both public and private, participating in federal student aid programs to disclose campus safety information, and imposes certain basic requirements for handling incidents of sexual violence and emergency situations.

Disclosures about crime statistics and summaries of security policies are made once a year in an Annual Security and Fire Safety Report, and information about specific crimes and emergencies is made publicly available on an ongoing basis throughout the year. The report is published on Haney's website and publicized to enrolled students and members of the faculty and staff. In addition, these statistics can also be found on the U.S. Department of Education website at <https://ope.ed.gov/campussafety/#/institution/search>

Learn more at clerycenter.org.

Annual Security & Fire Safety Report

On Oct. 1 of each year, the Annual Security and Fire Safety Report ("Report") is posted in accordance with the Clery Act. An announcement is sent out campus-wide through Haney's LMS advising that the report has been published and provides a direct link to the report. These statistics are also available from the Tom P. Haney Technical College's Administration Department, which can be reached via Campus Switchboard "0" or by telephone at "850-767-5513".

The Report contains information regarding campus safety and security, including information about reporting crimes and collaboration with other law enforcement agencies. The report contains information about drug and alcohol abuse, sexual assault prevention and education and procedures regarding fire safety. The report contains three calendar years of reported crime statistics for all properties owned, leased, or controlled by Haney and on public property immediately adjacent and accessible from the campus in compliance with the Clery Act.

Responsibilities

Campus security maintains a trained School Resource Officer who is employed by Bay District Schools Safety and Security office. Their function is to provide surveillance, information, and advice to make Haney a safe and productive learning environment. They are also empowered to enforce laws on campus.

Haney is patrolled by deputies from the Bay County Sheriff's Department and officers from the Lynn Haven Police Department that are empowered to enforce laws on campus.

Student Services plays an important role in crime prevention and student safety. This is done by promoting security consciousness among all students and enforcing student regulations as outlined in the Student Handbook.

Students have the greatest opportunity to prevent crime on campus. They must exercise their responsibility by understanding and complying with Haney regulations and policies at all times and reporting any suspicious activity to a school administrator or school resource officer.

Haney Employees play a role in crime prevention. They must be vigilant to observe and report suspicious persons and activities to school administrators or the school resource officer. Situations or criminal activity that appear to present an immediate danger must be reported directly to the police department via dialing 911 or by using the Campus Shield App.

Crime Log

In compliance with the Clery Act, the BDS Safety and Security Department maintains a crime log. The crime log includes the crime, date, time and general location. It is updated regularly and maintained for at least 60 days. Older entries may be made available to the public upon request with the Safety and Security Department. Any person may have supervised access to the log regardless of their association with Haney. The Department is accessible by telephone at "850-767-4321".

In special instances, Haney may temporarily withhold inspection or copying of any crime log if it contains confidential information, pertains to an ongoing investigation, jeopardizes the safety of an individual, could cause a suspect to flee or evade detection or result in evidence tampering or destruction.

Campus Security Policies

School policies and procedures related to campus security and Clery Act disclosures are outlined in the Bay District Schools School Board Policy Manual, available at www.bay.k12.fl.us/district-policies.

Policies exist to ensure that reports are made timely to the campus community, and the annual crime statistics disclosures are prepared appropriately. Also found there is a list of titles of each person or office to whom students, and employees who are victims, witnesses or perpetrators should report criminal offences.

Additionally, the policies contain statements regarding campus security and facilities access, particularly how it pertains to law enforcement authority, jurisdiction, and the working relationship between personnel and relevant policing agencies.

Haney also is subject to Voluntary Confidential Reporting Procedures (Pastoral & Professional Counselors). Counselors adhere to the outlined procedures in accordance with Federal and State law. Students and employees are informed about campus security practices and procedures annually and on an as needed basis. They are encouraged to be responsible for their own security and for the security of those around them.

Haney strictly adheres to Federal and state laws regarding the possession, use and sale of alcoholic beverages and illegal drugs on campus. Drug or alcohol-abuse education programs are available, as required under the Drug-Free Schools and Communities Act of 1989.

Policies are in place to minimize and prevent dating violence, domestic violence, sexual assault, and stalking.

Programs & campaigns to promote awareness of Sexual Assault Domestic Violence, Dating Violence, & Stalking include the National Domestic Violence Hotline at 800-799-7233 and The National Sexual Assault Hotline at 800-656-4673. In the event of sexual assault, domestic violence, dating violence or stalking victims should report immediately to school administration or the school resource officer. The preservation of evidence is paramount and may assist in proving that the alleged criminal offense occurred and may be helpful in pursuing legal action.

Haney will protect the confidentiality of victims and other necessary parties while completing publicly available recordkeeping without the inclusion of personally identifying information about the victim, as defined in section 40002(a)(20) of the Violence Against Women Act of 1994 (42 U.S.C. 13925(a)(20)); and maintain as confidential any accommodations or protective measures provided to the victim, to the extent that maintaining such confidentiality would not impair the ability of Haney to provide the accommodations or protective measures.

