SAINT MARY'S
COLLEGE OF CALIFORNIA

Annual Security & Fire Safety Report

October 1, 2026

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Preamble

In 1990, Congress enacted the *Crime Awareness and Campus Security Act of 1990* (Title II of Public Law 101-542), which amended the *Higher Education Act of 1965 (HEA)*. This act required all postsecondary institutions participating in *HEA*'s Title IV student financial assistance programs to disclose campus crime statistics, safety and security information. The act was amended in 1992, 1998, 2000 and 2008. The 1998 amendments renamed the law the *Jeanne Clery Disclosure of Campus Security Policy and Campus Crimes Statistics Act* in memory of Jeanne Clery, a Lehigh University student who was fatally assaulted on campus in 1986.

On March 7, 2013, the *Violence Against Women Reauthorization Act of 2013 (VAWA)* (Public Law 113-14) was signed into law. *VAWA* includes amendments to the *Clery Act*. These changes require institutions to disclose statistics, policies and programs related to dating violence, domestic violence, sexual assault and stalking among other changes. Clarifications to questions and were addressed in the new handbook in 2016.

In 2020, the Act was amended to clarify how campuses deal with Title IX incidents. In addition, a bill was introduced in 2021 to address hazing on campuses and how such incidents are to be reported.

In 2024, Congress enacted a law Stop Hazing Act, and shortened the name of the original name of Crime Awareness and Campus Security Act of 1990, which is now called the *JEANNE CLERY and CAMPUS SAFETY ACT.*

The Saint Mary's Office of Campus Safety and Transportation leads the effort and is responsible for the preparation and distribution of the Annual Security and Fire Safety Report. Campus Safety works closely with Residential Experience, the Office of Community Life, Facilities, Human Resources, the Title IX Support and Compliance Office, and local law enforcement to ensure that all information is accurately included within the report. The campus crime, arrests and referral statistics listed in the Clery report are those reported to the Office of Campus Safety and Transportation, campus officials or the departments listed above.

Current and prospective students and employees may access this report via the campus website - Annual Security Report.

Paper copies may also be obtained by Campus Safety or by calling 925-631-4052. An institutional wide email is sent each year when a new report is published.

Mission Statement

The mission of Saint Mary's College is to know the traditions of the liberal arts, to test their boundaries through ongoing exploration, and to hand on to successive generations the tools and discoveries of this quest. By these means, the institution pursues the aims of all liberal learning: to seek knowledge for its own sake and to prepare for civic leadership.

Saint Mary's College carries out this mission through undergraduate programs in the arts and sciences and postgraduate programs in the closely related professions of education, counseling, and law. Saint Mary's College mounts these programs as both separately valid and mutually supportive enterprises. In all its endeavors it seeks to be a community of scholars who are alive to inquiry, open to diversity, and disciplined to work in an interdependent world.

Core Themes

- We are a community of faith in the presence of God.
- We are a community that integrates theory and practice within the overall educational experience through critical thinking and as scholars vigorously committed to quality education.
- We are a community that commits itself to diversity and an inclusive community.
- We are a community that cultivates leadership and engagement in a complex and interdependent world with respect for all persons.
- Saint Mary's College is concerned about the safety and welfare of all campus members and guests and commits itself to promoting a safe and secure environment.

College Relationship with Local Law Enforcement

Saint Mary's College is located within the City of Moraga, CA. and is under the law enforcement jurisdiction of the Moraga Police Department. The College maintains a positive relationship with the local police. Campus Safety personnel call upon the police for assistance when limited resources of the Office of Campus Safety and Transportation are not adequate to meet the needs of the college in response to a major crime or incident on campus. The Moraga Police Department will typically respond to the campus when a major crime has occurred and will assume a lead role for investigative purposes and assist the Office of Campus Safety and Transportation in its investigation.

Under certain conditions, the Office of Campus Safety and Transportation submits criminal investigation reports to the Moraga Police Department, whereby they automatically become part of its record-keeping system. Most serial numbers of property stolen from campus are then reported through the Moraga Police Department.

Campus Safety and Transportation

Campus Safety reports to the Vice President for Student Life. Campus Safety works closely with all departments of the College to ensure that safety policy and procedures are uniformly executed and conveyed in a clear and consistent manner to all the College's students, faculty, and staff.

Campus Safety officers and dispatchers are responsible for providing a range of safety services including criminal investigations and reports, responding to medical emergencies, fire emergencies, traffic accidents, safety escorts, and enforcement of all College policies, including those pertaining to alcohol use, drug use, and weapons possession.

Campus Safety Officers receive training in safety and security best practices, emergency management, CPR and first aid, de-escalation, and parking enforcement.

The Office of Campus Safety and Transportation is located at the Main Gate or entrance to the Saint Mary's College with administrative offices in Assumption Hall. Patrol officers are on duty 24 hours/day, 365 days/year. All criminal activity, suspicious activity, and other emergencies on campus should be reported by calling 925-631-4282. Emergencies can also be reported to Moraga Police Department and other off campus resources by calling 9-1-1.

Information on Registered Sex Offenders

The federal Campus Sex Crimes Prevention Act was enacted on October 28, 2000. The law requires institutions of higher education to issue a statement advising the campus community where law enforcement agency information provided by a State concerning registered sex offenders may be obtained. That information is available through the Contra Costa Sheriff's Office at Megan's Law - Registered Sex Offenders | Contra Costa Sheriff, CA. The Office of Campus Safety and Transportation can aid with accessing this information.

Procedures for Reporting Incidents

Saint Mary's College strongly encourages immediate reports of crimes or observed unsafe conditions. All criminal activity, suspicious activity, threatening behaviors, and other emergencies on campus should be reported by calling 925-631-4282. Emergencies can also be reported to Moraga Police Department by calling 9-1-1 or 925-888-7050. Prompt reporting ensures a timely response, the consideration and issuance of a Timely Warning or an Emergency Notification required by the Clery Act and to ensure a timely resolution to the matter.

Confidential Reporting Resources

Confidential resources include mental health providers, certified rape crisis counselors and ordained clergy, all of whom have privileged confidentiality by law. The incidents received by these people will be reported to Campus Safety for statistical purposes only, while the reporting party information will remain confidential unless one of the following conditions exists:

- The complainant gives permission to share such information.
- There is an imminent threat of harm to self or others.
- The conduct involves suspected abuse of a minor under the age of 18.
- As required by court order.

While the above persons are not required by law to report such crimes, we encourage counselors and professional exempt personnel to inform victims of crimes to also report such incidents to Campus Safety to help mitigate further potential incidents.

Campus Security Authorities and Related Duties

The Jeanne Clery Act directs campuses to identify and define the roles of Campus Security Authorities. Crimes that occur on campus may be reported to any Campus Security Authority (CSA), as defined by the *Clery Act*. A CSA is defined as:

1. A member of the campus security department of an institution.
2. Any individual or individuals who have responsibility for campus security, other than those members under paragraph (1) of this definition, such as an individual who is responsible for monitoring entrance into institutional property.
3. Any individual or organization specified in an institution's statement of campus security policy as an individual or organization to which students and employees should report criminal offenses.
4. An official of an institution who has significant responsibility for student and campus activities, including, but not limited to, student housing, student discipline, and campus judicial proceedings.

In addition to Campus Safety officers, the following CSAs for Saint Mary's College have been designated as the preferred people to whom reports can be made.

- Associate Vice President and Dean of Students
- Title IX Officer
- Student Health Center Staff
- Athletic Coaches
- Dean of Students
- Director of Campus Housing
- Resident Advisors
- Resident Directors
- Director of Athletics
- Deputy Athletic Director
- Director of Campus Safety & Transportation

The duties of a ***Campus Security Authority*** are to report to the official or office designated by the institution to collect crime report information, such as the Office of Campus Safety and Transportation, those allegations of Clery Act crimes the person receives. The CSAs are **not** responsible for investigating or reporting incidents that they overhear students talking about in a hallway; conversation that a classmate or student mentions during an in-class discussion; that a victim mentions during a speech, workshop, or any other form of group presentation; or that the CSA otherwise learns about in an indirect manner.

Under the Clery Act, a crime is considered as "reported for statistical data purposes" when it is brought to the attention of a CSA, the institution's Office of Campus Safety and Transportation, or local law enforcement personnel by a victim, witness, other third party or even the offender. It does not matter whether the individuals involved in the crime or reporting the crime are associated with the institution.

If a campus security authority, who is not a confidential reporting designee, receives a report of a Clery Act related crime, they must immediately notify the Office of Campus Safety and Transportation. Such reports from confidential sources and those made directly to Campus Safety are used for statistical data collection and evaluation of the necessity of the issuance of an emergency notification or timely warning, which is required by federal law.

Statistics included within the Annual Security Report are based upon reports of alleged criminal incidents, unless factually determined otherwise. It is not necessary for a crime to have been investigated by the Office of Campus

Safety and Transportation, Office of Student Conduct, or Title IX Director for inclusion in the Annual Security Report.

