

This Campus Security Disclosure / Annual Security Report (ASR) is given to the student prior to contract signing. All staff members receive a copy prior to hiring. The purpose of the ASR is to inform prospective students, currently attending students and staff of the past three calendar years crime statistics so they are aware of the environmental safety of The Academy. The source(s) of crime statistics are derived by compiling data collected from the Fargo Police Department as well as the Campus Security Office / Campus Crime Logs.

The last page of this document is the acknowledgment signature page for each student / staff member to sign. Currently enrolled students and staff members in the building will receive an updated copy of this Disclosure / ASR with the Annual Notice, no later than October 1 each year. The updated copy will include the three most recently completed calendar years crime statistics. Updates will be received by paper copy or electronic email. The terms “staff”, “employee” and “school personnel” are interchangeable in this document.

Campus Security Act Information Disclosure - Under the Crime Awareness Campus Security Act of 1990, we are required to provide you with the following safety information about our campus. The Salon Professional Academy hereinafter known also as “The Academy” is committed to providing a violence-free campus.

General Information

- The Salon Professional Academy is committed to providing safety to all of its students, staff, and student salon training area guests.
- Violence, including, but not limited to: intimidation, sexual harassment/ sexual assault / misconduct, bullying or implied threat of violence is not tolerated at The Academy.
- No weapons (concealed or visible) are allowed in The Salon Professional Academy parking lots or Academy building(s).
- The Salon Professional Academy prohibits any retaliation against anyone who in good faith reports any violations of this policy.
- If you suspect or see unusual threatening behavior, report it immediately to the Title IX Coordinator / Compliance Officer / or another staff member.
- The Title IX Coordinator / Compliance Officer/ Campus Security Authority for The Academy is Debora Murray (4377 15th Ave South, Fargo, ND 58103. Office phone: 701.478.1772. Email: titleIXcoordinator@tspafargo.com).
 - The Title IX Coordinator is the designated person students and employees should report criminal offenses for the purpose of making timely warning reports and annual statistical disclosure.
- When both Clery Act and Title IX crimes are in question, The Academy will meet the regulations of both laws.
- Title IX is mandated by the Office of Civil Rights and includes any and all unwelcomed sexual violence.
 - The Academy does not discriminate on the basis of sex in the education programs or activities it operates and that it is required by Title IX not to discriminate in such a manner.
 - Questions regarding Title IX may be referred to The Academy’s Title IX Coordinator or to the Office of Civil Rights.
- When The Academy becomes aware of a Title IX situation, The Academy will investigate and will not delay, even if a police investigation is involved.
 - The Academy will take reasonable, prompt, equitable, and necessary steps to end the sexual violence and / or eliminate a hostile environment. Necessary steps may include, but may not be limited to: stopping the violence, disciplining and measures to prevent reoccurrence,
 - All investigation information will be documented and will be contained in the student’s file.
- The procedures for a Clery Act, Title IX or accreditation grievance are contained in the Student Handbook under the Complaint / Grievance Policy and Procedures section.
- If there is an imminent threat or harm **call 911 immediately**.
- For the purposes of timely warning reports and statistics disclosures, if an occurrence of crime happens to you or your property or if there is an emergency occurring on campus report it to the Title IX Coordinator / Compliance Officer / or another staff member immediately. See Timely Warning Policy located within this document.
 - A Timely Warning will be issued for all imminent threat situations.

- Assessment of the situation will include next steps of action.
- If there is an immediate threat occurring to the health or safety of students, staff or student salon training area guests on campus or Clery geography perimeters, The Academy will follow its Emergency Notification Procedures and will provide adequate follow-up information to the community as needed.
- The Title IX Coordinator / Compliance Officer / or another staff member may assist the student or guest in reporting the crime to the local police or other appropriate security force.
- If the incident is a sexual offense, procedures will follow the “**Sexual Assault and Misconduct**” section of this document.
- If the occurrence of crime represents one of the Crime Statistics listed on the following pages, this Campus Security Disclosure / ASR will be updated by the administrative personnel responsible for this document immediately upon receipt of the crime information.
 - The crime(s) will be included in the yearly Campus Crime Report and Campus Security Disclosures / ASR for the year in which the crime was reported to the Title IX Coordinator / Compliance Officer / or another staff member.
 - The newly updated Campus Security Disclosure will be circulated to all staff, enrolled students and prospective students.
- The Academy provides a copy of the Campus Security Disclosure / Annual Security Report (ASR) to all incoming students and newly hired staff.
- The Academy will provide current students and staff members with a copy of this updated Campus Security Disclosure / ASR at the beginning of each new calendar year.
 - This update will include the previous calendar year statistics to comply with the Department of Education’s Consumer Reporting requirement of the most recent three (3) completed calendar years.
 - Statistics will be gathered from the local police and compiled in this Disclosure.
 - The Academy staff member responsible for updating this document makes a good faith effort to collect all crime data from the local Police Department as well as collects all data for any on-campus crime and updates the Campus Security Disclosure annually, at a minimum. The exception being if a crime is committed on campus, the Disclosure is updated immediately and distributed.
 - These same statistics will be entered on the Campus Crime Report due in October of each year.
 - All students and staff will be notified in the event of any changes, revisions, or updates made to this document during the year.
- If a student wishes to report crimes on a voluntary, confidential basis for inclusion in the annual disclosure of crime statistics, contact the Admissions or Financial Aid Office or communicate directly with an Academy Director.
- The facilities are open Monday through Saturday according to assigned class/student salon training area schedules.
 - The building may also be open for educational classes for licensed professionals in cosmetology or to groups securing the use of the facilities through the owner.
 - Only Educators, Owners and The Academy’s cleaning service have keys to the building thus preventing internal crimes to as great an extent as possible.
 - All campus maintenance occurs during daytime hours when staff is present to monitor safety procedures.
- We encourage students and employees to be responsible for their own security and the security of others.
- The Academy provides annual programs to inform students and employees about campus security safety procedures and practices.



