



## LSU Health Sciences Center New Orleans Campus Violence Risk Reduction Plan

Effective January 1, 1998

Revised date September 26, 2019

### **University Police Authority**

The University Police Department (UPD) is the legal enforcement authority on LSUHSC-NO property and on all streets, roads, and rights-of-way to the extent they are within or contiguous to the perimeter of the campus. Police officers must successfully complete the training curriculum mandated by the Louisiana Peace Officer Standards and Training Commission that includes such topics as criminal law and procedures, patrol and investigation practices and techniques, firearms, first aid and physical training. An array of in-service training programs is provided to update and enhance the professional skills of the officers.

University police officers are vested with all of the powers, authority and responsibilities of any police officer of the state on property owned by the University, including adjacent public streets. Police authority is derived from Section 17:1805 of the Louisiana Revised Statutes. While there are no formal written agreements with other law enforcement agencies, UPD cooperates fully with federal, state and local law enforcement agencies in cases which involve both on-campus and off-campus jurisdiction or when the resources of another agency can be used to facilitate the resolution of an investigation.

UPD is responsible for security, safety, law enforcement and emergency services for the university community. UPD works in cooperation with the Office of Environmental Health and Safety, the Campus Assistance Program, the Office of Compliance Programs and other departments as necessary to enhance the safety and security of the campus.

### **Reporting Crime or Emergencies**

If you are involved in an emergency situation, are the victim of a crime, or witness any criminal activity, you are urged to notify UPD as soon as possible by dialing one of the numbers listed below. Off-campus crimes may be reported to the New Orleans Police Department (NOPD) by dialing 911. Dispatchers are available at these respective telephone numbers 24 hours a day to answer your call. In response to a call, UPD will take the required action, dispatching an officer or asking the victim to report to the University Police office to file an incident report.

If assistance is required from NOPD or the New Orleans Fire Department, University Police will contact the appropriate unit. If a sexual assault or rape should occur, staff on the scene, including UPD, will assist the victim to the Campus Assistance Program.

### **LSU Health Sciences Center in New Orleans - University Police**

425 S. Roman Street, Room 301

New Orleans, La. 70112

Phone: (504) 568-8270

### **Other University Police Locations Emergency Command Posts**

#### **Downtown**

South Roman Street Garage

425 South Roman Street, Room 301

► **(504) 568-8999 (Emergency)** ◀

(504) 568-8270 (Police Administration)

#### **Florida Avenue**

1100 Florida Avenue

(504) 941-8100

**Stanislaus Hall**

450 S. Claiborne Ave.  
Room 243  
(504) 568-2621

**Residence Hall**

1901 Perdido St.  
Room A19  
(504) 568-6190

All crimes occurring within or adjacent to the LSUHSC-NO campus should be reported to UPD, even if they have already been reported to NOPD, to ensure appropriate response, assistance in reporting crimes to appropriate law enforcement authorities, inclusion in the annual crime statistics and to aid in providing timely warning notices to the community, when appropriate.

UPD encourages anyone who is the victim or witness to any crime to promptly report the incident to the police. Because police reports are public records under state law, UPD cannot hold reports of crime in confidence. Confidential reports for purposes of inclusion in the annual disclosure of crime statistics can generally be made to other campus authorities as identified below.

**Reporting Requirements for Pastoral and Professional Counselors**

Campus "Pastoral Counselors" and Campus "Professional Counselors", when acting as such, are not considered to be a campus security authority and are not required to report crimes for inclusion into the annual disclosure of crime statistics. As a matter of policy, they are encouraged, if and when they deem it appropriate, to inform persons being counseled of the procedures to report crimes on a voluntary basis for inclusion into the annual crime statistics. If the person being counseled wishes assistance in reporting the crime, the counselor will notify UPD.

**SAFETY POLICIES****Campus Access**

The campus is opened to the public Monday – Friday 6:00 am to 6:00 pm. After 6:00 pm, all students, faculty, and staff must enter through a designated entrance and must have an LSUHSC-NO Identification Card. Visiting students must have a valid University ID.

After 6:00 pm on weekdays, or, on weekends, and holidays the campus is closed to the public. Anyone wanting access to the campus must use designated entrances (secured by University Police Officers) and must show I.D. and sign the register log upon entering and exiting the campus.