Timely Warnings and/or Emergency Notifications

Saint Mary's College believes that communicating with members of its college community is essential to maintaining a safe, secure, and crime-free environment.

Timely Warnings (Clery Act)

Pursuant to provisions in the Clery Act, Saint Mary's College will issue a timely warning as soon as pertinent information is available and when a Clery Act reportable crime is reported to Campus Safety or a designated campus security authority that occurred in a Clery Act defined geographical area, a case-by-case analysis of pertinent facts is completed, and a determination is made that an on-going or continuing threat to the community exists. This is different from an emergency notification which pertains to an imminent threat.

Clery Act crimes include Murder/Non-Negligent Manslaughter; Manslaughter by Negligence; Rape; Fondling; Incest; Statutory Rape; Robbery; Aggravated Assault; Burglary; Motor Vehicle Theft; Arson; Dating Violence; Domestic Violence; Stalking; Illegal Weapons Possession; Drug Law Violations; Liquor Law Violations and Hate Crimes.

The Director of Campus Safety (or designee) in concert with the Vice President of Student Life (or designee) and the Director of Marketing & Communications (or designee) is responsible for the decision to issue a timely warning if it is determined whether the incident, given the above conditions and analysis, meets the following criteria: (1) if the incident is a Clery Act reportable crime; (2) the incident occurred in a geographical reportable area; and (3), the incident poses a serious threat or ongoing threat to the community. The unavailability of the Director of Marketing & Communications shall not unduly delay the issuance of a Timely Warning.

Saint Mary's College will issue a timely warning to enable members of the campus community to protect themselves and aid in the prevention of similar crimes. Timely warnings will be issued as soon as the pertinent information is available unless issuing a warning will, in the professional judgment of responsible authorities, compromise efforts to assist a victim or to contain, respond to, or otherwise mitigate the situation.

If it is determined that a timely warning will be issued, the dissemination of the timely warning will be disseminated in manner that is likely to reach the entire community, including but not limited to one or more of the following methods:

- Text messages via the College's GaelSafe Mobile Alert System
- Employee and student group email distribution
- Key public area ingress/egress points to campus or building using posters or something similar

For clarification purposes and to avoid confusion between timing warnings and other safety related correspondence, a Clery Act timely warning will be titled **Timely Warning**, while others will be titled **Information Bulletin**. The Timely Warning will include the following:

- A statement that the timely warning is being issued in compliance with the Clery Act to provide preventive information and to aid members from becoming a victim of a crime.
- That a Clery Act reportable crime has occurred.
- The date, time, and location the crime occurred.

- The date of the incident.
- A description of the suspect(s), and name(s) if known, whether the suspect is still at large and evading arrest.
- Preventive information related to the type of crime which occurred and that could help others from becoming a victim of a similar crime.

A timely warning will not include the name of the victim or any information that could identify the victim of crimes of sexual violence to include rape, dating violence, domestic violence, or stalking. A timely warning will be delayed only if its issuance would compromise the apprehension of the suspect or compromise law enforcement efforts to investigate the crime. Although personally identifiable information is generally protected from disclosure under The Family Educational Rights and Privacy Act (FERPA), such information may be released in an emergency (34 CFR 99.31(b) (6) and 99.36).

Emergency Notifications

The intent of the emergency notification system is to alert community members of situations involving imminent threats. This is usually done via text messaging via the GaelSafe Mobile Alert system. An example of this would be an active shooter situation whereby such information and clear direction are of the utmost importance and concern. Community members are encouraged to ensure that their contact information is updated and current.

In addition, in the event of any immediate, significant danger to the health or safety of the College community (e.g., weather, disease outbreak, etc.), the College may issue an emergency notification. In such instances, these notifications may include the entire campus or be limited to areas deemed to be at risk.

Saint Mary's College contracts with Gael Safe Alert Technologies to provide emergency notification to all community members in the event of a natural or human-caused emergency. As soon as Office of Campus Safety and Transportation receives a credible report of a significant emergency or dangerous situation involving an immediate threat to the health or safety of community members, staff will initiate the GaelSafe Alert emergency notification system's use, and scripted messages, including, when necessary, directions to evacuate, are then delivered via text message, cell phone, office phone, home phone, college email, other email, or any combination of the above.

The Executive Director of Campus Safety and Transportation (or designee) is authorized to initiate the use of the GaelSafe Alert emergency notification system. Students and Employees can sign up at: Gael Safe App.

Residences and Access to Facilities

To ensure the privacy and enhance security of residential students during evening hours, access to the College's residential sector is restricted to Saint Mary's students and their guests. Campus Safety officers will advise uninvited residence hall visitors of this safety and privacy concern and direct those involved to other campus areas or, if necessary, will direct such individuals to leave the campus property.

During business hours, access to other College buildings is generally not restricted. During non-business hours, access may be limited due to a formal lock/unlock schedule established by the administration and facilitated by the Campus Safety Officers. During holiday breaks, access is extremely limited and only available by calling the Office of Campus Safety and Transportatio at 925-631-4282.

The Office of Facilities Services maintains the College's buildings and grounds with an utmost concern for safety and security. Staff inspect campus facilities regularly, promptly make repairs affecting safety and security, and respond to reports of potential safety and security hazards such as electrical issues, broken windows and locks. Campus Safety will assist Facilities Services personnel by reporting potential safety and security hazards. You may also call Facilities Services at 925-631-4286 to report any maintenance, safety, or security hazard.

Weapons Policy

The presence of weapons on campus poses an unacceptable risk to the health and safety of all members and guests of the Saint Mary's community. Therefore, the possession of weapons is prohibited on campus.

For the purposes of this policy the term "weapon" means any item or instrument described as a weapon in California, Contra Costa County, or the Town of Moraga statutes or ordinances; any instrument, article, or substance which is specifically designed for or potentially capable of causing death, incapacitation, or serious physical injury; any item used to harass, threaten, intimidate, assault, or batter; and any item the College deems dangerous. This includes but is not limited to firearms, firearms ammunition, explosive devices (both incendiary and chemical), ingredients with the intent to create an explosive device, knives having a blade that swings into position by force of a spring or centrifugal force (commonly known as switchblades) and knives with blades longer than three and one half inches, metal knuckles, straight razors, blackjacks, saps, sap gloves, bludgeons, martial arts stars, and weapons of the type commonly known as nunchakus.

Anyone who observes someone on the Saint Mary's campus violating this policy should immediately report the incident to the Office of Campus Safety and Transportation by calling 925-631-4282. The complainant should be prepared to provide any relevant information that caused them to observe the violation.

Campus Safety Officers have the right to secure weapons from persons in violation of this policy. These weapons will be secured at the Office of Campus Safety and Transportation until the person is prepared to remove them from campus.

Persons who possess a concealed weapons permit are **NOT** allowed to carry weapons on the private property of Saint Mary's campus. Possessing a weapon for the purpose of sport, hunting, personal protection, or any benign reason will not exempt a person from this policy.

Due to the perception of threat and subsequent disruption that can be caused by their presence, prop, replica or toy firearms may not be brought to campus unless intended to be used in connection with a scheduled, permitted event. Persons seeking to bring prop or replica firearms to campus in such circumstances will notify Campus Safety well in advance, so that they may be inspected by Campus Safety staff and confirmed as not operational prior to the time they are transported to any other campus location. Campus Safety will monitor the transport of any such prop or replica firearms to and from the events for which they are to be used.

Exemptions:

- This policy does not apply to any peace officer or other sworn law enforcement who is on duty, and who is on campus in the course of official duties.

- Potentially explosive or flammable materials used for instructional, construction, or maintenance purposes by College's personnel or authorized contractors are exempted from this policy. These materials will always be used under the supervision of College staff or authorized contract management.
- Prop or replica firearms used appropriately by the Theatre Department and starter pistols used appropriately by Athletics staff or their designees, are not intended to be regulated by this policy and may be used by the Theatre Department and Athletics without being inspected by Campus Safety.
- Prop or replica items used for approved student organization events or practices, such as fencing, are not intended to be regulated by this policy.

Alcohol and Drug Policy

Saint Mary's College seeks to ensure the health and well-being of the entire College community. Therefore, consistent with state and federal laws, including the Drug-Free Schools and Campuses Act, the College prohibits the illegal use of drugs and the abuse of alcohol, and provides opportunities for education and assistance to members of the College community.

The College prohibits the unlawful use, abuse, sale, purchase, transfer, possession, manufacture, distribution, or dispensing of drugs or alcohol by students and employees on College property or as part of any College activity. This prohibition includes cannabis products that are illegal under federal law. (As a recipient of federal funds, including federal student financial aid, the College is required to prohibit cannabis and any other substance that is illegal under federal law, regardless of the status of that substance under state law.)