Note: The crime statistics in this report cover an area of 15th Ave. South, Fargo, ND, and include any incidents on campus at the physical location of The Academy (4377 15th Ave. South), including The Academy parking lot, adjacent sidewalks and streets. It also contains non-campus crime statistics regarding properties: owned or controlled by The Academy; used in direct support of, or in relation to The Academy’s educational purposes; frequently used by students within a one-hundred-foot radius, such as parks; and, property not within the same reasonably contiguous geographic area of The Academy.

Disclosure / Reporting of Statistics

- The procedures for preparing the Annual Security Report / Campus Security Disclosure include collecting information from the Fargo Police Department and the reporting of any crime or attempted crime to Academy officials.
- The Campus Security Report / ASR is prepared by the Academy Director.
- The Annual Security Report contains information related to Academy-wide policies and procedures involving security, safety, and criminal activities.
- The crime statistics below are reported in accordance with the FBI's Uniform Crime Reporting (UCR) Handbook when not in conflict with the Clery Act and relevant Clery Act federal law.
 - The information below reflects the number of on campus and public, off campus occurrences reported of **both attempted and completed crimes**, using the Clery geography statistics reported each year, for the three most recently completed calendar years.
 - The following categories do not include identification of the victim or the accused.
 - All confidential accommodations or protective measures provided to the victim, to that extent, will not impair The Academy's ability to provide those accommodations as only administrative staff affected by the changes to accommodate will be made aware of the situation.
- If two crimes are committed in the same incident, both crimes will be counted in The Academy's statistics according to the Hierarchy Rule in the "Summary Reporting System User Manual".
- Statistics are categorized as either **On-Campus** (core main campus location), **Public** (adjacent sidewalks, streets and parking lots surrounding the campus) and **Non-campus** as described above.
- The Academy does not offer on campus housing.

Unfounded Crime Data

- The number of "unfounded" crime data that is withheld from The Academy's crime statistics during the most recent three years will be reported to the Department through its annual security reporting (Campus Crime Report).
 - Institutions may only exclude a reported crime from its upcoming annual security report or remove a reported crime from its previously reported statistics only after a full investigation. Only sworn or commissioned law enforcement personnel (this does not include a district attorney who is sworn or commissioned) can make a formal determination that the report was false or baseless when made and that the crime report was therefore "unfounded". Crime reports can be properly determined to be false only if the evidence from the complete and thorough investigation establishes that the crime reported was not, in fact, completed or attempted in any manner. Crime reports can only be determined to be baseless if the allegations reported did not meet the elements of the offense or were improperly classified as crimes in the first place.
- A case cannot be designate "unfounded" if:
 - No investigation was conducted, or the investigation was not completed
 - Merely because the investigation failed to prove that the crime occurred; this would be an inconclusive or unsubstantiated investigation.
 - Recovery of stolen property.
 - Low value of stolen property.
 - Refusal of victim to cooperate with law enforcement.
 - The prosecution or the failure to make an arrest.
 - The findings of a coroner, court, jury (either grand or petit) or prosecutor do not "unfound" crime reports of offenses or attempts as listed in this Disclosure / ASR.
- If a crime is not included in the Clery Act statistics because it was "unfounded", The Academy will still maintain accurate documentation of reported crime and the basis for "unfounding" the crime. Documentation must demonstrate that the determination to "unfound" the crime was based on the results of the law enforcement investigation and evidence.
- All reports of crimes must be included in the statistics and applicable crime reports, except in the rare case that crime report is "unfounded".

Occurrences in:

	On-Campus			Public			Non-campus		
	2017	2018	2019	2017	2018	2019	2017	2018	2019

Criminal Offenses – Primary Crimes (As defined by FBI's UCR Program, "Summary Reporting System User Manual", (SRS))

• Criminal Homicide:									
○ Murder and non-negligent manslaughter	0	0	0	0	0	0	0	0	0
○ Negligent manslaughter	0	0	0	0	0	0	0	0	0
• Sexual Assault / Sex Offenses: (As defined by the FBI's UCR Program, "National Incident-Based Reporting System User Manual")									
○ Rape	0	0	0	0	0	0	0	0	0
○ Fondling	0	0	0	0	0	0	0	0	0
○ Incest	0	0	0	0	0	0	0	0	0
○ Statutory Rape	0	0	0	0	0	0	0	0	0
• Robbery	0	0	0	0	0	0	0	0	0
• Aggravated Assault	0	0	0	0	0	0	0	0	0
• Burglary where:	0	0	0	0	0	0	0	0	0
○ There is evidence of unlawful entry which may be forcible or non-forcible									
○ Unlawful entry must be of a structure/four walls, roof and door									
○ There is evidence that entry was made in order to commit a felony or theft									
• Motor Vehicle Theft	0	0	0	0	0	0	0	0	0
• Arson	0	0	0	0	0	0	0	0	0

Arrests and referrals for disciplinary actions, per revised FBI definitions, including

• Liquor Law Violations	0	0	0	0	0	0	0	0	0
• Illegal Weapons Carrying and Possessing	0	0	0	0	0	0	0	0	0
• Drug Abuse Violations	0	0	0	0	0	0	0	0	0
Persons who were referred to campus disciplinary action									
• Liquor Law Violations	0	0	0	0	0	0	0	0	0
• Drug Abuse Violations	0	0	0	0	0	0	0	0	0
• Illegal Weapons Carrying and Possessing Etc. Law	0	0	0	0	0	0	0	0	0