From 6 pm to 6 am on weekdays, or, on weekends and holidays access to buildings by way of the "Walk to Wellness" is controlled through programmable ID cards. Faculty and staff can obtain the cards through the Benefits Section of the Department of Human Resource Management. Students obtain the cards through the Registrar's Office. To request access to the Trail Clinical Sciences and Research Building, a letter on official LSUHSC-NO departmental stationary must be sent to UPD.

**Use of Surveillance Cameras:** UPD uses a series of cameras to monitor LSUHSC-NO parking lots, garages, the Walk to Wellness, and other sensitive areas.

**Residence Hall Access and Security:** Students housed in the Residence Hall must use their entry key to enter the ground level of the dorm. Second level entry is restricted to the residents of the dorm only. All guests must enter through ground level of the Residence Hall and state the nature of their visit to the officer on duty (24 hours a day, 7 days a week); the officer will contact the resident for verification.

Guests must sign the visitor's register and deposit a valid picture identification card with the officer. Guests must be escorted to the resident's room by the resident. Residents are responsible for ensuring that their guest(s) will comply with the rules and policies of the Health Sciences Center and Residence Hall.

**Stanislaus Hall Access and Security:** During renovations, all entry into Stanislaus Hall is through a security gate located on the 2nd floor crosswalk. All residents are issued a key to this gate. The main entrance to the

building is located on the 1st floor facing Claiborne Avenue. This door is currently not being utilized due to renovation.

Guests must sign the visitor's register and deposit a valid picture identification card with the officer. Guests must be escorted to the resident's room by the resident. Residents are responsible for ensuring that their guest(s) will comply with the rules and policies of the Health Sciences Center and Residence Halls. Emergencies or repair work may necessitate changes or alterations to any posted schedules. Faculty, staff and students will be notified of repair work that significantly affects building access by mass email. Areas that are revealed as problematic have security surveys conducted of them. Administrators from the Dean's Office, University Police, Facilities and other concerned areas review these results. These surveys examine security issues such as landscaping, locks, alarms, lighting, communications, and other security issues of pressing concern.

### **Sales or Use of Alcoholic Beverages**

LSUHSC-NO complies with all federal and state laws which regulate the sale and use of alcohol. The University neither condones nor shields from prosecution any individual found in violation of the Louisiana Alcoholic Beverage Control laws. The University does authorize alcoholic beverages on campus for sanctioned events in accordance with Chancellor's Memorandum 36 - Guidelines for the Responsible Use of Alcohol at the LSU Health Sciences Center. LSUHSC-NO's Guidelines for the Responsible Use of Alcohol, CM-36 are available at the link below.

<http://www.lsuhscc.edu/administration/cm/cm-36.pdf>

### **Sales or Use of Illegal Drugs**

LSUHSC-NO complies with all federal and state laws which prohibit the use, possession and sale of illegal drugs.

The University is a drug-free zone under Louisiana law and will not shield any student, employee or visitor from action by civil authorities. Permanent Memorandum 33 – Drug Free Workplace and Drug Testing Policy, Chancellor's Memorandum's 37 -LSU Health Sciences Center New Orleans Campus Fitness for Duty, Chancellor's Memorandum - 38-Substance Abuse Policy and Procedures, LSUHSC-NO Campus Drug Prevention Program and Policy and LSUHSC-NO Drug Testing Program Policy describe LSUHSC-NO's drug free campus policies in detail.

LSU's Drug Free Workplace and Drug Testing policy, PM-33, is available at the following link:

<http://www.lsuhscc.edu/administration/pm/pm-33.pdf>

LSUHSC-NO's Fitness for Duty policy, CM-37 is available at the following link:

<http://www.lsuhscc.edu/administration/cm/cm-37.pdf>

LSUHSC-NO's substance abuse policy, CM-38 is available at the following link:

<http://www.lsuhscc.edu/administration/cm/cm-38.pdf>

### **Drug and Alcohol Abuse Education Program**

All employees and students are required to complete alcohol and drug abuse education annually. Completion of training is tracked by the Office of Compliance programs. Each employee's training completion status is reported to his/her department head monthly. Each student's completion status is reported monthly to their dean or program director as appropriate.