In accordance with California law, the service of alcohol to or consumption by any person who is under the age of 21 or is intoxicated is prohibited. All members of the Saint Mary's community and the sponsors of any on-campus or College-sponsored activity or social event at which alcoholic beverages are served must abide by all applicable laws. Event sponsors must follow all applicable legal, regulatory and college procedures related to the service and consumption of alcohol. Alcohol may not be consumed in the course of any class, laboratory, or other activity at which attendance is required as part of a student's course or degree requirements, except in narrow circumstances previously approved by the applicable Dean.

The College expects that those employed by the College in any capacity will carry out their duties free from the influence of alcohol or other drugs.

The College maintains a Drug-Free and Alcohol-Free Workplace. (see: Employee Handbook)

Non-compliance with this policy may result in penalties up to and including expulsion from the College and termination of employment. The nature and severity of the violation will determine the progression of corrective action. If the situation warrants, expulsion or termination of employment may occur on a first offense. As required by federal law, the College reserves the right to refer students or employees for prosecution depending on the severity of the violation.

In addition to any disciplinary action that may be taken against individuals, any College-sponsored or College-supported groups that condone or encourage violations of the College's alcohol policy may be subject to discipline and possibly to dissolution.

The College also reserves the right to remove any and all persons from the College facilities or otherwise separate those persons from the institution whenever there may be a threat to the safety, health, or well-being of the College or a member of the college community.

If alcohol is consumed on campus, it must be served by an OLCC-certified server under supervision. Any such plan for serving alcohol must be approved in advance, and must be conducted in compliance with all applicable laws and regulations and other College policies.

Illegal Drugs

The Drug-Free Workplace Act of 1988 requires that any employee of the College community who has been convicted of a violation of the statute involving illegal drugs shall notify Human Resources within five days of the criminal conviction if the conduct giving rise to the conviction occurred on campus or while the member was engaged in activities sponsored by or connected to the College. The College should then make any reports to government agencies that may be required by law.

Saint Mary's College does not condone possession, use, or distribution of any illegal drugs by anyone in any campus facility. Any individual known to be possessing, using, or distributing such drugs is subject to disciplinary action and possible arrest, imprisonment, or fine according to state or federal law. The possession of marijuana, while legal in the state of California under some circumstances for persons over the age of 21, is not allowed on campus.

Cannabis policy

Although California state law permits the recreational use of cannabis for persons over the age of 21 and permits the use of medical cannabis (i.e., use by persons possessing lawfully issued cannabis cards), Saint Mary's College acts in accordance with federal law, specifically the Drug Free Schools and Community Act of 1989. Thus, the College expects students and their guests to abide by federal laws that prohibit use, distribution, or consumption of cannabis on campus by anyone of any age for any reason. Cannabis is not allowed on College property, including campus housing, and is not permitted at any College-sponsored events or activity off campus. The use, possession, or cultivation of cannabis for medical purposes is not allowed on any College property, including in on- campus housing, and is not allowed at any College-sponsored event or activity off-campus.

Alcohol and Other Drug Education Programs

Alcohol and drug counseling, rehabilitation, and employee assistance programs are available. The College encourages students and employees who might use illegal drugs or who abuse alcohol to seek appropriate assistance.

Each fall, incoming undergraduate students are required to complete an online alcohol and other drug education program prior to beginning classes. As a part of the course, students are required to review and acknowledge that they have read the campus Alcohol and Drug Policies. The course curriculum is researched-based and designed to be interactive and non-judgmental to fully engage students. During new student orientation and weekend of welcome, Student Life staff conduct sessions to explain and discuss the Student *Code of Conduct* and responsible behavior in general. Use of alcohol and other drugs and related preventive strategies are major topics during these sessions. Staff members continue group and individual discussions about alcohol and other drugs throughout the academic year as an ongoing preventive strategy.

The College draws upon the National Institute on Alcohol Abuse and Alcoholism's (NIAAA) recommendations for addressing college drinking to drive its strategies in alcohol and other drug use education and prevention. Programs and interventions that combine cognitive-behavioral skills with norms clarification and motivational enhancement have been shown to be effective with the college-aged population. The College employs these evidence-based strategies for education and prevention of excessive use of alcohol and other drugs. The use of college-specific health behavior data collected through the American College Health Association-National College

Health Assessment II (ACHA-NCHA II) is used for norms clarification and dispelling common myths regarding alcohol and other drug use by college students. This has been effective in challenging behavior and perceptions.

To help ensure a safe, healthy, and productive work environment for our employees and others, to protect Saint Mary's College of California property, and to ensure efficient operations, Saint Mary's College of California has adopted a policy of maintaining a workplace free of drugs and alcohol. This policy applies to all employees and other individuals who perform work for Saint Mary's College of California. Details can be found in the **Employee Handbook**.

A student's health, wellness, and safety are paramount to a successful collegiate experience, and as such we expect all students to abide by college policies, as well as State and Federal laws pertaining to alcohol and other drugs. College policies, including potential sanctions, related to the use of alcohol and other drugs can be found in the **Student Handbook**.

These efforts, along with consistent enforcement, communication, and policy review, provide a comprehensive approach to alcohol and other drug use prevention and education. Alcohol and other drug policies and programs are reviewed every two years. Updates to policy and programming are made based on these reviews. Institutional interventions relating to alcohol and other drug use issues are jointly managed by the Office of Community Life, Dean of Students, the Office of Campus Safety and Transportation, and the Director of Wellness Initiatives.

Emergency Response and Evacuations

Saint Mary's College of California (SMC) is committed to swift and effective emergency response and evacuation procedures to protect the campus community during crises such as fires, earthquakes, active threats, or health emergencies. Managed by the Office of Campus Safety and Transportation, these protocols align with the Jeanne Clery Campus Safety Act and are supported by local partners, including the Moraga Police Department and Moraga-Orinda Fire Department.

For life-threatening situations, dial 911 or contact Campus Safety at (925) 631-4282 (24/7). Campus Safety Officers, although not sworn officers, are trained to assess incidents, detain suspects under California Penal Code § 837, and coordinate with Moraga Police and fire services. Notifications to the community might include:

- GaelSafe Alert: Delivers instant text, email, and voice alerts for emergencies, students and employees must download the app and enroll.
- Timely Warnings: Issued via Rave Alert for ongoing threats (e.g., active shooter, fire), compliant with Clery Act requirements.
- Safety Bulletins: Issued for matters that are not imminent or rise to level of a Timing Warning, but provides safety information and increases awareness of potential trending matters.

Evacuation Procedures

General Guidelines: Evacuate immediately upon hearing sirens or receiving instructions from a GaelSafe Alert notification. Follow posted evacuation routes, available on the Emergency Management website page, and proceed to designated assembly points.

Such information may include:

- Residence Halls: Specific plans for each hall (e.g., De La Salle, Aquinas) include multiple exits and annual fire drills.

Special Circumstances:

- Earthquakes: "Drop, Cover, and Hold On" during shaking; evacuate only after tremors cease if instructed.
- Wildfires: Evacuate preemptively based on Nixle alerts (ZIP 94575) and Campus Safety guidance, prioritizing defensible space clearance.
- Active Threats: Follow "Run, Hide, Fight" protocols; evacuate if safe, otherwise shelter in place until cleared by Campus Safety.
- Support During Evacuation: The CARE Director offers confidential assistance, including housing relocations, and Campus Safety provides real-time updates.

Crime Prevention and Safety Programs

The Office of Campus Safety and Transportation works closely with the Office of Campus Experience to provide up-to-date and meaningful presentations to the residential community and during New Student Orientation and Weekend of Welcome about crime, and crime prevention strategies, on the Saint Mary's campus. Every year, Campus Safety officers make presentations in residence halls on a variety of topics including, but not limited to the following topics:

- Crime Prevention
- Personal Safety
- Fire Safety
- Residence Hall Safety and Security

The Director of Campus Safety routinely analyzes crime on campus and, according to the results of that analysis, modifies patrols and safety presentations accordingly.

Campus Safety participates in yearly safety walks, in partnership with student government.

Officers will answer requests for escorts to ensure the safety of anyone walking alone at night on campus.

The grounds crew of Facilities Services regularly monitors and responds to problems in landscaped areas of campus that may cause a safety hazard.

The College has installed, and continues to add, over one hundred (100+) security cameras at various campus locations to assist crime prevention efforts and provide valuable historical data for any crime investigation process.

One Community Responsibilities

Saint Mary's College of California (SMC) fosters a safe and secure environment through the active participation of all community members—faculty, staff, students, and visitors.