Hate Crimes

Reported statistics under **Criminal Offenses** by category of prejudice-hate crime or bias. (A Criminal Offense that is motivated by a Hate Crime must be counted in both sections):

• Race	0	0	0	0	0	0	0	0	0
• Gender	0	0	0	0	0	0	0	0	0
• Gender identity	0	0	0	0	0	0	0	0	0
• Religion	0	0	0	0	0	0	0	0	0
• Sexual orientation	0	0	0	0	0	0	0	0	0
• Ethnicity	0	0	0	0	0	0	0	0	0
• National origin	0	0	0	0	0	0	0	0	0
• Disability	0	0	0	0	0	0	0	0	0
• Any other crime involving bodily injury	0	0	0	0	0	0	0	0	0

Statistics are also required for four additional crime categories if the crime attempted / committed is classified as a hate crime. (As defined by the FBI's UCR Program, "Hate Crime Data Collection Guidelines and Training Manual")

• Simple Assault	0	0	0	0	0	0	0	0	0
• Intimidation	0	0	0	0	0	0	0	0	0
• Larceny-Theft	0	0	0	0	0	0	0	0	0
• Destruction/damage/vandalism to property by bias	0	0	0	0	0	0	0	0	0

Violence Against Women Act (VAWA) (Sexual Assault is included under "Criminal Offenses-Primary Crimes")

• Domestic Violence	0	0	0	0	0	0	0	0	0
• Dating Violence	0	0	0	0	0	0	0	0	0
• Stalking	0	0	0	0	0	0	0	0	0

If applicable, the number and category of any above crimes that were considered "unfounded" as described later in this document, are as follows: N/A

Confidentiality: The Academy ensures all personally identifiable information is not included when it completes the publicly available crime record keeping for the purposes of Clery Act reporting by utilizing the following procedures: **Crime statistics in any of the above categories may not include the identification of the victim or the person accused of committing the crime.** Although The Academy does not employ outside campus security officers, The Salon Professional Academy has a working relationship with the local police / law enforcement agencies who are able to support and provide services promptly in the event of an incident. The Academy encourages accurate and prompt reporting of all crimes to local law enforcement agencies when the victim elects to or is unable to report an incident.

Timely Warnings

The Academy will issue a **timely warning** about Clery Act crimes, listed above, which pose a serious or ongoing threat to students, employees or student salon training area guests. The Academy will provide the timely warning in a manner that is most likely to reach all members of the campus community. Timely warnings are limited to those crimes an institution is required to report and include in its Annual Security Report (ASR). There are differences in what constitutes a timely warning and an emergency notification; however, both systems are in place to safeguard Academy students, staff and student salon training area guests.

- As soon as The Academy Title IX Coordinator / Compliance Officer becomes aware of a crime, all students, employees and student salon training area guests will be notified in the timeliest manner possible including but not limited to: verbal notice, using Emergency Codes; text message; email; Facebook social media; and / or posting a notice on doors.
 - Note: The Salon Professional Academy is not required to provide timely warning with respect to crimes reported to a pastoral or professional counselor.

Missing Students

- The Salon Professional Academy does not have any off-campus locations and therefore all monitoring and recording of any criminal activity is conducted at the campus location of 4377 15th Ave South, Fargo, ND 58103.

Missing Student Procedure

- To report a missing student contact the Title IX Coordinator / Compliance Officer, Debora Murray, at 701.478.1772 or any other Academy Official.
- A missing student is defined as a student who no-calls / no-shows for class or is a student who does not return from an approved Leave of Absence.
- The Academy does not provide on campus housing for students therefore is not required to establish official notification procedures for a missing student.
- In the event The Academy determines a student is missing, the below **Procedures** will be taken to initiate contact with the missing student.
- If no contact is established with the student after fourteen (14) calendar days, this policy will be applied to define the date of determination for an unofficial withdrawal notification.

Procedural Process:

- Student attendance at The Academy is tracked on a daily basis by using the SMART Time Clock system.
- The time clock is used to determine attendance records for all students and to alert staff of student absences.
- The Academy staff makes every effort to contact a missing student if the student has made no attempt to contact The Academy to report an absence.
- If the student fails to report an absence, Academy officials reference the student's voluntary contact information from the Enrollment Application to initiate contact which may include but are not limited to:
 - Calling the student's cell phone number
 - Calling the emergency contact person(s) references / or parental contact information
 - Attempting to contact the student via email or text messaging
- In the event The Academy is unsuccessful in making contact with the student over fourteen (14) calendar days, The Academy will start the unofficial withdrawal proceedings.
- The date of determination will be the date The Academy determines a student is withdrawing whether by official or unofficial notification.
- The withdrawal date will be the student's last date of attendance in The Academy and will be used in the refund calculation(s).
- If a student was on an official LOA and did not return from the LOA on the agreed scheduled day, The Academy will attempt to contact the student.
 - If The Academy is unsuccessful in their attempt, The Academy will begin the withdrawal procedures.

Drug Free Campus

- The Salon Professional Academy prohibits the unlawful possession, use or distribution of illicit drugs and alcohol by students and staff on The Academy premises or as part of any Academy activities.
- The compliance with this *Drug Free Campus* section is mandatory for all students and all staff.
- The Academy has adopted a policy that includes the expectation that Academy students will comply with federal, state, and local laws, including those relating to alcoholic beverages, narcotics and other drugs.
- The Salon Professional Academy reviews its Drug Prevention Policy and effectiveness of sanctions imposed every **two** years during the Biennial Drug Review.