### **Firearms and Weapons Policy**

Under the provisions of the Louisiana Criminal Code R.S. 14:95.2, it is illegal and expressly prohibited to engage in the unauthorized carrying of a firearm, or dangerous weapon, by a student or non-student on University property at any time. This includes but is not necessarily limited to school sponsored functions or in a firearm-free zone. Violators will be arrested and prosecuted to the fullest extent of the law.

### **Criminal Activity that Occurs Off Campus**

UPD do not provide law enforcement service to off campus locations. NOPD responds to crimes occurring outside the LSUHSC-NO campus and they can be reached by dialing 911. UPD have a good working relationship with NOPD.

### **TIMELY WARNINGS**

It is the responsibility of the University through its UPD to keep the campus community informed of serious incidents of which it becomes aware. Working in conjunction with other University departments, UPD will issue alerts in a timely manner to the campus community about crimes in and around the campus. When UPD receives information that a violent crime against a person or a serious threat to persons or property has occurred or is imminent, an alert will be sent out via email, Omnilert text messaging system and/or posted on the University's digital signage as appropriate. The alert will contain the following information: Type of incident, Time of the incident, Location of the incident, Description of the suspect(s), Summary of the incident.

If a crime or serious incident is reported to a non-police campus administrator, that administrator must notify UPD of the incident. Working with the reporting administrator and other campus officials, UPD will decide whether or not to issue a Safety Bulletin and/or Crime Alert.

### **Fire Safety**

The Office of Environmental Health and Safety is responsible for the development and maintenance of the University's Fire Safety Policy. The University's Fire Safety Policy is available at the following link and is incorporated by reference:

<http://www.is.lsuhs.edu/safety/fire.aspx>

### **Emergency Response**

The LSUHSC-NO community is encouraged to notify the University of any situation or incident on campus that may involve a significant emergency or dangerous situation that poses an immediate or ongoing threat to the health and safety of university faculty, staff, students, patients or visitors. UPD is charged with responding to reported incidents in order to determine whether the incident, in fact, presents a threat to the community and with requesting other resources necessary to investigate, mitigate, or document the situation. The Office of Environmental Health and Safety is responsible for developing and maintaining the Emergency Response Plan. The Emergency Response Plan is available at the following link and is incorporated by reference:

<http://www.lsuhs.edu/emergencypreparedness/>

All employees and students will receive training annually on the Emergency Response Plan. Completion of training is tracked by the Office of Compliance programs. Each employee's training completion status is reported to his/her department head monthly. Each student's completion status is reported monthly to their dean or program director as appropriate.

### **MISSING STUDENT NOTIFICATION**

Anyone who suspects that an LSUHSC-NO student who resides in on-campus housing is missing should immediately contact UPD at 504-568-8999. UPD will begin an investigation in order to determine whether the student is missing. Once UPD investigates and determines that the student has been missing for more than 24 hours, the University will notify other local law enforcement agencies and the student's emergency contact within 24 hours after the student is determined to be missing. Contacts to local law enforcement agencies will be made whether or not the missing student has designated a contact person.

At the beginning of each semester, students living in on-campus housing will be given the opportunity to designate a contact person or persons to be notified if the student is determined to be missing. If a student is under the age of 18 and is not emancipated, the University will notify the custodial parent within 24 hours after the student is determined to be missing. Any contact person that the student has designated will also be contacted within 24 hours after the student is determined to be missing. Any contact information provided by the student will be

registered confidentially and will be accessible only to authorized university and law enforcement officials. Additionally, the contact information will not be disclosed outside of a missing person investigation.

### **Security Awareness and Crime Prevention Programs**

**Student Orientation:** The LSUHSC-NO gives an orientation to all incoming students, which includes a discussion on safety and security procedures. Topics that will be addressed include measures in which students can ensure their own safety, the safety of others, and the safeguarding of personal and State property.

**Security Committee:** This Committee meets quarterly and has representatives from each school within the Health Sciences Center. Each school must be represented by a member of its student body, faculty, and staff. The Committee discusses an array of topics to enhance the quality of life on the campus. Committee members in turn disseminate the information from the meetings to their respective schools.

### **Publications and Seminars**

UPD prepares and annually updates a pamphlet for distribution entitled "LSU Health Sciences Center Crime Prevention" which is distributed campus wide.

