

Burrell College of Osteopathic Medicine

2025 Annual Safety and Security Report

With Statistics from January 1, 2024 to December 31, 2024

Release Date: October 1, 2025



Picture depicted is of the Las Cruces (NM) Campus



Picture Depicted is of the Melbourne (FL) Campus

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INTRODUCTION

This report contains information regarding safety and security programs, policies, and procedures in place at the Burrell College of Osteopathic Medicine. It complies with the requirements established by 20 USC 1092, also known as the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act, as well as the requirements imposed by the amendments to the Violence Against Women Act (VAWA). Statistics from January 1, 2024, through December 31, 2024, required by this Act are included in this report for the Burrell College of Osteopathic Medicine – Las Cruces (NM) Campus and Burrell College of Osteopathic Medicine – Melbourne (FL) campus. While the College's additional location in Melbourne (FL) did not matriculate students until July 2024, for uniformity of reporting, information for the entire annual year is being provided for the College's Melbourne (FL) campus.

Due to the Burrell College of Osteopathic Medicine - Las Cruces (NM) campus (Burrell) being physically located on the New Mexico State University (NMSU) campus and its established agreements (such as housing and facility usage for Burrell students) with NMSU, statistics from the Las Cruces NMSU campus are required to be included in this report. Due to the Burrell College of Osteopathic Medicine - Melbourne (FL) campus (Burrell) being physically located on the Florida Institute of Technology (Florida Tech) campus and its established agreements (such as housing and facility usage for Burrell students) with Florida Tech, statistics from the Melbourne Florida Tech campus are required to be included in this report. While these numbers do not necessarily reflect reportable crimes on the Burrell campus itself, the statistics are reflective of Burrell's geographic location. The statistics also include non-campus locations which can be found in the description of Clery geography in Section 4 of this report.

Campus Security Authorities and agencies that were utilized for the collection of statistics include the NMSU Police Department, Albuquerque (NM) Police Department, Gallup(NM) Police Department, Las Cruces (NM) Police Department, Portales (NM) Police Department, Roswell (NM) Police Department, Taos Police Department, El Paso (TX) Police Department, Los Alamos (NM) Police Department, Melbourne (FL) Police Department, and Cape Coral (FL) Police Department.

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SECTION 1 – OVERVIEW

ABOUT BURRELL

The Burrell College of Osteopathic Medicine is dedicated to improving the quality and access to healthcare in underserved communities through osteopathic medical education and training. Although Burrell is a private, freestanding college, its Las Cruces (NM) campus is affiliated with New Mexico State University (NMSU) and its Melbourne (FL) campus is affiliated with the Florida Institute of Technology (Florida Tech), allowing students to enjoy the student life and campus community benefits of a major university. Burrell students have access to many NMSU and Florida Tech facilities and services, such as athletics, intramural sports, health services and recreational facilities. Burrell students can also utilize NMSU's or Florida Tech's housing and meal services, at an additional cost. The College's Las Cruces (NM) campus has two buildings located at the Arrowhead Research Park on the NMSU campus. The College's Melbourne (FL) campus occupies two floors of the L3 Harris Commons building on the campus of Florida Tech. Due to Burrell's geographic location, statistics from the Las Cruces NMSU campus and Melbourne, Florida Tech campus are included in the report. Burrell has eleven non-campus reporting locations which can be found in the description of Clery geography in Section 4 of this report.

PUBLIC SAFETY AGENCIES AFFILIATED WITH BURRELL

Las Cruces, New Mexico Campus

Burrell relies on support from the NMSU police and fire departments for assistance. The NMSU Police Department (<https://www.nmsupolice.com/>) provides patrol, criminal investigation, and emergency dispatching services for the NMSU campus inclusive of Burrell. All police officers are highly trained, certified, and have full arrest powers. All officers must complete a basic police officer academy and be certified by the New Mexico Law Enforcement Academy Board. In addition, a number have specialized training and work with other agencies in the region. Some are nationally certified handlers of explosives detection dogs, while others participate in regional response teams that investigate special crimes, as well as statewide task forces with a variety of state and federal agencies. All dispatchers working in the NMSU's Emergency Dispatch Center are also fully trained and certified by the State of New Mexico. They answer the 911 calls coming into the center from campus, and dispatch police, fire, and emergency medical services. The NMSU Fire and Emergency Services Department (<https://fire.nmsu.edu/>) provides fire protection and emergency medical response for the Burrell campus. A team of full-time, experienced fire professionals lead the department who are trained and certified as firefighters, emergency medical technicians, and even hazardous materials technicians.

While not a traditional public safety agency, the NMSU Environmental Health & Safety Department (<https://safety.nmsu.edu/>) also works to ensure a safe environment at university and college facilities throughout the state. The staff provides safety training and assists with development of safety procedures for laboratory safety, hazardous waste management, emergency planning and response, oversees laboratory safety and hazardous waste management, assists with emergency planning and response, and a host of other functions intended to help keep the campus safe. The department supports guidance for emergency preparedness from the New Mexico Department of Health and the Centers for Disease Control and Prevention.