- If changes are identified, they will be implemented during a staff meeting and all students will be informed in writing of the recent necessary changes for Alcohol and other Drug Abuse and Violence Prevention.
- Newly enrolled students will receive this information during the orientation process.
- If a new staff member joins after the annual distribution, all drug related material will be given as part of the new hire program.
- The Academy will impose sanctions for violation of standards of conduct.
 - The Academy will terminate any student or staff member involved in unlawful possession, use or distribution of illicit drugs and alcohol on Academy premises.
 - The Academy will refer such cases to the proper authorities for prosecution.
 - A student or staff member may be reinstated upon completion of an appropriate drug rehabilitation program.
- In some cases, conviction of drug-related offenses could result in the student's ineligibility of Title IV funding or other forms of financial assistance.
- If an arrest for drug or alcohol related incidences occurs off site, the student/staff member is urged to inform The Academy so the Title IX Coordinator / Compliance Officer may assist with providing resources to aid the student/staff member.
- As a condition of employment, employees must notify the owners of any criminal drug statute conviction for a violation occurring in the workplace **no later than five days** after such conviction.
- Academy policy supports and enforces state underage drinking and illicit drug laws.
- The Academy will make available, upon request, to the U. S. Department of Education and to the public, information distributed to students and staff regarding the results of the biennial review of The Academy's program that:
 - Determines the effectiveness of the program and implements needed changes;
 - Determines the number of drug and alcohol-related violations and fatalities that occur on The Academy property or as part of The Academy's school related activities and are presorted to Academy officials;
 - Determines the number and type of sanctions that are imposed and;
 - Ensures that sanctions are consistently enforced.
- All students receive the results of the biennial review during a monthly student celebration.
 - To ensure all students will receive a copy, students who are absent on the day of student celebration will be provided a copy by their team coach upon the student's return. Team coaches will take an attendance role call during this student celebration to determine missing students.
- The Biennial Review distribution for staff is conducted annually during a staff meeting.
 - Absent staff members will be given a copy upon their return.
 - If new staff member joins after the annual distribution, all drug and alcohol related material will be given as part of the new hire program.

Drug and Alcohol Abuse Prevention

- The Academy will immediately contact law enforcement officials to report all unlawful activities.
- The health risks of the use of illicit drugs and alcohol include:
 - Health risks associated with the use of illicit drugs and the abuse of alcohol include: impaired mental and physical health, neurological disease/damage, memory and intellectual performance interference, mental and physical depression, uncontrollable violence, impulsive behavior, convulsive seizures, homicide, suicide, cardiac disease or damage, cardiovascular collapse or heart failure, gastrointestinal disease or damage, ulcers or erosive gastritis, anemia, liver and pancreatic disease, liver failure or pancreatitis, deteriorating relationships, and death.
- The Academy provides drug and alcohol-abuse prevention education (including but may not be limited to:
 - health, legal and social consequences of drug and alcohol use and providing techniques to resist peer pressure to use illicit drugs or alcohol) and distribution of materials annually, which refers students and staff to local services.
- The area drug abuse, counseling, referral, treatment and rehabilitation center information below is available to all students or staff members.
 - Sharehouse <http://www.sharehouse.org>
 - Simon Chemical Dependency Services <http://www.simoncdservices.com/index.html>
 - US Department of Veterans Affairs – Fargo Vet Center
<http://www.va.gov/directory/guide/facility.asp?ID=5132&dnum=all&stateid=ND&v=1>
 - YWCA <http://www.ywcacassclay.org/contactus>
 - Prairie St Johns LLC <http://prairie-stjohns.com/contact-us/>

- Drake Counseling Services <http://drakecounselingservices.com/>
 - First Step Recovery <http://www.firststep-recovery.com/>
 - Centre Inc www.centreinc.org
 - The Academy may also be required to meet local, state federal and judicial drug abuse rulings.
 - All local, state, federal and judicial requirements, if applicable, are located in the *Consumer Information* given to the student with The Academy documents.
- Federal Drug Trafficking Penalties / Health Risks of Drug Abuse:*
Please refer to the following information: <https://www.federalcharges.com/drug-trafficking-laws-charges/>

Sexual Assault and Misconduct (Including Title IX and Violence Against Women Act (VAWA))

- There are four primary categories of sexual assault: Dating Violence; Domestic Violence; Sexual Assault and Stalking. The primary and local definitions (if applicable) for each of these categories is as follows:
 - **Dating Violence** is violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with a victim and is based upon the reporting party or third-party statements taking into consideration the length of the relationship, the type of the relationship and the frequency of the relationship.
 - **Domestic Violence** is a felony or misdemeanor crime of violence committed by a current or former spouse or intimate partner; a person with whom the victim shares a child in common; a person cohabitating or has cohabitated with the victim as a spouse or intimate partner; a person similarly situated to a spouse under the domestic and family violence laws of the jurisdiction in which the crime of violence occurred; or any other person against an adult or youth victim who is protected from that person's acts under the domestic and family violence laws of the jurisdiction in which the crime of violence occurred. Domestic violence can be a single event or a pattern of behavior that includes, but is not limited to, sexual, or physical abuse.
 - **ND Century Code 14-07.1-01** "Domestic violence" includes physical force, assault, or the infliction of fear of imminent physical harm, bodily injury, sexual activity compelled by physical force, or assault, not committed in self-defense, on the complaining family or household members.
 - **Sexual Assault** is defined as an offense that meets the definition of rape, sodomy, sexual assault with an object, fondling, incest, or statutory rape as used in the FBI's UCR program included in Appendix A of Subpart D or Part 668.
 - **Stalking** is defined as engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for his or her safety or safety of others or suffer substantial emotional distress. Course of conduct is defined as engaging in two or more acts, including, but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method, device, or means, follows, monitors, observes, surveils, threatens, or communicates to or about a person, or interferes with a person's property. A reasonable person is defined as someone reasonable under similar circumstances and with similar identities to the victim. Substantial emotional distress is defined as significant mental suffering or anguish that may but does not necessarily require medical or other professional treatment or counseling.
 - **ND Century Code 12.1-17-07.1:** Stalking "Stalk" means: (1) To engage in an intentional course of conduct directed at a specific person which frightens, intimidates, or harasses that person and member of that person's immediate family and must cause a reasonable person to experience fear, intimidation, or harassment: or (2) The unauthorized tracking of the persons movements or locations through the use of a global positioning system or other electronic means that would cause a reasonable person to be frightened, intimidated, or harassed and which serves no legitimate purpose.