Upon request from a department head or student groups, UPD will hold crime prevention seminars.

### **Self Defense Classes**

UPD conducts Rape Aggression Defense (R.A.D) classes geared to female faculty, staff, and students. The Rape Aggression Defense System: The National Standard in Self Defense Education(tm) is a program of realistic self-defense tactics and techniques for women. The R.A.D. System is a comprehensive, women-only course that begins with awareness, prevention, risk reduction and risk avoidance, while progressing on to the basics of hands-on defense training. R.A.D. is not a Martial Arts program. Our courses are taught by nationally certified R.A.D. Instructors and provide each student with a workbook/reference manual. This manual outlines the entire Physical Defense Program for reference and continuous personal growth, and is the key to the free lifetime return and practice policy for R.A.D. graduates. Please call the University Police Administrative phone number at 568-8270 for more information.

The LSUHSC-NO Wellness Center offers one hour and two hour self-defense classes which are open to all faculty, staff and students. These classes are scheduled based upon the level of interest. These classes can also be given as a presentation at meetings of student or other campus organizations. Please contact the Wellness Center at 568-3700 or via email at [wellness@lsuhsc.edu](mailto:wellness@lsuhsc.edu) for more information.

### **Educational Programs to Promote the Awareness of Sex Offences**

LSUHSC-NO requires all employees and students to complete training on Sexual Harassment and Preventing Violence on Campus annually. Completion of training is tracked by the Office of Compliance programs. Each employee's training completion status is reported to his/her department head monthly. Each student's completion status is reported monthly to their dean or program director as appropriate.

### **uTip - Send a text message to University Police**

As an added measure of security for LSU Health Sciences Center faculty, staff and students, we have activated uTip, a text messaging service allowing you to alert University Police of an emergency. By sending a text message to 50911 and beginning your message with LSUHSC, you can notify University Police of an emergency situation, just as you would by calling the Emergency University Police Telephone Line. It is like an SMS text version of 911, but directed to our University Police.

You do not have to subscribe to this service, and you do not have to be registered with our emergency alert system to use uTip. However, your normal text message rate through your cellular provider will apply. For more information, click on the following link:

<http://www.lsuohsc.edu/alerts/utip.aspx>

## **Sexual Assaults**

Sexual assaults should be reported to University Police by dialing 504-568-8999 or the New Orleans Police Department by dialing 911. Upon receipt of the call, University Police will:

- 1) Proceed immediately to the location of the alleged victim,
- 2) Attempt to calm, comfort, interview, and inform the alleged victim of their rights, options for medical care, including referral to a hospital equipped for a forensic medical exam or other healthcare facility of their choice, and options (directly and indirectly through handouts/e-mail links, etc.).
- 3) Collect information on the incident in order to assess the situation.
- 4) Radio the Emergency Command Post (ECP) in the Roman Garage-3rd floor to immediately request NOPD to dispatch one of their specially trained officers to our campus. University Police are required by statute to notify NOPD of such alleged incidents at the time they are brought to our attention.
- 5) Try to have a UPD female officer join the responding officer at the incident location, if available, should the responding University Police officer not be a female.. .
- 6) The ECP officer would be on alert to receive and direct any NOPD and/or other emergency personnel to the incident site and victim.
- 7) Make communications in an attempt to directly and quickly reach appropriate Campus Assistance Program (CAP) personnel to alert them to the incident so they can initiate their required CAP response to such incidents which might include dispatching any available personnel from their operation to the victim if possible and appropriate.
- 8) Make further notifications to alert other University management officials, as appropriate to the circumstances, of the incident occurrence so they may initiate their own required departmental actions and processes as appropriate, once initial response and intervention has been accomplished

The Campus Assistance Program will provide the following services as needed:

**Information and referral:** A CAP counselor will provide clients information on campus reporting, victim rights, professional agencies and individuals in the community who are qualified to assist them if they are victims of sexual assault, domestic violence, dating violence, and/or stalking. Information and referral services are available for counseling, health, mental health, victim advocacy and legal assistance.

**Assessment and problem clarification:** A CAP counselor will help clients identify their clinical and medical needs and will make recommendations in order to help.

**Short term counseling:** Short-term counseling will be available to help clients who may be victims of sexual assault, domestic violence, dating violence, and/or stalking.