- **Prompt Reporting**: All community members are required to report crimes, suspicious activities, or emergencies immediately to the Department of Campus Safety and Transportation at (925) 631-4282 or by dialing 911 for life-threatening situations. Reports can also be submitted via the online incident form on Gael Safe.
- **Awareness and Compliance**: Adhere to College policies, including the weapons prohibition and alcohol/drug regulations, to maintain a safe campus. Participate in mandatory safety trainings (e.g., "Run, Hide, Fight") and evacuation drills scheduled annually.
- **Bystander Intervention**: Take reasonable steps to intervene safely in potential incidents of violence or harassment, as encouraged during workshops led by Campus Safety.
- **Cooperation with Authorities**: Assist Campus Safety Officers and Moraga Police during investigations or evacuations, providing accurate information to support timely responses. Participate in joint training with local emergency personnel.
- **Personal Preparedness**: Maintain personal emergency kits (water, food, flashlight) and familiarize yourself with evacuation routes and assembly points, available.

Missing Student Procedures

CAMPUS SAFETY

(925) 631-4282

Assumption Hall

psadmin@stmarys-ca.edu

Saint Mary's College of California (SMC) is committed to the safety and well-being of all students, particularly those residing in on-campus housing. If a member of the college community has reason to believe a student is missing, or receives a report from another party that a student is missing, they should immediately notify the Department of Campus Safety and Transportation, the Dean of Students at (925) 631-4238, or Residential Experience at (925) 631-4236, whether or not the students resides on-campus. All reasonable efforts will be made to locate the student to determine their state of health and well-being. If the student is a resident of campus, Campus Safety may conduct a welfare check and enter into the student's room.

If the student is an off-campus residence, Campus Safety will enlist the aid of the police agency having jurisdiction.

All students have the option to identify a "confidential contact:" an individual to be contacted by College officials in the event a student is determined to be missing for more than 24 hours. If a student has identified such an individual, College officials will notify that individual no later than 24 hours after the student is determined to be missing. Students who wish to identify a confidential contact can do so by completing the information on the "Student Emergency Information" provided by Saint Mary's College upon application. Students are responsible for updating the College with this information as necessary.

College officials endeavor to determine the student's whereabouts through contact with friends, associates, and/or employers of the student. College officials will try to determine whether or not the student has been

attending classes, labs, recitals, and scheduled organizational or academic meetings, or appearing for scheduled work shifts. If located, verification of the student's state of health and intention of returning to the campus will be made. When and where appropriate, a referral will be made to campus and/or community resources.

If not located, notification will be made to the student's emergency contact on file to determine if they know of the whereabouts of the student. The emergency contact is gathered from information submitted at the time of application. Notice will also be made to the Moraga Police Department for on-campus residents and the appropriate law enforcement agency for off-campus residents, within 24 hours of receiving the initial report. The original reporting party will be assisted to make an official missing person report to the law enforcement agency, if the reporting party desires. If the missing student is under the age of 18 and is not an emancipated individual, College officials will notify the student's parent or legal guardian immediately after it is determined that the student has been missing for more than 24 hours or overnight, whichever is shorter.

Campus Safety will cooperate, aid, and assist the primary investigative agency in all ways prescribed and allowed by law. Missing Student Procedures and other student related protocols can be found in the Student Handbook here: Student Handbook.

Sex/Gender-Based Misconduct & Sexual Violence

Saint Mary's College of California (SMC) is committed to fostering an inclusive environment free from sex- and gender-based discrimination, harassment, sexual misconduct, and retaliation. This aligns with Title IX of the Education Amendments of 1972, the Violence Against Women Act (VAWA) Reauthorization of 2022, and the Jeanne Clery Campus Safety Act. The College's Sex-Based Discrimination, Sexual Harassment, Sexual Misconduct, & Retaliation Policy (effective for incidents on or after August 1, 2024) prohibits such conduct and ensures prompt, equitable responses. For incidents before August 1, 2024, prior policies apply—contact the Title IX Coordinator for archived versions.

The Title IX Support and Compliance Office (925-631-4055, jev7@stmarys-ca.edu), located in Dante 112, oversees these matters. All staff and faculty are mandated reporters under California Senate Bill 493.

Affirmative Consent

Knowing (conscious), and voluntary, and clear permission by word or action to engage in sexual activity. Individuals may perceive and experience the same interaction in different ways. Therefore, it is the responsibility of each party to determine that the other has consented before engaging in the activity.

- If consent is not clearly provided prior to engaging in the activity, consent may be ratified by word or action at some point during the interaction or thereafter, but clear communication from the outset is strongly encouraged.
- For consent to be valid, there must be a clear expression in words or actions that the other individual consented to that specific sexual conduct. Consent is evaluated from the perspective of what a reasonable person would conclude are mutually understandable words or actions.
- Reasonable reciprocation can be implied consent. For example, if someone kisses you, you can kiss them back (if you want to) without the need to explicitly obtain their consent to being kissed back.
- Consent can also be withdrawn once given, as long as the withdrawal is reasonably and clearly communicated. If consent is withdrawn, sexual activity should cease within a reasonably immediate time.

- Silence or the absence of resistance alone should not be interpreted as consent. Consent is not demonstrated by the absence of resistance. While resistance is not required or necessary, it is a clear demonstration of non- consent.
- Consent to some sexual contact (such as kissing or fondling) cannot be presumed to be consent for other sexual activity (such as intercourse).
- A current or previous intimate relationship is not sufficient to constitute consent.
- If a person expresses conditions on their willingness to consent (e.g., use of a condom) or limitations on the scope of their consent, those conditions and limitations must be respected.
- If a sexual partner shares the clear expectation for the use of a condom, or to avoid internal ejaculation, and those expectations are not honored, the failure to use a condom, removing a condom, or internal ejaculation can be considered acts of sexual assault.
- Proof of consent or non-consent is not a burden placed on either party involved in an incident. Instead, the burden remains on the College to determine whether its Policy has been violated. The existence of consent is based on the totality of the facts and circumstances evaluated from the perspective of a reasonable person in the same or similar circumstances, including the context in which the alleged incident occurred and any similar previous patterns.
- Going beyond the boundaries of consent is prohibited. Thus, unless a sexual partner has consented to slapping, hitting, hair pulling, strangulation, or other physical roughness during otherwise consensual sex, those acts may constitute dating violence or sexual assault.

Definitions and Prohibited Conduct

Prohibited conduct creates a hostile environment or denies equal access to education/employment. Key definitions (aligned with Title IX and VAWA) include:

- **Sexual Harassment**: Unwelcome conduct based on sex (including pregnancy, sexual orientation, gender identity) that is severe, pervasive, or objectively offensive, such as quid pro quo demands or hostile environments.
- **Sexual Assault**: Non-consensual sexual contact or penetration (e.g., rape, fondling, incest, statutory rape per FBI UCR standards).
- **Dating Violence**: Violence committed by a person in a romantic/intimate relationship with the victim, considering relationship length, type, and interaction frequency.
- **Domestic Violence**: Felony/misdemeanor violence by a current/former spouse, intimate partner, co-parent, or cohabitant.
- **Stalking**: Repeated conduct causing reasonable fear for safety or substantial emotional distress.
- **Retaliation**: Adverse actions against those reporting or participating in proceedings.

Consent requires affirmative, voluntary agreement; incapacitation (e.g., due to alcohol/drugs) negates consent. Full definitions are in the policy at www.stmarys-ca.edu/title-ix/policy-procedures.

Notice of Nondiscrimination and Retaliation Prohibition

SMC does not discriminate on the basis of sex in education programs or activities. Retaliation is strictly prohibited against anyone reporting, opposing, or participating in investigations. Violations may result in disciplinary action up to termination/expulsion.

Reporting a Complaint

- **How to Report**: Submit to the Title IX Coordinator (Jess Varga, 925-631-4055) or any Deputy Coordinator. For emergencies, call Campus Safety (925-631-4282) or 911. Use the online form at www.stmarys-ca.edu/title-ix/report for non-urgent reports.
- **Anonymous/Confidential Options**: Anonymous reports are accepted but limit investigation; confidential reports (e.g., to CARE Director or counselors) protect privacy except for mandated disclosures. Professional/pastoral counselors are exempt from reporting.
- **Timelines**: Reports should be prompt, but no deadline exists. TIXSCO responds within 10 business days.

The Sexual Misconduct Policy applies to all Saint Mary's community members, including students, faculty, administrators, staff, volunteers, vendors, independent contractors, visitors, and any individuals regularly or temporarily employed, studying, living, visiting, conducting business or having any official capacity with the College or on college property. This policy always applies to the conduct of all Saint Mary's community members, regardless of location. Some specific procedures, however, apply only in more limited circumstances. The means for support and intervention by the College depend on the relationship of the person to the College.

A Reporting Party is encouraged to report misconduct regardless of where the incident occurred, or who committed it. Even if the College does not have jurisdiction over the Respondent, the College will still take prompt action to attempt to provide for the safety and well-being of the Reporting Party and the broader campus community.

Medical Assistance at Saint Mary's College of California

Saint Mary's College of California (SMC) is dedicated to ensuring the health and safety of its community by providing robust medical assistance options during emergencies and routine needs. Managed in coordination with the Department of Campus Safety and Transportation and local emergency services.