Melbourne, Florida Campus

The Florida Tech Department of Security is charged with the responsibility of protecting the life and property of students, faculty, and staff located at Florida Tech. The Department of Security is responsible for policy enforcement, security, and emergency response at Florida Tech's Main Campus, Panther Bay residential properties, Applied Research Laboratory, The Emil Buehler Center for Aviation Training, Center for Aeronautics Innovation, and the Center for Advanced Manufacturing and Innovative Design. The primary office of the Department of Security is located on the Main Campus in the Security Welcome

Center, located at 3126 Panther Place. The Department of Security is operational 24 hours a day, 365 days a year, and is staffed by state certified Security Officers and supported by civilian personnel. The university has approximately 80 clearly identifiable outdoor emergency telephones (blue light phones) located throughout the campus. These phones are located in parking lots, parking garages, botanical gardens, and elevators to report crimes, emergencies, or to request security or police services. Anyone wishing to make a report can do so at the main campus security office or through contacting the emergency or non-emergency numbers listed:

- Florida Tech Main Campus Emergency Number 321-674-8111.
- Florida Tech Main Campus Non-Emergency Number 321-674-8112.

The Department of Security's Anonymous Tips Program is a way for people who have witnessed a crime or suspicious activity at any Florida Tech campus to report it anonymously. NOTE: The Anonymous Tips Program is NOT intended to report crimes in progress. Anonymous Tips can be reported at: Anonymous Tips.

SAFETY

A campus community relies on a safe and secure environment. Preserving this environment is the responsibility of the Burrell community. Members of the Burrell community are expected to be conscious of personal safety, be aware of policies and procedures of the College, and promptly report any crime or suspicious activity to campus security authorities. While the NMSU Police Department, Florida Tech Department of Security, and other campus safety entities work to keep the campus safe, they cannot do so when people intentionally choose to engage in risky activity. Everyone is encouraged to be aware of their surroundings and avoid suspicious or dangerous situations whenever possible. Burrell community members are also encouraged to follow common safety practices that include locking doors and windows, using seatbelts, and avoiding the over-consumption of alcohol. The College encourages the Burrell community to report on situations where danger exists.

CAMPUS SECURITY AUTHORITIES

Campus Security Authorities (CSAs) are individuals who the institution has identified as individuals who can be approached regarding notification of a crime. Burrell College CSAs are as follows:

1. Police Officers
2. Emergency Dispatchers
3. Uniformed Security Officers assigned to monitor or control access to Burrell property and/or NMSU property and/or Florida Tech property.
4. President of the College
5. Dean of the College
6. Campus Dean
7. Vice President of Institutional Effectiveness; Chief of Staff
8. Associate Vice President of Operations
9. Assistant Vice President of Student Affairs or other Office of Student Affairs Staff
10. Assistant Vice President of Human Resources or other Office of Human Resources staff
11. Director of Operations
12. Building Operations and Safety Manager
13. Title IX Coordinator

Personnel in the above roles cannot offer nor guarantee confidentiality as it relates to reporting crimes, though efforts are often made to protect the safety and privacy of crime victims to the extent allowed by law. The campus security authorities are encouraged to promptly and accurately report all crimes, even if they do not appear to be Clery-reportable crimes. The primary duty of CSA personnel designated is to report to the NMSU Police Department or the Melbourne Police Department or other law enforcement agencies any allegation or information about a Clery Crime reported to them or any other emergency. It is not within

the CSA's authority to investigate, to apprehend an alleged perpetrator, or to persuade an alleged victim to file a police report. CSAs are trained annually.

SECURITY OF BUILDINGS AND FACILITIES

Several systems and protocols are in place to make the Burrell campus as safe as possible for students and staff. Access to any part of the Burrell facility is managed by Burrell's Associate Vice President of Operations (Las Cruces (NM) campus) or by Florida Tech (Melbourne (FL) campus). All students and staff are issued photo ID badges and are required to wear them visibly when in the buildings. Access to the buildings, classrooms, and offices are provided by a combination of electronic access control keycards and/or physical keys. Electronic and physical access is granted based on an individual's status (e.g. staff or student) as well as job responsibilities. Students and staff have access to the buildings beyond the typical public hours, based on the access granted via their key card credentials. All uses of keycards are monitored and recorded. Individual cards can be immediately locked out if lost or misplaced. Student access hours vary but typically end at midnight on weekdays and 10:00pm on weekends. All keys are issued and inventoried by the Associate Vice President of Operations (Las Cruces (NM) campus) or by the College's Director of Operations (Melbourne (FL) campus).

Burrell Security is contracted through a third-party contractor for the Las Cruces (NM) campus. At the College's Melbourne (FL) campus, security is provided through Florida Tech. The security personnel are thoroughly trained in all aspects of security and safety. Burrell Security monitors the College's campus anytime students are present in the buildings. The security officer is responsible for clearing and securing the buildings after hours. The buildings are typically open to the public from 8:00 am to 5:00 pm on weekdays. During these hours, entrances open to the public remain locked and monitored by personnel. All visitors are required to sign in and out, are provided with a temporary badge, and are typically escorted to the areas they are visiting. Burrell Security monitors an extensive network of security cameras which record activities 24 x 7 for both interior and exterior building areas. Access to this system is restricted to appropriate staff and security personnel. The system is primarily designed for forensic analysis after the fact. A public address system provides the capability for emergency announcements throughout the building and office areas.