**Client advocacy:** A CAP counselor will advocate for clients in obtaining needed services. CAP will maintain a list of potential service providers and legal resources.

CAP office visits will be held at the following locations:

- Human Development Center 411 S. Prieur St. Suite 233 (main office location). Phone: (504) 568-8888.
- 1100 Florida Ave, Dental School, Office 2211. Phone: (504) 568-8888

It is a personal decision whether to report a rape or sexual assault to police, but victims are strongly encouraged to do so. The primary concern of the police is your safety and well-being; their second and third concerns are apprehending the assailant and preserving the evidence of the crime. If the perpetrator of the assault is a LSUHSC-NO Student, survivors have the option of filing a complaint with the Disciplinary Committee of the student's school.

LSUHSC-NO will make reasonable accommodations to a victim's academic and/or living situations after an alleged sex offense if those changes are requested by the victim and are reasonably available. These include but are not limited to:

- Allowing the victim to change their class schedule.
- Allowing the victim to move to a different residence.

Employees can request accommodations through their supervisor or Human Resources Management. Students can request accommodations through the Student Affairs office of their school.

University disciplinary proceedings are detailed in the Student Handbook of each school. The Handbook provides, in part, that the accused and the victim will each be allowed to choose one person to accompany them throughout the hearing. Both the victim and accused will be informed of the outcome of the hearing. A student found guilty of violations of this policy could be criminally prosecuted in the state courts and may be suspended or expelled from the University for the first offense. Both the accuser and the accused shall be simultaneously informed, in writing, of the outcome of the institutional disciplinary proceeding.

University officials who conduct disciplinary proceeding are required to complete annual training on training on issues related to domestic violence, dating violence, sexual assault, and stalking, and how to conduct an investigation and hearing process that protects the safety of victims and promotes accountability. Completion of training is tracked by the Office of Compliance programs. Each employee's training completion status is reported to his/her department head monthly.

### **Sex Offenders**

The Campus Sex Crimes Prevention Act of 2000 (CSCPA), signed into Law October 28, 2000, amends the Jacob Wetterling Crimes Against Children and Sexually Violent Offender Registration Act.

CSCPA provides special requirements relating to registration and community notification for sex offenders who are enrolled in or work at institutions of higher education. In addition to Wetterling, the Act also amended the Clery Act and the Family Educational Rights and Privacy Act of 1974.

As provided in the Wetterling Act, any person required to register under a state sex offender registration program must notify the state as to whether the person is a student or works at an institution of higher education, identify each institution of higher education in that State at which the person is employed, carries on a vocation, or is a student and must also alert the state of any change in enrollment or employment status. The Louisiana State Police maintain the Louisiana Sex Offender and Child Predator Registry (SOCPR) for the State of Louisiana and are responsible for the enforcement of the applicable sections of law cited above. Information about any individual affiliated with Louisiana State University in regards to this matter may be found at the public SOCPR website: cited above. Information about any individual affiliated with Louisiana State University in regards to this matter may be found at the public SOCPR website: cited above. Information about any individual affiliated with Louisiana State University in regards to this matter may be found at the public SOCPR website: <http://www.lsp.org/socpr/default.html>.

### **Records**

Records associated with violence on the Campus need to be kept in a permanent, secure, and confidential manner. It shall be the responsibility of the Critical Incident Threat Assessment Team to help evaluate security, methods of hazard control, and identify training needs. The following records are important and shall be maintained in accordance with pertinent statutes as part of the violence prevention program:

- reports of work injury, including workers' compensation injuries, if necessary;
- report for each reported assault, incidents of abuse, verbal attack, or aggressive behavior occurring between persons in the Campus;

- police reports of incidents occurring in the Campus;
- minutes of safety meetings, records of hazards' analysis, and corrective actions recommended;
- Preventing Violence on Campus training, including subjects covered, attendees, and qualifications of trainers; and
- other appropriate reports.