The Academy prohibits all sexual misconduct and related VAWA offenses: crimes of dating violence, domestic violence, sexual assault, and stalking, as those terms are defined in the final regulations of VAWA or the definitions of these terms in the applicable jurisdiction.

- **Consent** is defined by local jurisdiction as the affirmative, unambiguous, and voluntary agreement to engage in a specific sexual activity during a sexual encounter. Consent cannot be given by an individual who is asleep, or mentally or physically incapacitated either through the effect of drugs or alcohol or for any other reason; or is under duress, threat, coercion, or force, or inferred under circumstances in which consent is not clear, including but not limited to the absence of "no" or "stop" or the existence of a prior or current relationship or sexual activity.

- The definition of “*Rape*” as defined by the FBI UCR Summary Reporting Systems is as follows: “Penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim.”
- If a sexual misconduct / sexual offense has occurred, please notify the Title IX Coordinator / Compliance Officer as soon as possible. The Salon Professional Academy will do everything possible to assist in this serious matter.

Rights of the Victim / Accused:

- When a student or employee reports to The Academy Title IX Coordinator / Compliance Officer that the student or employee has been a victim of domestic violence, dating violence, sexual assault, or stalking, whether the offense occurred on or off campus, The Academy will provide the student or employee a written explanation of the student’s or employee’s rights and options.
 - Under Title IX requirements, if an offense that happens off campus is reported to school personnel and this offense affects the student’s education, The Academy will take action and follow through with an investigation.
 - Criminal proceedings do not negate The Academy from performing an investigation under Title IX.
 - Interim measures that will be taken during an investigation include, but may not be limited to:
 - An incident report will be filed and the police will be contacted. If the students are injured the police will advise next steps
- Safeguarding the victim and accused identity is a priority.
- Written notification regarding the following will be provided to the victim regardless of whether the victim chooses to report the crime to local law enforcement:
 - Local counseling agencies, including but not limited to, health, mental health, victim advocacy, and / or legal assistance, visa and immigration assistance, student financial aid and other services available for victims, both within The Academy and in the community.
 - Area counselor / facilities that counsel victims regarding sexual assault / mental health include:
 - **Rape and Abuse Crisis Center 701.293.7273**
 - The Academy will provide written notification regarding options for and available assistance in, changing academic schedules (i.e., allowing the victim to take a leave of absence or enroll in a later program, etc. if the change is requested by the victim and the change is reasonably available), living arrangements, transportation, or protective measures if requested by the victim and such accommodations are reasonably available.
 - National Hotlines available to counsel sexually assaulted students such as but not limited to:
 - **National Sexual Assault Hotline at 1-800-656-4673**
 - **Love is Respect Hotline at 1-866-331-9474**
 - **National Domestic Violence Hotline at 1-800-799-7233**
- Time is of the essence for evidence collection and preservation.
 - Ideally, a victim of a sexual assault should not wash, douche, use the toilet, or change clothing prior to a medical exam.
- The preservation of evidence is of the utmost importance to assist in proving the alleged criminal offense or obtaining a protective order; therefore, all evidence will be protected and forthcoming during an investigation.
- Alleged offenses can be reported to any of the administrative / educational staff within The Academy if the Title IX Coordinator / Compliance Officer is not readily available.
 - If a student feels more comfortable with a particular staff member, the student has the right to report the alleged offense to the staff member of their choice.
- The victim has the right to decline Academy assistance, but upon request, a staff member will assist in notifying local law enforcement agencies.
- The victim has the right to contact or decline local law enforcement notification.
- If applicable, the rights of the victim and The Academy’s responsibilities regarding orders of protection, no contact orders, restraining orders, or similar lawful orders issued by a criminal, civil, or tribal court will be followed.
 - The aforementioned will be performed to the best of The Academy’s ability in order to protect its involved student(s) and / or employee(s).
- Filing a police report will not obligate the victim to prosecute, nor will it subject the victim to judgment from others.
- If a sex offense happens where both the accused and the accuser attend The Salon Professional Academy, the accused and the accuser are entitled to the same opportunity to have others present during an Academy disciplinary proceeding, including the opportunity to be accompanied to any related meeting or proceeding by an advisor of their choice.
- The accused and accuser are given timely notice of meetings at which one or the other or both may be present.

- The accuser, the accused, and appropriate officials will be given timely and equal access to information that will be used during informal and formal disciplinary meetings and hearings.
- Both the accuser and the accused shall be simultaneously informed, in writing, of:
 - The outcome of The Academy disciplinary proceeding and sanctions imposed against the accused.
 - The Academy will allow the accused / accuser to appeal the result of The Academy disciplinary proceedings.
 - Any change in the results that occur prior to the time the results become final.
 - When the results become final.
- Appeal proceedings are as follows:
 - Appeals will be reviewed on a case-by-case basis.
 - Appeal must be provided in writing to owner(s) of The Academy within 10 business days of the date the final outcome was delivered to the student.
 - Owners will review the student's appeal and will respond to the appeal within 14 business days.
 - All appeal determinations are final.
- The appeal decision and all appeal related documents will be placed in the student's file.