Emergency Medical Response

- **Immediate Action**: For life-threatening emergencies (e.g., severe injury, heart attack), dial 911 or contact Campus Safety at (925) 631-4282 (24/7). Campus Safety Officers will respond promptly and coordinate with the Moraga-Orinda Fire Department for ambulance services.
- **On-Site Assessment**: Officers are trained to provide initial first aid (e.g., CPR, bleeding control) until professional medical help arrives, enhancing response time on campus.
- **Notification**: Emergency contacts (via Gael Safe) and timely warnings (if applicable) are issued for campus-wide health crises (e.g., infectious disease outbreaks).

On-Campus Medical Resources

- **Student Health Center**: Located on the first floor of Augustine Hall (925-631-4254), offers urgent medical care services (Monday-Friday, 9:00 AM-4:30 PM) to all students. Services include support for sexual assault survivors (e.g., STI testing and post-exposure prophylaxis coordination).
- **Campus Assault, Response, and Education (CARE) Director**: Provides confidential advocacy and referrals for medical care (925-631-4193), available 24/7 for trauma-related support.
- **Counseling Services**: Offers mental health support (925-631-4257) for stress or trauma, integrated with medical referrals.

Off-Campus Support

- **Moraga-Orinda Fire Department**: Responds to all 911 calls, providing advanced life support and transport to local hospitals (e.g., John Muir Medical Center, 10 miles away).
- **Local Hospitals**: Nearby facilities include Kaiser Permanente (Walnut Creek, 12 miles) for specialized care.
- **Collaboration**: Campus Safety shares weekly incident reports with Moraga PD, ensuring seamless medical coordination during large-scale emergencies.

Procedures for Medical Emergencies

1. **Report**: Call 911 or Campus Safety immediately with location and details.
2. **Stay Safe**: Avoid moving injured persons unless in immediate danger; follow officer guidance.
3. **Follow-Up**: Visit the Health Center or CARE Director for aftercare, including documentation for insurance or Title IX purposes if applicable.

Sexual Assault Reporting to Law Enforcement

Saint Mary's College of California (SMC) is committed to supporting victims of sexual assault by facilitating access to law enforcement and ensuring compliance with the Jeanne Clery Campus Safety Act and Title IX regulations.

Reporting Options

- **Immediate Reporting**: Victims or witnesses of sexual assault should contact the Office of Campus Safety and Transportation at (925) 631-4282 (24/7) or dial 911 for emergency response. Campus Safety Officers will respond, provide initial support, and coordinate with the Moraga Police Department.
- **Non-Emergency Reporting**: For incidents not requiring immediate action, submit a report online via the Campus Safety website or contact the Title IX Support and at (925) 631-4055 (jev7@stmarys-ca.edu).
- **Confidential Support**: Victims may consult the Campus Assault, Response, and Education (CARE) Director (925-631-4193) for guidance before deciding to report, though this does not initiate a law enforcement process unless requested.

Coordination with Law Enforcement

- **Moraga Police Department**: As the primary law enforcement agency with jurisdiction over campus, Moraga PD investigates sexual assault reports. Campus Safety forwards all relevant details to Moraga PD within 24 hours of a report, ensuring a seamless transition.

- **Evidence Preservation**: Victims are advised to avoid showering, changing clothes, or cleaning the scene to preserve evidence. Campus Safety can arrange transport to John Muir Medical Center (10 miles away) for a forensic exam if requested.
- **Timely Warnings**: If a sexual assault poses an ongoing threat, Campus Safety issues a Clery Act-compliant timely warning via Gael Safe (text/email/voice) to the campus community.

Legal Considerations

- **California Law**: Sexual assault is a felony under Penal Code § 261 (rape) and related statutes (e.g., § 243.4 for sexual battery). Reporting is voluntary, but failure to report ongoing risks may violate College policy.
- **Confidentiality Limits**: Law enforcement reports are public records under California law; however, initial Campus Safety reports can be confidential unless involving Title IX (mandatory reporting to the Title IX Coordinator).
- **Statute of Limitations**: No time limit for reporting to Campus Safety or TIXSCO, though criminal prosecution may be limited (e.g., 10 years for rape under Penal Code § 801.1).

Support and Resources

- **Medical Assistance**: The Health Center (925-631-4370) or CARE Director can coordinate forensic exams and counseling referrals.
- **Legal Advocacy**: Victims may request a victim advocate through Moraga PD or the CARE Director.
- **No-Contact Orders**: A no-contact order may be issued between disputing parties while investigative measures are underway.

Title IX Coordinator Responsibilities

Saint Mary's College of California (SMC) designates a Title IX Coordinator to oversee compliance with Title IX of the Education Amendments of 1972, the Violence Against Women Act (VAWA) Reauthorization of 2022, and the Jeanne Clery Campus Safety Act. The Coordinator ensures a safe, equitable environment free from sex- and gender-based discrimination, harassment, and misconduct.

- **Policy Oversight**: Administers and updates the Sex-Based Discrimination, Sexual Harassment, Sexual Misconduct, & Retaliation Policy (effective August 1, 2024), ensuring alignment with federal and state laws. Reviews policy annually and maintains archived versions for pre-August 2024 incidents.
- **Complaint Management**: Receives, reviews, and investigates reports of sex-based misconduct (e.g., sexual assault, dating violence, stalking) submitted via (925) 631-4055, jev7@stmarys-ca.edu, or the online form at www.stmarys-ca.edu/title-ix/report. Responds within 10 business days.
- **Supportive Measures**: Coordinates non-disciplinary accommodations (e.g., academic adjustments, no-contact orders, housing relocations) for complainants and respondents, available upon report without requiring a formal complaint.
- **Training and Education**: Oversees mandatory Title IX training for students, faculty, and staff during orientation and annually, covering consent, bystander intervention, and reporting obligations. Collaborates with Campus Safety for awareness campaigns (e.g., Sexual Assault Awareness Month).
- **Investigation and Resolution**: Leads or delegates formal grievance processes (post-August 2024), ensuring investigations (30-60 days) follow a preponderance of evidence standard. Manages appeals and ensures equitable outcomes (e.g., warnings to expulsion).
- **Mandated Reporting Coordination**: Works with Responsible Employees (e.g., faculty, staff) to receive mandated reports under California Senate Bill 493, ensuring confidentiality limits are communicated.

- **Liaison Role**: Serves as the primary point of contact with the U.S. Department of Education's Office for Civil Rights, Moraga Police Department, and internal offices (e.g., CARE Director) for compliance and support.

Contact Information

- **Title IX Coordinator**: Jess Varga, Dante 112, (925) 631-4055, jev7@stmarys-ca.edu.
- **Deputy Coordinators**: Listed on the Title IX website, available to assist with specific concerns.
- **Emergency Reporting**: For immediate threats, contact Campus Safety at (925) 631-4282 or 911.

Confidentiality and Limitations

- The Coordinator maintains privacy to the extent allowed by law but must report incidents to law enforcement or Campus Safety if safety is at risk. Confidential resources (e.g., CARE Director, counselors) are exempt from mandatory reporting.

Policy and Resources

- **Full Policy**: Available at www.stmarys-ca.edu/title-ix/policy-procedures.
- **Annual Review**: Procedures are evaluated yearly, with 2024 updates enhancing support for survivors.
- **Support**: Victims can access the CARE Director (925-631-4192) or Health Center (925-631-4370) for confidential assistance.

For questions or to report, contact the Title IX Coordinator. SMC's commitment to equity and safety drives these responsibilities.

Disciplinary Procedures

Saint Mary's College of California (SMC) maintains a structured disciplinary process to address violations of College policies, including those related to the Jeanne Clery Campus Safety Act, Title IX, and the Student Code of Conduct. These procedures ensure fair, consistent, and timely resolution of incidents.

Overview

Disciplinary actions are initiated for violations such as alcohol/drug misuse, weapons possession, sexual misconduct, hazing, or other policy breaches. The process is administered by the Office of Community Life, in collaboration with the Office of Campus Safety and Transportation, and, where applicable, the Title IX Support and Compliance Office.

Disciplinary Process

1. **Reporting**: Incidents are reported to Campus Safety (925-631-4282), the Dean of Students (925-631-4217), or online via the incident report form. Mandated reporters (e.g., faculty, staff) must notify the appropriate office within 24 hours.
2. **Initial Review**: The Office of Community Life assesses the report to determine if it warrants formal action. For Title IX cases, the Title IX Coordinator is notified immediately.

3. **Investigation**: A trained investigator (staff or external) conducts a fact-finding process, interviewing involved parties and witnesses. Investigations typically conclude within a reasonable timeframe with extensions granted for complexity.
4. **Notification**: All parties receive written notice of alleged violations and hearing details, including rights to an advisor and evidence review.
5. **Hearing**: Conducted by a Hearing Officer using a preponderance of evidence standard (more likely than not). Live hearings are optional for non-Title IX cases; Title IX cases follow federal guidelines (post-August 2024).
6. **Decision and Sanctions**: Outcomes are issued within 7 business days post-hearing, including sanctions (e.g., warning, probation, suspension, expulsion) and rationale. Sanctions are applied equitably to students, faculty, and staff.
7. **Appeals**: Parties may appeal within 5 business days based on new evidence, procedural error, or disproportionate sanctions. Appeals are reviewed by the Vice President for Student Life or designee, with a decision within 5-7 calendar days.