Custodial services are provided by a third-party contractor (Las Cruces (NM) campus) or by Florida Tech (Melbourne (FL) campus). Ancillary contractors that may need access to the building for service or maintenance work sign in/out with the Security Office and may be temporarily issued keys from an inventoried key locker.

HOUSING POLICIES

Burrell students are allowed to utilize housing on the NMSU campus or Florida Tech campus. Because the housing is owned and controlled by NMSU or Florida Tech, the safety programs and information related to the housing is addressed in the NMSU Annual Security Report and Annual Fire Safety Report (<https://www.nmsupolice.com/safety/annual-reports.html>) or the Florida Tech Annual Security Report and Fire Safety Report (<https://www.fit.edu/security/-crime-awareness-and-clery-act/>). For more information about housing policies related specifically to NMSU safety and security, please visit <https://housing.nmsu.edu/>. For more information about housing policies related specifically to Florida Tech safety and security, please visit <https://www.fit.edu/housing/>.

SECTION 2 – EMERGENCIES AND INCIDENTS

TIMELY WARNINGS, EMERGENCY NOTIFICATIONS, AND ADVISORIES

When there are major incidents or emergencies that affect a large number of people and that present an immediate threat to health or safety, Burrell and/or NMSU and/or Florida Tech will issue advisories, alerts, or warnings as appropriate, to not impede the public safety response or further endanger lives. An **Emergency Notification** is used when there is immediate danger or threat. Examples include manmade and natural disasters, violent crimes in process, or similar emergency situations. A **Timely Warning** is used when there is an ongoing situation or crime trend that may pose a danger but is not immediately dangerous. Examples include murder, rape, robbery, aggravated assault, and hate crimes. Other crimes may warrant a timely warning based on the level of danger or risk present to the College community. An **Advisory** may be used for situations that do not involve immediate danger such as traffic situations or non-Clery reportable crimes. Advisories may be sent out via e-mail, news media, or Burrell's social media pages.

The decision on whether to issue one of the above notices, and the information contained therein, rests with the NMSU's Incident Commander (or Chief of Police, or designee, in the absence of an established Incident Command), and/or Florida Tech's Director of Security (or designee) and/or Burrell's Associate Vice President of Operations (or designee). The NMSU's Incident Commander (or Chief of Police, or designee, in the absence of an established Incident Command), and/or Florida Tech's Director of Security (or designee) and/or Burrell's Associate Vice President of Operations (or designee) may make the decision not to issue a notice if the situation is deemed not to warrant one, or if doing so might hamper the ability of public safety personnel to respond to and contain the incident. In a situation of inclement weather closure, Burrell will follow the decision(s) of the Las Cruces NMSU campus or the Melbourne Florida Tech campus. Any deviation from that decision must be made by Burrell's Executive Administration.

Emergency Notifications are sent out using Burrell's Emergency Notification System. Participation in the electronic Emergency Notification System (ENS) is mandatory for all students and employees at Burrell, with e-mail being the default notification. Per Burrell policy, email is used as the College's official communication. In order to receive text messages and phone calls, the student or employee must register the appropriate contact information with the IT Department. An emergency notification will generally contain the following information:

WHAT: This is a brief description of what is taking place. For example, it may indicate there is a tornado warning, a fire, a bomb threat, or a person shooting. If the message is not an emergency (e.g., a test message), it will be indicated here.

WHERE: This provides information about where the emergency is taking place. It will be as specific as the particular situation allows but should always include which campus(es) is being affected.

ACTION: This is where recipients will find specific guidance on what to do because of an emergency (e.g., be on the lookout, shelter in place, evacuate, etc.). To make the system work as fast as possible, these messages are necessarily kept very brief, and additional information will usually be made available via Burrell email. (NOTE: On-scene direction from public safety personnel, media releases, updated e-mails, and other forms of communication may also be used as appropriate. Follow the most current and specific guidance provided.)

MORE INFO: This section will explain where to go for more detailed information regarding the emergency. This will usually include navigating to the NMSU or Burrell website.

In addition to or in lieu of the ENS activation, NMSU's Incident Commander, Florida Tech's Director of Security and/or Burrell's Associate Vice President of Operations may utilize other means of notifying people in the immediate vicinity of a localized emergency. These may include establishing a perimeter to keep people away, making announcements on a public address system, and activating a building alarm. This type of localized notification may be made if the Incident Commander, Director of Security, and/or Burrell's

Associate Vice President of Operations determines there is no danger to others outside the scene of the emergency, someone cannot inadvertently become exposed to the emergency, and those inside the emergency can be properly notified and directed with the alternate means of communication.