Disciplinary Procedures

- The Academy disciplinary proceedings in cases of alleged dating violence, domestic violence, sexual assault or stalking are identified as all activities related to non-criminal resolution of an institutional disciplinary complaint including but not limited to, fact-finding investigations, formal or informal meetings and hearings.
- Proceedings do not include communications and meetings between officials and victims concerning accommodations or protective measures to provide to a victim.
- The student or employee may file a disciplinary complaint by completing a complaint form in writing to the Title IX Coordinator.
- The Academy will follow the below criterion to determine which type of disciplinary proceeding to implement based on the circumstances of an allegation of:
 - **Dating Violence**: The Director will report the incident to The Rape and Abuse Crisis Center and follow their standard procedures. The Academy will allow a leave of absence in the case of his or her safety.
 - **Domestic Violence**: The Director will report this incident to the Fargo Police Department and follow their standard procedures. The Academy will allow a leave of absence if deemed necessary.
 - **Sexual Assault**: The Director will report this to the Fargo Police Department and follow their standard procedures to protect the student.
 - **Stalking**: The Director will report this to the Fargo Police Department and follow their standard procedures to ensure the victim is protected and never alone.
- The standard of evidence that will be used during The Academy conduct proceeding arising from the report will include:
 - The Academy will provide a fair, and an impartial investigation and proceeding.
 - Disciplinary proceedings, if applicable, will follow with the ultimate goal of a final consequence / result.
 - The Academy will, upon written request, disclose to the alleged victim of a crime of violence or non-forcible sex offense, the report on the results of any disciplinary proceeding conducted against a student who is the alleged perpetrator. The Academy will disclose results, upon written request, to a victim's next of kin in cases where the crime resulted in the victim's death.
 - The Academy will allow for an extension of timeframes for good cause with written notice to the accuser and the accused regarding the delay and the reason for the delay.
 - **"Proceeding"** is defined as an orderly process in which participants or their representatives are able to present evidence in support of their claims and to argue in favor of particular interpretations of the law in which a fact finder makes a determination of the factual and legal issues.
 - **"Result"** is defined as the final consequence of a sequence (ordered list) of actions or events expressed qualitatively or quantitatively. Possible results include advantage, disadvantage, gain, injury, loss, value and victory. There may be a range of possible outcomes associated with an event depending on the point of view, historical distance or relevance. Reaching no result can mean that actions are inefficient, ineffective, meaningless or flawed.
 - No retaliating, intimidating, threatening, coercing, or otherwise discriminatory actions by any employee or officer against any individual for exercising their rights or responsibilities regarding sexual misconduct / assault will be tolerated.

- Safeguarding the identity of the victim and the accused will be ensured by the following Academy procedures: The Academy will make an incident report and contact the police to make them aware of incident and take their lead on the protocol with the two parties. If necessary, a leave of absence will be granted until the issues is cleared.
- The investigation will be conducted by officials who receive annual training on issues related to domestic violence, dating violence, sexual assault, and stalking regarding how to conduct an investigation and impartial hearing process that protects the safety of victims and promotes accountability.
- Officials who conduct the proceedings may not have a conflict of interest or bias for or against the accuser or the accused.
- All proceedings are conducted with consistency and are transparent to the accuser and the accused.
- The Academy anticipated timeline for the decision-making process and disciplinary proceedings would be no later than 60 days.
- Sanctions that may be imposed following the result of The Academy disciplinary proceedings for an allegation of any sexual offense include but may not be limited to:
 - A dismissal from The Academy following a final determination of said proceedings surrounding sexual assault / misconduct or any Title IX / VAWA related offenses, including but not limited to, rape, acquaintance rape, or other forcible or non-forcible sex offenses, dating violence, domestic violence, sexual assault or stalking.
- The range of protective measures offered to a student or employee following an allegation of dating violence, domestic violence, sexual assault, or stalking includes but may not be limited to:
 - Reporting the incident to the authorities, documenting an incident report for their files and granting a leave of absence if deemed necessary.
- Any person who files a grievance regarding Clery Act / Title IX regulations must follow The Academy's Complaint / Grievance Policy found in the Student Handbook.
 - The grievance must be made in writing and contain all relevant names and dates and a brief description of the basis of the complaint.
 - The Title IX Coordinator will be responsible for addressing the complaint.
- Information will be disclosed upon written request, to any alleged victim of any crime of violence or forcible / non-forcible sex offense, regarding the results of any disciplinary proceedings conducted by The Academy against a student who is the alleged perpetrator of such crime or offense. If the alleged victim is deceased as a result of the crime or offense, the information shall be provided upon request, to the next of kin of the alleged victim.

Additional VAWA Information

- Compliance with VAWA provisions does not constitute a violation of section 444 of the General Education Provisions Act (20 U.S.C.1232g), commonly known as the Family Educational Rights and Privacy Act of 1974 (FERPA).
- The Academy will notify proper authorities regarding any reasonable suspicion of an Academy student being a victim of sex trafficking.
- The Academy will recommend culturally appropriate victim services / shelters to assist women in the event of a domestic violence, dating violence, sexual assault, or stalking, including electronic stalking.
- If a minor or a person with a legally appointed guardian is permitted by law to receive victim services without the parent's or guardians' consent, the minor or person with a guardian may release information without additional consent.