### **Campus Analysis**

The process of Campus analysis involves a step-by-step, commonsense look at the Campus to find existing or potential hazards for the occurrence of Campus violence. The Campus analysis entails reviewing specific procedures or operations that contribute to hazards and specific locales where hazards may develop. The Campus analysis program includes, but is not limited to:

- Reviewing reports and minutes from staff meetings on safety and security issues;
- analyzing trends in illness/injury or fatalities caused by violence;
- Measuring improvement based on lowering the frequency and severity of Campus violence;
- Surveying employees and students before and after making job or workplace changes or installing security measures or new systems to determine their effectiveness; requesting periodic outside review of the Campus for recommendations on improving employee safety;
- Interviewing employees and students who experience hostile situations about the medical treatment received (initially, several weeks later, and several months later).

Regular evaluation of safety and security measures affecting the violence prevention program shall be conducted at least annually. At LSU Health Sciences Center, this evaluation shall be the responsibility of the Critical Incident Threat Assessment Team.

### **Communication**

At LSU Health Sciences Center, we recognize that to maintain a safe, healthy and secure Campus, we must have open communication among students and employees, including all levels of supervision, on these issues. The open communication process includes, but is not limited to:

- periodic review of this policy;
- discussions of violence in the Campus during scheduled safety meetings;
- posting or distributing information on violence on the Campus; and
- procedures to inform supervisors about violence on the Campus, hazards, or threats of violence.

The Critical Incident Threat Assessment Team shall provide an appropriate place for employees and students to discuss security concerns with assurance that necessary confidences will be maintained.

### **Rights**

Mistreatment and abuse of students by faculty, residents, staff or fellow students is contrary to the educational objectives of the LSUHSC in New Orleans and will not be tolerated. Mistreatment and abuse include, but are not limited to, berating, belittling, or humiliation; physical punishment or threats; intimidation; sexual harassment; harassment or discrimination based on race, gender, sexual preference, age, religion, physical or learning disabilities; assigning a grade for reasons other than the student's performance; assigning tasks for punishment or non-educational purposes; requiring the performance of personal services; or failing to give students credit for work they have done.

Students have rights as guaranteed by the U.S. Constitution and all appropriate federal, state and local laws. Primary among those is the right to a fair and impartial hearing, if the student is accused of misconduct or violating university regulations. Additionally, students have the right to file a complaint for alleged mistreatment. The Health Sciences Center has existing policies and procedures that relate to the following:

financial aid; sexual harassment; final grade appeal; student housing; parking; drugs; alcohol; firearms; student's access to records, and privacy; computer/internet use; dress and professional conduct; health insurance; and liability insurance. Issues that relate to these specific policies, which may be found on the Health Sciences Center website, should be addressed to the appropriate office. The Office of Student Affairs of the appropriate school can help students with information about those policies.

LSUHSC-NO's Sexual Harassment Policy is available at the following link:

<http://www.lsuhscc.edu/administration/cm/cm-49.pdf>

For LSUHSC-NO's Student Responsibilities and Rights policy, CM-56, is available at the following link:

<http://www.lsuhscc.edu/administration/cm/cm-56.pdf>

For LSU's Equal Opportunity policy, PM-55, is available at the following link:

<http://www.lsuhscc.edu/administration/pm/pm-55.pdf>

### **Crime Statistics**

LSUHSC-NO discloses crime statistics for the campus, unobstructed public areas immediately adjacent to or running through the campus, and certain non-campus facilities and remote classrooms.

The statistics are gathered from University Police, local law enforcement, and other school officials who have "significant responsibility for student and campus activities". Professional mental health and religious counselors are exempt from reporting obligations, but may refer patients to the Campus Assistance Program (CAP).

University Police are responsible for compiling and reporting crime statistics. Crimes are reported in the following major categories, with several sub-categories:

- Criminal Homicide
- Murder and Non-negligent Manslaughter
- Negligent manslaughter
- Sex Offenses
- Forcible Sex Offenses (includes rape)
- Non-forcible Sex Offenses
- Robbery
- Aggravated Assault
- Burglary
- Motor Vehicle Theft
- Arson
- Domestic Violence
- Dating Violence
- Stalking

LSUHSC-NO also reports the following types of incidents if they result in either an arrest or disciplinary referral:

- Liquor Law Violations
- Drug Law Violations
- Illegal Weapons Possession

### **DEFINITIONS**

#### **Assault**

Assault is an attempt to commit a battery, or the intentional placing of another in reasonable apprehension of

receiving a battery. (Example: I may have a stick raised and know that I have no intention of striking you, but, based on the circumstances, you have a reasonable apprehension that I plan to strike you.)