The Associate Vice President of Operations works with the NMSU Police and/or Florida Tech Department of Security to evaluate the need for, and to issue, Timely Warnings in accordance with the Clery Act. The following are guidelines and considerations used when determining whether a Timely Warning should be issued:

- A. The following crimes are automatically considered to be “serious”, and a Timely Warning should be issued (absent exigent circumstances):
 - a. Murder, Rape, Robbery, Aggravated Assault, Hate Crimes
- B. The following crimes may be considered “serious” based on the totality of the circumstances, including the level of danger or risk present, and a Timely Warning might be issued if there is a danger to the university community:
 - a. Burglary (incl. residential vs. commercial), Motor Vehicle Theft, Arson, Domestic Violence (including Dating Violence), Stalking, Fondling, Incest, Arrests/Referrals for: Weapon Violations, Drug Law Violations, Alcohol Law Violations
- C. Before issuing a Timely Warning, the Associate Vice President of Operations and the NMSU Police and/or Florida Tech’s Director of Security evaluate whether there is a “continuing threat” to the university community. This may include a determination as to whether:
 - a. The suspect poses a danger to more people than the original victim (an example of when there might not be a danger to the university community is when the selection of the victim was based on something that others are unlikely to experience, such as domestic violence against a spouse or child of the suspect, cyber-stalking of a former girlfriend or boyfriend when the suspect is in another state or country, etc.); and/or,
 - b. A pattern of two or more incidents that are, as a result of evidence obtained during the investigation, determined to be related and likely to continue.
- D. The Associate Vice President of Operations, the NMSU Police Department, and/or Florida Tech’s Director of Security also consider other factors, on a case-by-case basis, including:
 - a. Are all suspects from the crime already in custody or otherwise positively controlled (thus, physically cannot repeat the crime, so the campus community is in no further danger)?
 - b. Has there been a significant delay between the time of the incident occurrence and when it was reported to police (thus it no longer serves a beneficial purpose to send out a Timely Warning)?
 - c. Will the sending of a Timely Warning aid in the prevention of similar crimes (even crimes not listed above)?
 - d. Was the crime likely to be a “one-off” crime of opportunity, as opposed to having been conducted by career criminals?
 - e. Is sending a Timely Warning going to compromise law enforcement efforts?

Since the Clery Act requires that Timely Warnings be “likely to reach the entire campus community”, and since Burrell policy indicates that every student, faculty, and staff member use their Burrell e-mail for official communication, Timely Warnings are issued via email (using the Burrell “all” e-mail lists for either individual campuses, or the system). A key factor going into the issuing of Timely Warnings via e-mail (as opposed to other methods available) are the requirements on content, including that each message include:

- Pertinent information about the crime that triggered the warning; and
- Information that would promote safety and that would aid community members in preventing a similar crime.

These requirements push message length well beyond the limits of SMS (text messaging), as well as what might be listened to and understood in a phone call/voicemail message. Since the Clery Act requires a “push” notification (affirmative message delivery by the institution), rather than a “pull” notification (posting it

somewhere that people can go to find the information), there also aren't any "shortcuts" to delivering the full message.

Industry practice is that the Timely Warning shouldn't have any "victim blaming" but should include information or tips that empower people to avoid committing the crime themselves, identify/stop/report crimes they may witness, and protect themselves from similar crime. Thus, the prevention tips usually are 5-10 items long and are built specifically around the circumstances of the incident(s) that triggered the timely warning (so a person can prevent a "similar" crime).

An Advisory may be issued for crime or traffic situations that do not involve an immediate danger or are not Clery-reportable crimes (e.g., murder and rape are Clery-reportable crimes) may be sent out via official Burrell e-mail. These are usually sent in order to make the College community aware of a situation so it can be avoided. Planned road closures, heavy traffic due to special events, and ongoing crimes involving theft are examples of common advisories.

Again, the final decision on whether to issue one of the above notices, and the information contained therein, rests with the NMSU's Incident Commander (or Chief of Police, or designee, in the absence of an established Incident Command) and/or Florida Tech's Director of Security (or designee) and/or Burrell's Associate Vice President of Operations (or designee). They may make the decision not to issue a notice if the situation is deemed not to warrant one, or if doing so might hamper the ability of public safety personnel to respond to and contain the incident.

The NMSU or Melbourne Police and Fire Departments are able to handle all routine calls without reliance on outside entities for a crisis response. If an incident overwhelms the NMSU or Melbourne Police or Fire departments, mutual aid agreements are in place to ask for rapid assistance from other agencies in the area.

EMERGENCY PLANS, TESTS AND EVACUATIONS

Burrell annually trains faculty, staff and students in emergency preparedness. This includes annual active shooter training. The College's website contains emergency procedures to follow as well as resources related to support for emergency planning, response and recovery: <https://burrell.edu/campus-safety-and-security/>. Burrell tests the functionality of its plan through evacuation drills and tests of its emergency notification system.

EMERGENCY ACTIONS

If you are involved in a dangerous or life-threatening emergency, take the following steps immediately:

- Get to a safe place as quickly as possible. Generally, the further you can get away from the scene, the safer you will likely be.
- Report the emergency by calling 911. Say, "This is an **EMERGENCY**", give your **LOCATION**, and briefly explain **WHAT** is happening.
- Notify others of the danger so they can also stay away.
- Monitor the situation to see if it gets worse or if circumstances (like wind direction) change. Notify the emergency services dispatcher (911 operators) of the changes.