Anti-Retaliation Policy

Saint Mary's College of California (SMC) is committed to fostering a safe and equitable environment by prohibiting retaliation against individuals who report, oppose, or participate in investigations of discrimination, harassment, or misconduct. This policy aligns with Title IX of the Education Amendments of 1972, the Violence Against Women Act (VAWA) Reauthorization of 2022, and the Jeanne Clery Campus Safety Act

Policy Statement

SMC strictly prohibits retaliation, defined as any adverse action (e.g., intimidation, harassment, adverse employment/educational decisions) taken against a complainant, respondent, witness, or participant in good faith. Retaliation undermines the College's commitment to fairness and safety and may violate federal and state laws.

Scope and Protected Activities

- **Protected Actions**: Include reporting sex-based misconduct (e.g., sexual assault, dating violence), filing a complaint with the Title IX Office, participating in investigations, or supporting a complainant/respondent.
- **Covered Individuals**: Applies to all students, faculty, staff, and third parties (e.g., vendors, visitors) on campus or in College programs.
- **Examples of Retaliation**: Threats, exclusion from activities, negative performance reviews, or coercion to withdraw complaints.

Reporting Retaliation

- **How to Report**: Contact the Title IX Coordinator (Jess Varga, 925-631-4055, jev7@stmarys-ca.edu) or submit via the online form at www.stmarys-ca.edu/title-ix/report. For emergencies, notify Campus Safety at (925) 631-4282 or 911.
- **Confidential Support**: The Campus Assault, Response, and Education (CARE) Director (925-631-4193) offers confidential guidance without initiating a formal process unless requested.
- **Timelines**: Reports should be submitted promptly; Title IX will respond within 10 business days.

Investigation and Resolution

- **Process**: TIXSCO investigates allegations using a preponderance of evidence standard (more likely than not). Investigations typically conclude within 30-60 days, with notice to all parties.
- **Supportive Measures**: Interim protections (e.g., no-contact orders, schedule changes) are provided during proceedings.
- **Outcomes**: Violations may result in disciplinary actions (e.g., warnings, suspension, expulsion) or termination, administered by the Office of Community Life or Human Resources.
- **Appeals**: Parties may appeal within 5 business days based on new evidence or procedural errors, with decisions by the Vice President for Student Life within 15 days.

Legal Protections

- **Federal Compliance**: Retaliation is prohibited under Title IX (34 CFR § 106.71) and VAWA, with potential OCR investigations.
- **California Law**: Protected under California Education Code § 94367 (anti-retaliation for reporting).
- **Confidentiality**: Records are maintained per FERPA, with disclosures limited to law enforcement if safety is at risk.

Legal Protections

- **Federal Compliance**: Retaliation is prohibited under Title IX (34 CFR § 106.71) and VAWA, with potential OCR investigations.
- **California Law**: Protected under California Education Code § 94367 (anti-retaliation for reporting).
- **Confidentiality**: Records are maintained per FERPA, with disclosures limited to law enforcement if safety is at risk.

Other Resources and Contact Information:

Campus Resources	
Emergency	9-1-1
Campus Safety (24-hour Line)	925-631-4282
Campus Housing	925-631-4241
Facilities Services	925-631-4286
Residential Experience	925-631-4236
Community Life	925-631-4238
Human Resources	925-631-4212

Emotional and Physical Health	
Mission and Ministry Center	925-631-4366
Student Health Center	925-631-4254
Counseling & Psychological Services (CAPS)	925-631-4364
Campus Assault Response and Education Center (CARE)	925-631-4193
CARE – 24-hour Line	925-878-9207
Title IX Coordinator	925-631-4055
The Center for Women and Gender Equity	925-631-4192
Student Disabilities Services	925-631-4358
Timely Care:	Timely Care
A3 Crisis Center	844-844-5544

Off Campus Resources	
Moraga Police Department	925-376-2515
Moraga Orinda Fire Department	925-933-1313
Community Violence Solutions	800-670-7273
Family Justice Center	925-521-6366
Rape, Abuse, Incest National Network (RAINN)	800-656-4673

Crime Statistics Reporting

Current regulations require the College to report occurrences (for the three previous calendar years) of all Clery crimes, including criminal homicide, murder, non-negligent manslaughter, manslaughter by negligence, rape, fondling, incest, statutory rape, robbery, aggravated assault, burglary, motor vehicle theft and arson. Additionally, the College must report "hate crimes" – any of the aforementioned offenses motivated by the following categories of bias: race, gender, gender identity, religion, sexual orientation, ethnicity, national origin or disability, as well as other offenses motivated by the same categories of bias, including larceny-theft, simple assault, intimidation, and destruction, damage or vandalism of property.

The College is also required to report all Violence Against Women Act (VAWA) offenses, including occurrences of domestic violence, dating violence and stalking. Lastly, the College must disclose arrests and referrals for disciplinary action for weapons violations, drug abuse violations and liquor law violations.

The Executive Director of Campus Safety and Transportation, or designee, gathers and compiles the crime statistics for this annual report. In addition to the crimes reported to Campus Safety that are included in this report, the Director of Campus Safety canvasses other "Campus Security Authorities" for additional criminal activity that may not have been reported to the Office of Campus Safety and Transportation.

Crime statistics in this report from off-campus venues and adjacent streets were compiled in collaboration with the Moraga Police Department. There are no off-campus student organizations affiliated with Saint Mary's College such as fraternities or sororities. Double counting these crimes is avoided by an oversight process conducted by the Executive Director of Campus Safety & Transportation, or designee.

The College does not require that its mental health counselors report crimes, when the knowledge of such crimes arose in the context of a privileged relationship. However, the College does have procedures in place whereby all those referenced above encourage clients to voluntarily report crimes to the local police, Campus Safety, and/or college officials.

The reporting of sexual assaults allows for the reporting of crimes on a voluntary, confidential basis for inclusion in the annual report. The only other process in place allowing for the anonymous reporting of Clery crimes, VAWA offenses and hate/bias crimes is by access to the "Report a Concerning Situation" portal on the College's Title IX Compliance site.

Saint Mary's College will, upon written request, disclose to the alleged victim of a crime of violence, or a non-forcible sexual assault, the results of any disciplinary hearing conducted by the college against the student who is the alleged perpetrator of the crime or offense. If the alleged victim is deceased as a result of the crime or offense, Saint Mary's College will provide the results of the disciplinary hearing to the victim's next of kin, if so requested.

Clery Geography:

Crime statistics are classified and counted pursuant to the Clery Act statute. They fall into four geography classifications:

On-Campus:

Any building or property owned or controlled by an institution within the same reasonably geographic area and used by the institution in direction support of, in a manner related to, the institution's educational purposes, including residence halls; and any building or property that is within or reasonably to the area identified in the first part of this definition, that is owned by the institution but controlled by another person, is frequently used by students, and supports institutional purposes (such as a food or other retail vendor).

On-Campus Student Housing/Residential:

Housing facilities include all graduate and undergraduate housing and parking facilities that are physically attached to and accessed directly from the student housing facilities. On-Campus Housing is a subset of the On-Campus category.

Non-Campus:

Any building or property owned or controlled by a student organization that is officially recognized by the institution; or any building or property owned or controlled by an institution that is used in direct support of, or in relation to, the institution's educational purposes, is frequently used by students and is not within the same reasonably continuous geographic area of the institution.

Public Property:

All public property, including thoroughfares, streets, sidewalks, and parking facilities, within the campus or immediately adjacent to and accessible from the campus. This is the perimeter of campus from the sidewalk or boundary closest to campus, the public road for that sidewalk or boundary, and the sidewalk or boundary across the street.

Detailed definition of specific crimes and offenses are included in Appendix A.

NOTE: The statistical data was gathered from various sources such as the Office of Campus Safety and Transportation, the Office of Title IX and Compliance, Student Conduct, Moraga Police Department, Contra Costa County Sheriff Office and confidential reporting sources. We attempt as much as possible to verify the accuracy of the information received from the various resources.