The Academy ensures proper implementation of Awareness programs, Bystander intervention, Ongoing prevention and Awareness Campaigns, Primary Prevention Programs and Risk Reduction is handled according to the definitions outlined in 34 CFR 668.46(j)(2)(i)-(v).

The Academy maintains a **Command Decision Team (CDT)** consisting of the Owners, Operations Directors, Title IX Coordinator, Financial Aid Administrator, Admissions Director, Educators and Front Desk Support Staff.

Initiation of the Notification System

- The CDT will identify who should be notified and determine the extent of the emergency and enact appropriate means of notification by but not limited to:
 - Fire alarms to alert the campus community
 - Emergency Code alerts
 - Telephone
 - Email / Social Media / Emergency Blog
 - Text messages
 - Posting written notices as more specific information becomes available.
 - Disseminating emergency information to the city / larger community, when applicable
- The CDT will determine the extent of information that needs to be released to the public and will disseminate information to staff, students, and student salon training area guests / public as appropriate while protecting the victim(s) identity.
- The verbal/written communication will include:
 - Type of emergency
 - Steps to be taken for the emergency situation

Emergency Procedures

- Testing of emergency procedures will take place annually and is scheduled by the Owner / Operations Director.
- Staff will be alerted to the scheduled date(s), however; the students will be unaware until the actual emergency test occurs to ensure proper evaluation of emergency procedures.
- Owners and staff will evaluate the testing results and implement improvements needed to secure the safety of all concerned.
- The testing exercise will be documented including a description of the exercise, the date, time and whether it was announced or unannounced.
 - The Academy will publish the emergency response and evacuation procedures in conjunction with at least one test per calendar year.

Ongoing Prevention and Awareness Programs

The Academy provides ongoing prevention information and awareness information to students and staff to increase understanding of topics relevant to and skills for addressing: dating violence, domestic violence, sexual assault and stalking. These programs are tailored to meet the needs of staff and students, so they are culturally relevant. The goal of ongoing prevention and awareness is to add emphasis to community-wide education, initiatives, and strategies that increase knowledge and share information and/or resources to prevent violence, and promote safety. The Salon Professional Academy is very diligent about drug prevention and has a zero tolerance for illegal materials in any form. If the Academy is suspicious in any way that a student has drugs on them or on the premises the Academy calls for a local law enforcement visit including a trained dog to inspect the building.

The Academy also emphasizes and safe and positive steps for any bystander to prevent harm or intervene when there is a risk of domestic violence, dating violence, sexual assault, or stalking against another person. Educators provide discussions that emphasize understanding institutional structures and cultural conditions that facilitate violence; Information about recognizing situations of potential harm, overcoming barriers to intervening, identifying safe and effective intervention options, and taking action, such as reporting incidents to appropriate authorities. In addition, both staff and students are educated on how to recognize warning signs of abusive behavior in order to mitigate the likelihood of perpetration, victimization, or bystander inaction.

- Information regarding risk reduction by recognizing warning signs of abusive behavior can be found at: <http://www.thehotline.org/is-this-abuse/abuse-defined/>

Primary Prevention and Risk Reduction

Primary Prevention Programs are defined as programming, initiatives and strategies informed by research or assessed for value, effectiveness or outcome that are intended to stop dating violence, domestic violence, sexual assault and stalking before they occur, through the promotion of positive and healthy behaviors that foster healthy, mutually respectful relationships and sexuality, encourages safe bystander intervention and social norms in health and safe directions.

The Primary Prevention Program(s) focus on changing the social norms and stereotypes that create conditions in which sexual violence occurs, are tailored and inclusive to the student body and staff community, and use a range of strategies throughout The Academy to convey the Primary Prevention Program requirements and are sustainable over time. The Academy holds an annual educational program through the Fargo Police Department specifically designed for the prevention of crime and to promote the awareness of rape, acquaintance rape, domestic violence, dating violence, sexual assault, and stalking for the purposes of primary prevention and awareness for incoming students, new employees, and current students. The information is inclusive of risk reduction strategies to decrease perpetration and increase empowerment for victims in order to promote safety and to help individuals and communities address conditions that facilitate violence.

- Individuals wishing to learn additional information about registered sex offenders may go to <http://www.sexoffender.nd.gov/> or check website information for the City of Fargo.

Emergency Response / Procedures / Evacuation

The Academy will use the following protocol to confirm that there is a significant emergency or dangerous situation:

- Determine the appropriate segment of campus to receive communication of notification.
- Determine the content of the notification and how The Academy will initiate the notification system.
- In the case of emergency, the Academy will call the Fargo Police Department and notify them of the potential emergency and, in some cases, notify the following surrounding businesses:

Bed Bath and Beyond (701) 282-0222 and Bremer Bank (701) 492-2600

The Operations Director will contact the Police and the Head Educator will contact the surrounding buildings.

Emergency Notification

- If a dangerous or emergency situation has been confirmed on campus involving a direct threat to the health and safety of students, student salon training area guests or employees, immediately notify Academy officials of this unforeseen circumstance that calls for immediate action.
- The Academy will, without delay, and taking into account the safety of the community, determine the content of the notification and initiate the notification system, unless issuing a notification will, in the professional judgment of responsible authorities, compromise efforts to assist the victim or to contain, respond to, or otherwise mitigate the emergency.
- Emergency procedures will be followed if an immediate threat to the health or safety of students or employees occurs on campus.
- Updates relevant to community safety will be released as information becomes available.
 - Every educator, administrative staff, and front desk personnel have received training on how to handle a pending emergency and The Academy has an emergency drill two times a year.