For the protection and safety of students, faculty, staff, and visitors, a crisis on the College campus may require the College to implement one of the following:

- Shelter-in-Place: Stay where you are, or, if possible, go to an interior safe area of the building.
- Building Evacuation: One or more buildings, but not the entire campus, must move to a designated location.
- Campus Evacuation to Off-Site Location: Everyone must leave the campus to go home or to a designated place off site (Off site location will be announced at time of evacuation and dependent upon type of emergency).

- Emergency Lockdown: This action would be necessary when evacuation is not appropriate. For example, an armed intruder on campus requires occupants to lock themselves in rather than be exposed to danger. With an emergency lockdown, time is critical, and the lockdown must be initiated as quickly as possible.
 - When an announcement is made to initiate an emergency lockdown, all persons should proceed to an area that can be secured and move to a point in the room distant from the door entering the room. All doors should be locked, lights turned off, and blinds/drapes closed for concealment. Remain under lockdown until advised by Law Enforcement Personnel.

HURRICANES, SEVERE WEATHER, AND OTHER EMERGENCIES

All students and employees are also encouraged to prepare in advance for emergencies, whether from natural disasters (such as hurricanes, floods, tornados, earthquakes, extreme heat, lightning, disease outbreak, etc.) or manmade incidents (including traffic crashes, hazardous chemical releases, downed electrical lines, criminal activity, terrorism, arson, etc.). The College provides Emergency Procedures to all faculty, staff and students within Burrell. Additional information is available on the College's website: <https://burrell.edu/campus-safety-and-security/>.

While Burrell conducts evacuation drills, students and employees should always be mindful of emergency evacuations. Anytime a person enters a building, they should also look to see what other avenues of emergency escape exist, whether through additional doors, designated fire exits, or even windows. Students and employees should also know where the designated escape routes and exits are in those buildings they live and/or work in, as well as any potential specific challenges (such as stairs might present for a person in a wheelchair).

The National Weather Service is responsible for issuing severe weather warnings. The fastest access to those warnings is through NOAA Weather Radio or local television. The College closely monitors all potential tropical storms, hurricanes and severe weather reported by the National Weather Service. When a storm is predicted to impact the College's campuses, the College convenes an Emergency Response Team to prepare in accordance with the College's Continuity of Operations Plan. As the weather approaches, these management team will stay in contact with the College community as decisions are made regarding class cancellations and any possible campus evacuation.

For those located at the College's Melbourne (FL) campus, Florida Tech provides additional information regarding hurricane preparedness. Please visit <https://www.fit.edu/security/disaster-emergency--evacuation-plan/>.

FIRE STATISTICS AND FIRE SAFETY REPORT

Statistics on fires and fire responses (other than arson), as well as the Fire Log, are managed by the NMSU Fire and Emergency Services Department. Burrell produces an Annual Fire Safety Report which includes fire statistics for NMSU and Florida Tech residence halls that were utilized by Burrell students. The report also includes fire prevention efforts conducted by Burrell on the main campus. For further information please see the Annual Fire Safety Report: <https://burrell.edu/campus-safety-and-security/clery-report/>

BURRELL POLICIES AND PROCEDURES

Policies and procedures related to discrimination, sexual misconduct, harassment, alcohol, drugs, safety and security, weapons and firearms, missing person notification, code of academic and professional ethics and other related topics may be found on the College website at: <https://burrell.edu/faculty-staff/institutional-policies/> and <https://burrell.edu/about-bcom/sop/>.

MISSING PERSON REPORTS

Any report of a missing person is immediately investigated by the NMSU Police Department or Melbourne Police Department. There is no 24-hour waiting period, and attempts to locate the person will include contacting surrounding law enforcement agencies, notifying the missing person's designated contact(s), notifying parents or guardians if the missing person is less than 18 years of age, contacting known family members and friends, and posting of bulletins and news releases. The College's Missing Person Notification policy can be found [here](#).

When a Burrell student is provided with an ID, they are asked to provide Emergency Contact Information, and this confidential information is used by the Police Department and Burrell Officials in contacting family and/or friends. One or more of these people may be designated as a person to contact solely for the purpose of trying to find a student should they be missing. The same person, or others, may also be designated for contact in other emergencies involving the student. All students are strongly encouraged to designate and provide the names and contact information of the people they would like to contact under these circumstances.

Any Burrell employee who, through the course of their employment, is informed that a person is missing from campus is required to immediately notify the NMSU Police Department, or Florida Tech Department of Security, or Melbourne Police Department. A police officer will then be dispatched to meet and gather additional information. If there is information that an abduction has just taken place, the employee should call 911.

IF YOU ARE THE VICTIM OF A CRIME

If you are the victim of a crime, whether on campus or off campus, or experience a fire or medical emergency, you are encouraged to report it immediately by calling 911. When you call, give your name, the location you are calling from, a brief description of what occurred, and whether there is still a danger present (e.g., the person who committed the crime is still present). Prompt reporting and specific information will increase the chances of solving your case. A police officer will be dispatched to meet with you and obtain all the necessary information. Here are some guidelines regarding preserving evidence while you wait for an officer:

- If evidence of the crime is still intact, try not to move or destroy it. This includes avoiding trying to clean up the area, moving or throwing away items, or wiping down surfaces.
- If there are text messages, e-mails, voice mails, or other electronic evidence, preserve the original (if possible) or make a copy (if the original might be deleted, such as with Snapchat and similar programs) and provide this evidence to the police officer who responds;
- If you are being harassed or stalked, keep a log of any contact or sightings you have of the suspect, to include any third-party contacts where the suspect uses someone else to contact you or monitor your activities;
- If you are the victim of a sexual assault, avoid showering, changing clothes, or grooming, as these can destroy evidence. Protect any bedding or towels, clothes you were wearing, or other items where evidence may have been left. If possible, avoid the use of the bathroom, and consider getting a SANE Exam (described below) as soon as possible to identify and collect evidence that may be on your body. The first few hours are the most critical, but useful evidence can still be obtained 24 hours or more after some sexual assaults.
- If you chose to not report the crime immediately to police, you are still encouraged to write down as much as you can remember (when you are able to) so that if you decide to report at a later time, you will have something to remind you of critical details. Try to include as many details about what happened, as well as everything you can remember about the suspect. Include things you saw, heard, and even smelled, tasted, or felt. Also try to write down things like other people who were around and might be witnesses, locations where different things happened.

- If you are immediately contacting police, let officers gather the evidence. If you are not immediately notifying police, secure any possible evidence in separate clean paper bags or sheets to reduce the chances of contamination, loss, or destruction.

Even if you do not wish to file a police report right away, you may wish to preserve evidence using the above steps in case you later decide to contact the police. This can help protect evidence that might assist later in the identification and/or prosecution of the person responsible for the crime. This can also preserve evidence you might want to use during an administrative hearing or civil lawsuit, should you choose either of those options.

Many students worry about reporting crimes to the police because they do not want to testify in a trial. Victims are nevertheless encouraged to at least contact the NMSU Police Department or Melbourne Police Department so they can be made aware of other supportive services (counseling services, medical treatment, etc.) that might lessen the trauma of the incident. If the victim does not wish to pursue criminal charges, their wishes will be respected. Some of the most frequently accessed services include the SANE exam

- **SANE Exam:** A medical exam that is designed to identify damage to your body as a result of a sexual assault so it can be treated. In addition, evidence of sexual assault can be identified and collected during this exam. These exams are confidential and are conducted by specially trained medical practitioners. You also have a right to have someone with you during these exams. If you would like, a victim services advocate can accompany you and help with any questions you might have.
- **Counseling:** This service is available for students through TimelyCare, as well as a number of off-campus entities. TimelyCare does not charge for student counseling services, and services are confidential.
- **Medical:** In addition to the SANE exam, medical services are available on campus through the NMSU Campus Health Center or Florida Tech Holzer Health Center. In addition, there are medical centers in Las Cruces (FL) and Melbourne (FL), as well as a large number of urgent care centers and clinics in the area. The medical centers have 24-hour emergency departments, and many of the urgent care centers and clinics have hours that extend into the evenings and on weekends.
- **Protection Orders:** While certain Burrell officials can issue a “no contact” order against students or employees, such orders only apply on campus and may only be helpful if the perpetrator of the crime is a student or employee. The NMSU Police Department or Melbourne Police Department staff can assist victims of violence in obtaining temporary and permanent restraining orders from the state courts that will apply no matter where you might be, and no matter who the offender is. Victim services units with other police departments offer similar assistance.

Under the College’s Title IX Policy, Burrell’s Title IX Coordinator may assist students with supportive measures such as no contact orders, even if the student is not ready to pursue an investigation. Any Burrell employees who are approached by a person who has been the victim of a sexual assault or other crime on either the Burrell or NMSU or Florida Tech campuses are encouraged to assist the person in notifying the police department. In no case will any College official discourage reporting of a crime to police when the victim wants to file a report.

Matters may also be reported through the College’s Office of Institutional Effectiveness for review of college policy violations. While this is not a substitute for the criminal justice system, students are afforded the right to have their complaints heard and, if a violation of college policy or College procedure is found, adjudication of the alleged violation. The level of disciplinary action depends on the circumstances of the case but could result in administrative withdrawal from the College or termination. Both victims and the accused are afforded due process.

Students, faculty, and staff are encouraged to report any suspected hazing to the Office of Student Affairs or to a CSA. All reports will be investigated promptly, and individuals found responsible may face disciplinary action and/or legal consequences.

SEXUAL ASSAULT, HARASSMENT, AND STALKING

Burrell specifically prohibits sexual misconduct, and, upon receipt of a complaint, the College's Title IX Coordinator will provide written information pertaining to the availability of supportive measures and services (both internal and external) to the reporting party/Complainant and Respondent. Examples may include assisting the victim in seeking counseling (available either through TimelyCare or through several off-campus organizations), obtaining medical treatment (available through the Timely Care, the NMSU Health and Wellness Center, Florida Tech Holzer Health Center, and/or local hospitals/clinics), victim advocacy, changing room assignments, making academic schedule changes, (if the victim so desires). Students, faculty and staff, and visitors are reminded that they can contact the NMSU Police Department or Melbourne Police Department for assistance at any time, and do not have to file an official police report in order to be helped. The College will ensure a student or employee who files a report with the College will receive a written explanation of their rights and options when a report is made. The College will maintain as confidential any accommodations or protective measures provided to the victim to the extent that maintaining such confidentiality would not impair the ability to provide the accommodations or supportive measures.