### **Battery**

Battery is the intentional use of force or violence upon another; or the intentional administration of a poison or other noxious liquid or substance to another.

### **Credible Threat**

A credible threat is a statement or action that would cause a reasonable person to fear for the safety of him/herself or that of another person and does, in fact, cause such fear.

### **Domestic Violence** (from Sec. 54-525 Criminal Code New Orleans)

Means the occurrence of one or more of the following acts by a family or household member, but does not include acts if self-defense: Attempting to cause or causing physical harm to another family or household member; placing another family or household member in fear of physical harm; causing another family or household member to engage in involuntary sexual activity by force, threat of force, or duress; committing one or more of the following crimes against another family or household member: Arson of any grade, assault and battery of any grade, burglary of any grade, criminal damage to property, homicide of any grade, kidnapping of any grade, sex offense of any grade, any offense involving stolen property, any weapon law violation, disorderly conduct, stalking and criminal trespass of property.

### **Dating Violence** (US department of Justice Definition)

Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim is dating violence. The existence of such a relationship shall be determined based on a consideration of the following factors:

- the length of the relationship
- the type of relationship
- the frequency of interaction between the persons involved in the relationship

(See RS 46:2151)

### **Sexual Assault** (US Department of Justice Definition)

Sexual assault is any type of sexual contact or behavior that occurs without the explicit consent of the recipient. Falling under the definition of sexual assault are sexual activities as forced sexual intercourse, forcible sodomy, child molestation, incest, fondling, and attempted rape.

### **Stalking** (LA RS 14:40.2)

Stalking is the intentional and repeated following or harassing of another person that would cause a reasonable person to feel alarmed or to suffer emotional distress. Stalking shall include but not be limited to the intentional and repeated uninvited presence of the perpetrator at another person's home, workplace, school, or any place which would cause a reasonable person to be alarmed, or to suffer emotional distress as a result of verbal or behaviorally implied threats of death, bodily injury, sexual assault, kidnaping, or any other statutory criminal act to himself or any member of his family or any person with whom he is acquainted.

Additional State Laws

**Rape** LA RS 14:41 <http://legis.la.gov/lss/lss.asp?doc=78528>

**Forcible rape** LA RS 14:42.1 <http://legis.la.gov/lss/lss.asp?doc=78530>

**Aggravated Rape** RS 14:42 <http://legis.la.gov/lss/lss.asp?doc=78529>

**Simple Rape** RS 14:43 <http://legis.la.gov/lss/lss.asp?doc=78531>

**Sexual Battery** RS 14:43.1 <http://legis.la.gov/lss/lss.asp?doc=78532>

**Second Degree Sexual Battery** RS 14:43.2 <http://legis.la.gov/lss/lss.asp?doc=78533>

**Oral Sexual Battery** RS 14:43.3 <http://legis.la.gov/lss/lss.asp?doc=78534>

**Carnal Knowledge of a Juvenile** RS 14:80 <http://legis.la.gov/lss/lss.asp?doc=78672>

**Domestic Abuse Aggravated Assault** RS:37.7 <http://legis.la.gov/lss/lss.asp?doc=814014>

**Incest** RS:14:78 <http://www.legis.la.gov/legis/law.aspx?d=78666>

**Dating Partner** RS 46:2151 <http://www.legis.la.gov/Legis/Law.aspx?d=100568>

### **Intentional**

Intentional refers to conduct when the circumstances indicate that the offender, in the ordinary course of human experience, must have considered the criminal consequences as reasonably certain to result.

### **Pastoral Counselor**

A Pastoral Counselor is an employee of an institution who is associated with a religious order or denomination, recognized by that religious order or denomination as someone who provides confidential counseling and who is functioning within the scope of that recognition as a pastoral counselor.

### **Professional Counselor**

A Professional Counselor is an employee of an institution whose official responsibilities include providing psychological counseling to members of the institution's community and who is functioning within the scope of his or her license or certification.

### **Violence**

Violence is the commission of an assault or battery or the making of a credible threat.

### **Workplace**

The workplace is any site where an employee is placed for the purpose of completing job assignments.

### **Workplace Violence**

Workplace violence is violence that takes place in the workplace.

Revised date September 26, 2019