Emergency Situation(s):

- All staff members have been trained in the Emergency Codes. **Codes for an Emergency Situation include:**
 - Code 1:** A lock down situation has occurred-Staff and students are to remain calm and in the classroom.
 - Code 2:** Indicates a need to evacuate the classroom immediately and exit through a front entrance only.
 - Code 3:** Indicates a need to evacuate through the back entrance only.
 - Code 4:** Indicates a dangerous situation has occurred outside the building and no one is to leave the building.
 - Code 5:** A hostage, criminal or terrorist threat / situation

Lock Down Procedures

- Procedures to follow include but are not limited to:
 - Each classroom will pull the lock down locks on the classroom doors turn off the lights and put paper over the windows, if possible.
 - The Educator will instruct the students to remain quiet and calm and to make sure all devices are in silent mode.
 - The Educator will be in contact with the Operations Director via text message to when the lock down is over.

Emergency Response Procedures

- Procedures to follow include but are not limited to:
 - Confirm there is a significant emergency or threat
 - At the time of an urgent unanticipated event, staff members without delay, will assess the situation to determine the extent of the emergency.
- Without delay The Academy Administration will:
 - Contact authorities, 9-1-1
 - Determine appropriate code for the emergency
 - Assist any victim(s)
 - Respond and / or contain the emergency at hand
 - Diffuse the dangerous situation if possible
 - Determine course of action in order to protect entire Academy population
 - Account for the safety of all students, student salon training area guests, and other staff
 - Roll call will be taken as soon as reasonably possible to ensure all students and staff have been accounted for at the time of the emergency.
 - Begin the notification process
 - Will determine the content of the notification and initiate the notification system unless initiating the notification system will, in professional judgment of Academy staff, compromise efforts to assist a victim or to contain, respond to or otherwise mitigate an emergency
 - Academy staff will determine appropriate segments of The Academy community to receive a notification
 - Student salon training area guests will be notified by verbal communication and these guests are the responsibility of every student and staff member

An Emergency Procedures binder is found in Operations Office and at the Student Salon Training Area.

Emergency Phone Numbers

- Immediate Help (Fire, Police, Rescue Squad): 9-1-1
- Administrative Offices: 701-478-1772
- Fargo Police Department: 701-235-4493
- Fargo Fire Department: 701-241-1540

Emergency Procedures Due to Criminal or Terrorists Threats

- Upon receipt of information pertaining to a criminal or terrorist threat during business hours, the person receiving the information should notify a staff member(s) of the impending or occurring emergency.
- Response
 - Immediate assessment of situation to determine response needed to address the threat at hand.
 - Trained staff members will respond to the situation using Emergency Codes if necessary.
 - Conduct risk assessment of vulnerability of all areas of the building including classrooms.
 - Contact civil authorities to determine appropriate action.
 - Advise students to take shelter in pre-defined areas, based on threat and safety of students
 - Possible evacuation of entire campus for a length of time to be determined based on the situation

Tornado Warning

- When a tornado warning is issued a public warning will sound from the local area if:
 - A tornado has actually been sighted
 - Or has been indicated by radar

Tornado Warning Procedure

- DO NOT leave the building
- Move away from the perimeter and exterior of the building
- Students and staff should immediately:
 - Go to an inner hallway or a smaller inner room such as a bathroom or closet
 - Vacate any exterior rooms and close the doors to those rooms.
 - Stay away from windows.
 - Take shelter under tables, if possible.
 - Avoid places with wide-span roofs and windows such as the student salon training area
 - Go to the center of the room.
 - Sit down and cover your head.
 - Make every effort to remain calm and encourage those around you to do likewise.
 - Remain in the shelter location until instructed to return to your previous activities.

Security Plan

- All staff members and students are knowledgeable of defined plan
- Staff members and students have clearly defined roles
- Practiced unannounced drills
 - Fire
 - Intrusions/School Shooting/Terrorist Attack/Hostage situation

Fire Emergency

If you smell smoke or see fire, report it immediately to an Academy staff member. A staff member will then give an emergency warning. Do not panic. Proceed as follows:

- Students in the student salon training area exit single file out the front doors. If you have a guest at the time, the guest is your responsibility.
- After exiting The Academy, proceed safely away from the building.
- Support staff at front desk will help guest in reception area out the front doors.
- Proceed to safety away from the building.
- Students in the classrooms, student lounge, conference room, and spa area should exit through the nearest door, single file.
- Locate and join the students and guests from the student salon training area.
- Familiarize yourself with your evacuation route and the location of all emergency and regular exits.
- The evacuation route illustration is found in the student's lounge.
- **VIOLATION OF FIRE SAFETY RULES PUTS LIVES IN JEOPARDY. TAMPERING WITH FIRE ALARMS OR FIRE EQUIPMENT CAN RESULT IN FINES AND POSSIBLE INCARCERATION ACCORDING TO NORTH DAKOTA STATE LAWS.**
- Fire Drills will be practiced yearly and require your most serious cooperation and consideration. All exits must be in working condition and unobstructed.
- There will be one announced drill annually and one unannounced drill annually.
- The Academy will publicize its emergency response and evacuation procedures in conjunction with at least one test per calendar year.
- The Academy documents a description of the drill, (date, time and whether it was announced or unannounced) and evaluates all drills and records the results in writing and conducts an evaluation of improvements needed.

In case of serious accident or illness – call 9-1-1

- Do not move sick or injured person(s).
- Be careful to avoid personal contact with any body fluids such as blood, vomit, or saliva.
- Stay with the victim and reassure her/him that help is on the way.

Power Failure:

- Remain calm.
- Do not move from your location. Await instructions from Educators or Staff.
- If instructed to evacuate, use designated emergency exits ONLY.