When appropriate upon receipt of notice, Burrell investigates reported sexual misconduct (including dating violence, domestic violence, sexual assault, and stalking) through the Title IX Coordinator (the disciplinary investigation). The College has implemented policy and procedures in accordance with regulations promulgated by the U.S. Department of Education. Procedures regarding the investigation and resolution process under Title IX can be found on the College's website: <https://burrell.edu/students/title-ix/>

During Burrell's Title IX investigations, a preponderance of the evidence standard is used. Both the victim and the accused have the right to have an advisor of their choice to accompany them to a Title IX hearing. Title IX investigation findings are provided to a hearing panel/decision maker for adjudication. For students, this can result in any of the following sanctions based on the severity of the offense: expulsion from NMSU or Florida Tech housing; mandatory completion of an education program; completion of mandatory counseling; suspension; or dismissal or ban from both the Burrell and NMSU or Florida Tech campuses. For employees, the possible sanctions are: documented counseling (for minor offenses); written reprimand; suspension; or termination. More information regarding student misconduct and hearing procedures can be found at: https://burrell.edu/students/code_ethics/ and <https://burrell.edu/students/title-ix/>.

In an effort to reduce the risk of sexual misconduct as well as the crimes of rape, sexual assault, sexual harassment, stalking, dating violence and domestic violence occurring among its students, the College utilizes a range of training and initiatives to provide awareness, educational, risk reduction and prevention programming. Training is offered annually to raise awareness for all students and employees and is also conducted during new student and new employee orientation. Bystander engagement is encouraged through safe and positive intervention techniques and by empowering third-party intervention and prevention such as calling for help, identifying allies, and/or creating distractions.

MEASURES TAKEN BY BURRELL

Procedurally, when the College receives a report of sexual misconduct, gender-based violence, sexual assault, stalking, dating violence or domestic violence, the College's Title IX Coordinator is notified. If the complainant wishes to access local community agencies or law enforcement, the College will assist the complainant in making these contacts. The Title IX Coordinator will also assist with supportive measures. No victim is required to take advantage of the services and resources that the College offers. The student may also report to NMSU Police, Melbourne Police or other law enforcement if they wish to pursue criminal charges. Burrell employees with knowledge about sexual misconduct or gender-based violence or the crimes of rape, sexual

assault, sexual harassment, stalking, dating violence or domestic violence are encouraged to report it immediately. For offenses including sexual misconduct or other gender-based violence, which typically include the crimes of domestic violence, dating violence, sexual harassment, sexual misconduct and stalking, sanctions against student offenders range from warnings through expulsion. Serious and violent incidents and acts of sexual offenses by employees usually result in suspension, expulsion or termination of employment. When appropriate upon receipt of notice, the Title IX Coordinator will ensure prompt, fair and impartial processes to be initiated, which may include a formal investigation, which may lead to the imposition of sanctions based upon the preponderance of evidence standard.

The NMSU or Melbourne Police Department investigates all crimes reported to have taken place on the Burrell campuses, including crimes involving these categories. However, students can also file (or file in lieu of a criminal report) an administrative report/complaint with the College for incidents involving sexual misconduct, gender-based violence, dating violence, domestic violence, sexual assault, or stalking by contacting the Burrell Title IX Coordinator. Please see the College's Title IX procedures that detail the investigation and resolution process at: <https://burrell.edu/students/title-ix/>.

The Title IX Coordinator is also responsible to assure that training is conducted annually for all employees and students, as well as Title IX investigators, advisors, and hearing officer(s). The College's Title IX Coordinator is Nina Nunez (nnunez@burrell.edu; 575-674-2339).

SEX OFFENDERS

Las Cruces (NM) Campus

In accordance with section 121 of the Adam Walsh Child Protection and Safety Act of 2006 (42 USC 16921) the College is providing a link to the State of New Mexico Sex Offender Registry. All sex offenders are required to register in the state of New Mexico and to provide notice of each institution of higher education in New Mexico at which the person is employed, carries a vocation or is a student. The registry can be found at <https://communitynotification.com>. Students and employees of Burrell College are required to complete a background check prior to joining Burrell. Both students and employees are required to report charges or convictions to the appropriate offices. In addition to the above notice to the State of New Mexico, all sex offenders are required to deliver written notice of their status as a sex offender to the NMSU Police Department no later than three (3) business days **prior to** their enrollment in, employment with, volunteering at or residence in NMSU or Burrell. Such notification may be disseminated by NMSU too, and for the safety and well-being of the NMSU community and may be considered by NMSU/Burrell for enrollment and discipline purposes.