Crime and Offense Statistics

CATEGORY	VENUE	2025	2024	2023
Murder	• On campus	0	0	0
	• Residence Halls	0	0	0
	• Non-campus building or property	0	0	0
	• On public property	0	0	0
Manslaughter by Negligence		**2025**	**2024**	**2023**
	• On campus	0	0	0
	• Residence Halls	0	0	0
	• Non-campus building or property	0	0	0
	• On public property	0	0	0
Rape		**2025**	**2024**	**2023**
	• On campus	1	2	1
	• Residence Halls	1	2	1
	• Non-campus building or property	0	0	0
	• On public property	0	0	0
Fondling		**2025**	**2024**	**2023**
	• On campus	0	1	0
	• Residence Halls	0	0	0
	• Non-campus building or property	0	0	0
	• On public property	0	0	0
Statutory Rape		**2025**	**2024**	**2023**
	• On campus**	0	0	0
	• Residence Halls	0	0	0
	• Non-campus building or property	0	0	0
	• On public property	0	0	0
Incest		**2025**	**2024**	**2023**
	• On campus	0	0	0
	• Residence Halls	0	0	0
	• Non-campus building or property	0	0	0
	• On public property	0	0	0
Aggravated Assault		**2025**	**2024**	**2023**
	• On campus	2	0	0
	• Residence Halls	1	0	0
	• Non-campus building or property	0	0	0
	• On public property	0	0	0
Robbery		**2025**	**2024**	**2023**
	• On campus	0	0	0
	• Residence Halls	0	0	0
	• Non-campus building or property	0	0	0
	• On public property	0	0	0

Burglary		2025	2024	2023
	• On campus	2	0	1
	• Residence Halls	2	0	1
	• Non-campus building or property	0	0	0
	• On public property	0	0	0
Arson		**2025**	**2024**	**2023**
	• On campus	1	2	0
	• Residence Halls	0	2	0
	• Non-campus building or property	0	0	0
	• On public property	0	0	0
Motor Vehicle Theft		**2025**	**2024**	**2023**
	• On campus	9	2	0
	• Residence Halls	0	0	0
	• Non-campus building or property	0	0	0
	• On public property	0	0	0

Hate/Bias Crimes

Hate/Bias Crimes: Vandalism - Race Bias *No Hate, Bias or Hazing incidents were determined for each of the other Clery categories.		2025	2024	2023
	• On campus	3	3	0
	• Residence Halls	2	2	0
	• Non-campus building or property	0	0	0
	• On public property	0	0	0

*Hate/bias incidents were vandalism bias category of ethnicity.

VAWA Offenses

Dating Violence		2025	2024	2023
	• On campus	1	0	1
	• Residence Halls	0	0	1
	• Non-campus building or property	0	0	0
	• On public property	0	0	0
Domestic Violence		**2025**	**2024**	**2023**
	• On campus	1	4	0
	• Residence Halls	1	4	0
	• Non-campus building or property	0	0	0
	• On public property	0	0	0
Stalking		**2025**	**2024**	**2023**
	• On campus	2	4	1
	• Residence Halls	0	0	0

	• Non-campus building or property	0	0	0
	• On public property	0	0	0

Drug, Alcohol and Weapons Offenses

Arrests For **Liquor law violations**		**2025**	**2024**	**2023**
	• On campus	0	0	0
	• Residence Halls	0	0	0
	• Non-campus building or property	0	0	0
	• On public property	0	0	0
Drug-related violations	• On campus	0	0	0
	• Residence Halls	0	0	0
	• Non-campus building or property	0	0	0
	• On public property	0	0	0
Weapons possession	• On campus	0	0	0
	• Residence Halls	0	0	0
	• Non-campus building or property	0	0	0
	• On public property	0	0	0
Disciplinary Referrals: **Liquor Law violations**		**2025**	**2024**	**2023**
	• On campus	51	1	7
	• Residence Halls	51	0	0
	• Non-campus building or property	0	0	0
	• On public property	0	0	0
Drug-related violations	• On campus	5	0	0
	• Residence Halls	5	0	0
	• Non-campus building or property	0	0	0
	• On public property	0	0	0
Weapons possession	• On campus	0	0	0
	• Residence Halls	0	0	0
	• Non-campus building or property	0	0	0
	• On public property	0	0	0

Notes:

There were zero (0) unfounded crimes for all three reporting years.

No incidents were reported in 2023, 2024, & 2025 at the Briones Reservoir Boathouse in Orinda, CA.

There are no longer administrative or academic activities at the Rheem Center in Moraga, CA.

Daily Crime Log

In addition to the annual reporting of the above referenced major crimes over the prior three-year period, the Office of Campus Safety and Transportation maintains a daily crime log that lists all current reported crimes. The log contains information about the crimes (case number, date time reported, date/time occurred, location, and disposition). To view the daily crime log, access the Campus Safety web site at: Daily Crime Log.

2026 ANNUAL FIRE SAFETY REPORT

Fire Safety in Residence Halls

The Higher Education Opportunity Act (HEOA) of 2008 requires colleges that maintain any on-campus student housing facilities to distribute an annual fire safety report. The **Annual Fire Safety Report (AFSR)** must be made available to all enrolled students and current employees. Colleges must also provide prospective students and prospective employees access to the report and the exact electronic address if the report is reported online.

The AFSR includes statistics for the three most recent calendar years (2023, 2024 & 2025), and include the number of fires and their causes, number of injuries, deaths, property damage, description of each ***housing*** facility fire safety system, fire drills, policies on portable electrical appliances, smoking, open flames, procedures for evacuation, fire safety education and training, and titles of each person or organization to which students and employees should report a fire and plans for future improvements to campus fire safety.

Campus Safety and Transportation and the Office of Campus Experience staff work collaboratively to address fire safety training for both departments. This training includes an overview of available fire suppression tools, how to properly extinguish a fire and fire extinguisher location familiarization. Training is also provided to residents to demonstrate correct steps for starting a gas fireplace, starting a wood burning fireplace, and how to properly build a wood burning fire where applicable. In turn, with the help of the Facilities Department, fire evacuation drills are conducted twice a semester.

Inspections related to fire safety are conducted each semester in every residence hall room and include checks of sprinkler heads and piping, smoke detectors and wall surfaces. They also check for prohibited and high-risk items. Such training and inspections for this year includes:

Activity	Dates
Fire Drills - Residence Halls	02/10-12/2025
Fire Inspections – Residence Halls	03/5-9/2025 03/12-19/2025
Fire Inspections – Residence Halls	08/5-7/2025
Fire Extinguisher Training (Housing/RA Staff)	08/14/2025
Fire Drills – Residence Halls	09/2-3/2025
Fire Drills - Administrative Buildings	9/17/2025, 9/24/2025
Firs Alarm Training – Campus Safety	09/19/2025

Smoking is not permitted in college buildings or within 115-feet of buildings. Additionally, residential students are prohibited from having camping stoves and fuel, fireworks, halogen lamps, and certain appliances with open coils. Students living in apartment style housing with kitchens are able to use toasters, and toaster ovens. Burning candles, sage, incense, and other like items are also prohibited.

Campus Safety officers, assisted by Resident Directors Directors or Resident Advisors, conduct fire drills at the beginning of each semester (twice per year) in each of the residence halls. Moraga-Orinda Fire Department personnel are notified of the drills and are invited to participate. Students should be aware of the location of the residence hall exits, fire alarm pull stations, and fire extinguishers. NOTE: Fire Drills are conducted in academic and administrative buildings once at the beginning of the school academic year.

Procedures to Follow in the Event of a Fire

In all cases of fire, call 911 and Campus Safety (925-631-4282). Give your name and describe the location of the fire.

• Only if you have been trained and are able to safely extinguish the fire, do so. Use the proper fire extinguisher for the type of fire. Keep your back to an exit and, depending on the size of your extinguisher, stand 10 to 20 feet away from the fire. *(WARNING: Portable fire extinguishers discharge faster than most people think – many within 15 to 30 seconds - Do NOT play firefighter.)*

Follow the four-step **PASS** procedure. If the fire does not begin to go out immediately, leave the area at once.

- **Pull** the pin. This unlocks the operating lever and allows you to discharge the extinguisher.
- **Aim** the extinguisher nozzle or hose at the base of the flames.
- **Squeeze** the trigger while holding the extinguisher upright.
- **Sweep** the extinguisher from side to side, covering the area of the fire with the extinguishing agent.

• Watch the fire area. If the fire reignites, repeat the process.

• If the fire is large, very smoky, or spreading rapidly, leave the building immediately by the nearest clear exit. Pull the fire alarm and clear the area. Do not stop or return to collect personal belongings. Evacuate all affected rooms, closing all doors and windows to confine the fire and reduce oxygen—DO NOT LOCK DOORS.

• Follow the directions of housing staff, including Resident Advisors, Resident Directors or other emergency personnel.

• Assist disabled persons. Do not use elevators.

• If there is a closed door in your exit path, touch the door lightly with the back of your hand. If the **door is not warm**, open slowly. Be prepared to close the door quickly if smoke or flames are present. Leave immediately if clear and be prepared to crawl if you encounter smoke. Cooler cleaner air is near the floor. If the **door is warm**, do not open it. Seek an alternate
route.

• If you **become trapped** in the residence hall during a fire and a window is available, place an article of clothing (shirt, coat, etc.) outside the window as a marker for emergency personnel. If there is no window, stay near the floor, where the air will be more breathable. Cover your mouth with a dampened cloth. Shout at regular intervals to alert emergency personnel of your location.