Haney will provide written notification to students and employees about existing counseling, health, mental health, victim advocacy, legal assistance, visa and immigration assistance, student financial aid, and other services available for victims, both within the institution and in the community, including a written notification about options for available assistance regarding protective measures. Accommodations will be made to provide protective measures if they are reasonably available and requested by the victim.

Policies and procedures regarding disciplinary action are laid out in Bay District Schools School Board Policy Manual, available at www.bay.k12.fl.us/district-policies.

Sex Offender Registration law enforcement agency information is provided under section 121 of the Adam Walsh Child Protection and Safety Act of 2006 (42 U.S.C. 16921), concerning registered sex offenders may be obtained. Policy regarding missing student notification procedures are laid out in Bay District Schools School Board Policy Manual, available at www.bay.k12.fl.us/district-policies.

Policy regarding emergency response and evacuation procedures are laid out in Bay District Schools School Board Policy Manual, available at www.bay.k12.fl.us/district-policies.

Reporting Crimes and other Emergencies

Haney encourages prompt and accurate reporting of all crimes to the Security Department and associated police agencies.

Timely Warnings and Emergency Notifications

Appropriate timely warning and emergency notifications are issues to all students, and employees of Haney in accordance with Bay District Schools policy and applicable laws.

Clery Geography

The Clery Act requires that Haney discloses Clery crimes based on where the crimes occur. These property designations are known as "Clery Geography." The Clery Act has designated three geographic categories for reporting. Crimes that occur outside of the three geographic categories are not subject to the Clery Act annual reporting requirements or to the community notification requirements.

- *On-campus property*: On campus refers to property that is owned or controlled by Haney and is within the same generally connected area. This includes academic and administrative buildings, athletic and event facilities. Haney does not have any residence halls.
- *Non-campus property*: This is property that is owned or controlled by Haney, is used in direct support of, or in relation to, Haney’s educational mission, is frequently used by students, and is not generally connected to main campus. This includes property owned or controlled by a registered student organization.
- *Public property*: Public property includes thoroughfares, streets, sidewalks and parking facilities that are within campus or immediately next to or accessible to campus and on-campus property. The Department of Education uses a “sidewalk/street/sidewalk” rule to determine the boundary of public property in most cases.

Clery Act Crime Definitions

Murder/Non-Negligent Manslaughter

The willful (non-negligent) killing of one human being by another. NOTE: Deaths caused by negligence, attempts to kill, assaults to kill, suicides, accidental deaths, and justifiable homicides are excluded.

Negligent Manslaughter

The killing of another person through gross negligence.

Robbery

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

Aggravated Assault

An unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury. This type of assault usually is accompanied by the use of a weapon or by means likely to produce death or great bodily harm. It is not necessary that injury result from an aggravated assault when a gun, knife or other weapon is used which could or probably would result in a serious potential injury if the crime were successfully completed.

Burglary

The unlawful entry of a structure to commit a felony or a theft. For reporting purposes this definition includes: unlawful entry with intent to commit a larceny or a felony; breaking and entering with intent to commit a larceny; housebreaking; safecracking; and all attempts to commit any of the aforementioned.

Motor Vehicle Theft

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

Arson

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

Weapon Law Violations

The violation of laws or ordinances dealing with weapon offenses, regulatory in nature, such as: manufacture, sale, or possession of deadly weapons; carrying deadly weapons, concealed or openly; furnishing deadly weapons to minors; aliens possessing deadly weapons; all attempts to commit any of the aforementioned.

Drug Abuse Violations

Violations of state and local laws relating to the unlawful possession, sale, use, growing, manufacturing, and making of narcotic drugs. The relevant substances include: opium or cocaine and their derivatives (morphine, heroin, codeine); marijuana; synthetic narcotics (Demerol, methadone's); and dangerous non-narcotic drugs (barbiturates, Benzedrine).

Liquor Law Violations

The violation of laws or ordinance prohibiting: the manufacture, sale, transporting, furnishing, possessing of intoxicating liquor; maintaining unlawful drinking places; bootlegging; operating a still; furnishing liquor to minor or intemperate person; using a vehicle for illegal transportation of liquor; drinking on a train or public conveyance; all attempts to commit any of the aforementioned. (Drunkness and driving under the influence are not included in this definition.)

NOTE: The above listed crime definitions from the Uniform Crime Reporting Handbook

Sex Offenses

Any sexual act directed against another person, without the consent of the victim, including instances where the victim is incapable of giving consent.

Rape

The penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim, including instances in which the victim is incapable of giving consent.

Fondling

The touching of the private body parts of another person for the purpose of sexual gratification, forcibly and/or against that person's will; or, not forcibly or against the person's will where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental incapacity.

Incest

Non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.

Statutory Rape

Non-forcible sexual intercourse with a person who is under the statutory age of consent.

NOTE: The above listed crime definitions from the Uniform Crime Reporting Handbook, 2013 Revised UCR definition of Rape, as prescribed by 2014 VAWA Negotiated Rulemaking Final Consensus Language.