• If your clothes catch fire STOP, DROP & ROLL to extinguish the flame. DO NOT RUN!

• Once outside the residence hall, proceed to the designated Evacuation Assembly Area (EAA) for your building, avoiding fire lanes and hydrants. Notify emergency personnel if you suspect someone is trapped inside.

• Follow the directions of Emergency Team Leaders (ETLs), including Resident Advisors, Resident Directors or other emergency personnel, and **do not** reenter the residence hall until you have been authorized to do so.

Fire Safety Systems

Residence Hall	Alarms	Smoke Detectors in H/K*	Horns	Strobes	Auto Close Doors	Smoke Detectors in rooms**	Sprinkler
Ageno East	Y	Y	Y	Y	Y	Y	Y
Ageno West	Y	Y	Y	Y	Y	Y	Y
Ageno A	Y	Y	Y	Y	Y	Y	Y
Ageno B	Y	Y	Y	Y	Y	Y	Y
Ageno C	Y	Y	Y	Y	Y	Y	Y
Aquinas	Y	Y	Y	Y	Y	Y	Y
Assumption	Y	Y	Y	Y	Y	Y	Y
Augustine	Y	Y	Y	Y	Y	Y	Y
Becket	Y	Y	Y	Y	Y	Y	Y
Claeys North	Y	Y	Y	Y	Y	Y	Y
Claeys South	Y	Y	Y	Y	Y	Y	Y
De La Salle	Y	Y	Y	Y	Y	Y	Y
Freitas	Y	Y	Y	Y	Y	Y	Y
Guerrieri East	Y	Y	Y	Y	Y	Y	Y
Guerrieri West	Y	Y	Y	Y	Y	Y	Y
Justin	Y	Y	Y	Y	Y	Y	Y
More	Y	Y	Y	Y	Y	Y	Y
Mitty	Y	Y	Y	Y	Y	Y	Y
Sabatte	Y	Y	Y	Y	Y	Y	Y
Syufy	Y	Y	Y	Y	Y	Y	Y
Thille	Y	Y	Y	Y	Y	Y	Y

* **Hallways/Kitchens**

** **Independent of Fire system**

Fire Statistics

Residence Hall	Fires	Cause	Injury	Death	Damage
Ageno East					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0
Ageno West					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0
Ageno A					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0
Ageno B					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0

Ageno C					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0
Aquinas					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0
Assumption					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0
Augustine					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0
Becket					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0
Claeys North					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0
Claeys South					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0
De La Salle					
2025	0	N/A	0	0	0
2024	1	Arson	0	0	0
2023	0	N/A	0	0	0
Freitas					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0
Guerrieri West					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0

Guerrieri East					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0
Justin					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0
More					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0
Mitty					
2025	0	N/A	0	0	0
2024	1	Arson	0	0	0
2023	0	N/A	0	0	0
Sabatte					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0
Syufy					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0
Thille					
2025	0	N/A	0	0	0
2024	0	N/A	0	0	0
2023	0	N/A	0	0	0

Daily fire log

The Office of Campus Safety and Transportation maintains a daily fire log that lists all reported fires in campus residence halls. The log contains information about the fires (case number, date/time reported, date/time occurred, location, and nature of the fire). To view the daily fire log, access the Campus Safety web site at: Daily Fire Log.

Appendix A – Crime and Incident Definitions

Federal Bureau of Investigation Uniform Crime Reporting/National Incident-Based Reporting System Crime Definitions excerpted from the Implementing Regulations of the "Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act" originally published in the Federal Register on April 29, 1994 (Vol. 59, No. 82) and last amended on September 11, 2024.

The following definitions are used for reporting the crimes listed in 34 CFR sec. 668.46 in accordance with the Federal Bureau of Investigation's Uniform Crime Reporting Program. The definitions for murder, robbery, aggravated assault, burglary, motor vehicle theft, weapon law violations, drug abuse violations and liquor law violations are excerpted from the Uniform Crime Reporting Handbook.

The definitions of forcible and non-forcible sex offenses are from the National Incident - Based Reporting System Edition of the Uniform Crime Reporting Handbook.

Crime Definitions from the Uniform Crime Reporting Handbook:

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

Criminal Homicide-Manslaughter by Negligence – The killing of another person through gross negligence.

Criminal Homicide-Murder and Non-Negligent Manslaughter – The willful (non- negligent) killing of one human being by another.

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

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 using a weapon or by means likely to produce death or great bodily harm. (It is not necessary that the injury result from an aggravated assault when a gun, knife, or other weapon is used which could and probably would result in serious personal 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 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 or golf car, whereby the vehicle is taken by persons not having lawful access, and even if the vehicle is later abandoned including joyriding.

Weapon Law Violations – The violation of laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, concealment, or use of firearms, cutting instruments, explosives, incendiary devices, or other deadly weapons.

Drug Abuse Violations – The violation of laws prohibiting the production, distribution, and/or use of certain controlled substances and the equipment or devices utilized in their preparation and/or use. The unlawful cultivation, manufacture, distribution, sale, purchase, use, possession, transportation, or importation of any controlled drug or narcotic substance. Arrests for violations of State and local laws, specifically those relating to the unlawful possession, sale, use, growing, manufacturing, and making of narcotic drugs.

Liquor Law Violations – The violation of State or local laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, or use of alcoholic beverages, not including driving under the influence and drunkenness.

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

Rape – Penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ on another person, without the consent of the victim, or where the victim is incapable of giving consent because of his/her temporary or permanent mental or physical incapacity (or because of his/her youth).

Sodomy – Oral or anal sexual intercourse with another person, forcibly and/or against that person's will; or not forcibly 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 or physical incapacity.

Sexual Assault with An Object – The use of an object or instrument to unlawfully penetrate, however slightly, the genital or anal opening of the body of another person, 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 or physical incapacity.

Fondling – The touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental incapacity.

Sex Offenses-Non-forcible – Unlawful non-forcible sexual intercourse.

***Incest* –** Sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.

***Statutory Rape* –** Sexual intercourse with a person who is under the statutory age of consent.

Domestic Violence, Dating Violence, and Stalking additions from the Violence Against Women Reauthorization Act of 2013 (VAWA):

Domestic Violence:

A Felony or misdemeanor crime of violence committed:

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

Dating Violence:

The term "dating violence" means violence committed by a person:

- Who is or has been in a social relationship of a romantic or intimate nature with the victim;
- The existence of such a relationship shall be determined based on the reporting party's statement with consideration of:
    - The length of the relationship;
    - The type of relationship; or
    - The frequency of interaction between the persons involved in the relationship.
- Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse.
- Dating violence does not include acts covered under the definition of domestic violence.

Stalking:

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

- Fear for the person's safety or the safety of others; or
- Suffer substantial emotional distress. For the purposes of this definition:
- 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.

Hate Crimes – Any of the above offenses, and any other crime involving bodily injury reported to Campus Safety, local police agencies or campus security authority, that manifest evidence that the victim was intentionally selected because of the perpetrator's bias, or the perpetrator perceived the person to be in one of the protected group categories. Additionally, on August 14, 2008, the Clery Act was amended to include larceny/simple assault, intimidation, and destruction/damage/vandalism (except arson) as reportable categories of hate crimes. This provision made the Department of Education's campus hate crime categories identical to the crime categories that have been collected by the Federal Bureau of Investigation (FBI) under the Hate Crime Statistics Act (HCSA) since 1991. These new reporting categories are only reported if motivated by bias as determined by one of the designated bias categories. The types of bias categories include race, gender, religion, sexual orientation, ethnicity, national origin, gender identity, and disability.

Definitions:

To ensure uniformity in reporting nationwide, the following definitions have been adopted for use in hate crime reporting:

- Bias—A preformed negative opinion or attitude toward a group of persons based on their race, religion, disability, sexual orientation, or ethnicity/national origin.
- Bias Crime—A criminal offense committed against a person or property which is motivated, in whole or in part, by the offender's bias against a race, religion, disability, sexual orientation, or ethnicity/national origin; also known as Hate Crime.

Note: Even if the offender was mistaken in his/her perception that the victim was a member of the group he or she was acting against, the offense is still a bias crime because the offender was motivated by bias against the group.

Unfounded Crime Reports - According to Uniform Crime Report (UCR) guidelines, a reported offense can be cleared as unfounded by a sworn law enforcement authority "if the investigation shows that no offense occurred nor was attempted." These cases thus remain as official crime reports and are included in the departmental statistics; however, they are explicitly labeled as "unfounded" cases within UCR reports on the various index crimes. According to UCR guidelines, the statistics on unfounded cases should include crime reports that are either: False or Baseless.

Sex Offenses Definitions are from the National Incident-Based Reporting System Edition of the Uniform Crime Reporting Program

Source: Federal Register, October 20, 2014, Vol. 79, No. 202; FBI Uniform Crime Reporting, June 20, 2013.

10/01/26