Hate Crimes

The university is also required to report statistics for hate (bias) related crimes by the type of bias as defined below for the following classifications: murder/non-negligent manslaughter, negligent manslaughter, sex offenses, robbery, aggravated assault, burglary, motor vehicle theft, arson (see definitions above) and larceny, vandalism, intimidation, and simple assault (see definitions below).

Larceny

The unlawful taking, carrying, leading, or riding away of property from the possession or constructive possession of another.

Vandalism

To willfully or maliciously destroy, injure, disfigure, or deface any public or private property, real or personal, without the consent of the owner or person having custody or control by cutting, tearing, breaking, marking, painting, drawing, covering with filth, or any other such means as may be specified by local law.

Intimidation

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

Simple Assault

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

If a hate crime occurs where there is an incident involving intimidation, vandalism, larceny, simple assault or other bodily injury, the law requires that the statistic be reported as a hate crime even though there is no requirement to report the crime classification in any other area of the compliance document.

A hate or bias related crime is not a separate, distinct crime, but is the commission of a criminal offense which was motivated by the offender's bias. For example, a subject assaults a victim, which is a crime. If the facts of the case indicate that the offender was motivated to commit the offense because of his bias against the victim's race, sexual orientation, etc... the assault is then also classified as a hate/bias crime.

Other Offenses (VAWA)

Dating Violence

Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim:

1. The existence of such a relationship shall be determined based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship.
2. For the purpose of this definition, dating violence includes but is not limited to, sexual or physical abuse or the threat of such abuse and does not include acts covered under the definition of domestic violence.

Domestic Violence

A felony or misdemeanor crime of violence committed:

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

Stalking

Engaging in a course of conduct directed at a specific person that would cause a reasonable person to:

1. Fear for the person's safety or the safety of others; or
2. Suffer substantial emotional distress.
3. For the purpose of this definition, Course of conduct means two or more acts, including, but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method device, or means follows, monitors, observes, surveils, threatens, or communicates to or about, a person, or interferes with a person's property. Substantial emotional distress means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling. Reasonable person means a reasonable person under similar circumstances and with similar identities to the victim.
4. Report the location as where a perpetrator engaged in the stalking course of conduct or where a victim first became aware of the stalking.
5. Report any additional behaviors that meet the above definition of Stalking if they occur or continue to occur after an official intervention has been put in place, including, but not limited to, an institutional disciplinary action or the issuance of a no contact order, restraining order or any warning by the institution or court.

NOTE: Additions from 2014 VAWA Negotiated Rulemaking Final Consensus Language

Hate Crimes

Hate crimes are all of the above crimes and crimes of larceny-theft, simple assault, intimidation, vandalism/damage/destruction of property, motivated by a bias from one of the bias categories. Bias categories are defined by law.

When a student or employee reports that they has been a victim of a crime under the Clery Act, whether the offense occurred on or off campus, Haney will provide the student or employee a written explanation of the student's or employee's rights and options.

Victims have the right to report crimes to campus police or local law enforcement without fear of retaliation and can request that their identity be kept confidential in certain situations. Haney must inform victims of their rights to access counseling and support services. Victims can be informed about their rights in campus disciplinary proceedings and have the right to receive timely warnings about crimes that pose a continuing threat. In certain circumstances, changes in academic arrangements are available on a case-by-case basis as a protective measure.

Campus Location: 3016 HWY 77 PANAMA CITY, FL 32405

ON-CAMPUS STUDENT HOUSING FACILITIES

This institution does not provide On-campus Student Housing Facilities.

LOCAL POLICE CRIME STATISTICS

Local police crime statistics are included with the campus's statistics.

SECURITY OFFICER

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LEAD TITLE IX COORDINATOR

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Clery Reportable Crimes on campus	2021	2022	2023	Total
Murder	0	0	0	0
Manslaughter	0	0	0	0
Forcible Sex Offences	0	0	0	0
Non-Forcible Sex Offences	0	0	0	0
Robbery	0	0	0	0
Aggravated Assault	0	0	0	0
Burglary	0	0	0	0
Arson	0	0	0	0
Motor Vehicle Theft	0	0	0	0
Domestic Violence	0	0	0	0
Stalking	0	0	0	0
Alcohol Offences	0	0	0	0
Drug Offences	0	0	0	0
Illegal Weapons Offences	0	0	0	0

Clery Reportable Crimes Public Property	2021	2022	2023	Total
Murder	0	0	0	0
Manslaughter	0	0	0	0
Forcible Sex Offences	0	0	0	0
Non-Forcible Sex Offences	0	0	0	0

Robbery	0	0	0	0
Aggravated Assault	0	0	0	0
Burglary	0	0	0	0
Arson	0	0	0	0
Motor Vehicle Theft	0	0	0	0
Domestic Violence	0	0	0	0
Dating Violence	0	0	0	0
Stalking	0	0	0	0
Alcohol Offences	0	0	0	0
Drug Offences	0	0	0	0
Illegal Weapons Offences	0	0	0	0

*Note: Crime statistics included here are compiled by the Lynn Haven Police Department.