Melbourne (FL) Campus

The Florida Legislature recently passed a new law (as an amendment to the Ryce Act dealing with sexual predators and offenders) that will require Florida educational institutions, both private and public, to include sex offender registry information in new student and employee orientation and on the institution's website. Section 3. Section 1005.10, Florida Statutes, reads: 1005.10 Sexual predator and sexual offender notification; nonpublic colleges, universities, and schools. Each nonpublic college, university and school shall inform students and employees at orientation and on its website of the existence of the Department of Law Enforcement sexual predator and sexual offender registry website and the toll-free telephone number that gives access to sexual predator and sexual offender public information pursuant to s. 943.043. Section 4. Section 1006.695, Florida Statutes, is created to read: 1006.695 Sexual predator and sexual offender notification; Florida College System institutions, state universities, and career centers.—Each Florida College System institution as defined in s. 1000.21, state university as defined in s. 1000.21, and career center as provided in s. 1001.44 shall inform students and employees at orientation and on its website of the existence of the Department of Law Enforcement sexual predator and sexual offender registry website and the toll-free telephone number that gives

access to sexual predator and sexual offender public information pursuant to s. 943.043. The web site can be located at: <https://offender.fdle.state.fl.us/offender/sops/home.jsf>. Their toll-free number is: 1-888-357-7332.

SECTION 3 – SAFETY AND SECURITY PROGRAMS

SAFETY CLASSES AND TRAINING

All students, faculty, and staff are provided with safety training annually through NeoGov (faculty and staff) and SafeColleges (student). In addition, Basic Life Support and Advanced Cardiac Life Support training is required for all Burrell students.

Las Cruces (NM) Campus

The NMSU Police Department regularly hosts a variety of programs that are available to members of the Burrell community. These are scheduled by the Police Department and announced through social media (www.facebook.com/nmsupolice) and e-mails. Anyone interested in these programs can visit <https://www.nmsupolice.com/safety/programs.html>, or call (575) 646-3311 and ask to be put in contact with the coordinator of whichever program they are interested in attending.

- Personal Self Defense and Jane Jitsu
- Defense Against Weapons
- Pepper Spray Training
- Active Shooter/Killer Response
- Stop The Bleed

Additional information regarding safety can also be found at www.nmsupolice.com and <https://safety.nmsu.edu/>, as well as <https://burrell.edu/campus-safety-and-security/>.

Melbourne (FL) Campus

Florida Tech's Department of Security provides crime prevention and safety programs. This includes the following:

- Response to Active Shooter
- Situational Awareness Training
- Rape Aggressive Defense Training
- Front Desk Safety
- AED/CPR Training
- Fire Extinguisher Training
- Fire Safety Training

These training opportunities are often provided in cooperation with the Department of Security. The Department of Security will provide crime prevention programs upon request. Please contact the Department's Training Officer at 321-674-8112 to schedule a program. For more information on Safety and Security Tips visit the Department of Security webpage at Safety and Security Tips.

NEW STUDENT ORIENTATION

The Burrell Office of Student Affairs presents information regarding the Student Code of Professional Conduct and Burrell's Office of Institutional Effectiveness provides general compliance related information inclusive of Title IX during new student orientation. This includes procedures regarding reporting and confidentiality and bystander behavior.

All Burrell students complete annual compliance training regarding Alcohol Awareness, Bloodborne Pathogen Exposure Prevention, Campus Fire Safety, Electrical Safety, FERPA, Cybersecurity, Discrimination Awareness, Hazard Communication, Infection Control and Prevention, Personal Protective Environment, Plagiarism and Fair Use, Drug Awareness and Abuse, Sexual Violence Awareness and Security Awareness through SafeColleges. All Burrell employees complete annual compliance training regarding Title IX/Clery Act/VAWA, Drug Free Workplace Act, Cybersecurity, Discrimination Awareness, Safety, Emergency Preparedness, FERPA, Bloodborne Pathogens, and Active Shooter Training through NeoGov.

DRUG FREE SCHOOLS AND COMMUNITIES

Burrell strongly discourages any conduct that is illegal or that violates the rights of another individual. This specifically includes laws concerning possession, use, and sale of alcohol and illegal drugs. The College maintains a Drug Free Schools and Communities Act policy: <https://burrell.edu/policy-b5050/>. Information regarding the College's substance abuse policies, alcohol and drug use laws, health risks of alcohol and other drugs, and resources are available on the College's website: <https://burrell.edu/students/drug-and-alcohol-free-campus/>. This website also links to the College's also maintains a biennial review regarding its drug and alcohol abuse prevention program.

Selling or distributing or using illicit drugs or anyone selling or distributing alcohol to a minor is guilty of a misdemeanor or felony in New Mexico and Florida. Any student who violates Burrell policies, including state and federal laws, may be subject to disciplinary action, inclusive of administrative withdrawal, by the College. Violations of federal and state-controlled substance and liquor laws are investigated by the NMSU Police Department or the Melbourne Police Department.

FACILITIES AND KEYCARD ACCESS

The College requires all students, faculty and staff to wear their College ID. College IDs are used for identification and for entrance into college facilities. The Associate Vice President of Operations maintains a procedure for access control via an electronic system. Students, faculty and staff are required to report lost keycards immediately to the Building Operations and Safety Manager (Las Cruces (NM) campus) or Director of Operations (Melbourne (FL) campus) or the Facilities Office. The College maintains a procedure for disabling keycards upon the exit of a student, faculty or staff.

Keys used by students who stay in NMSU residential facilities are controlled by and issued through NMSU. Keys used by students who stay in Florida Tech's residential facilities are controlled by Florida Tech.

BURRELL PHYSICAL AND BEHAVIORAL HEALTH SERVICES

Burrell offers physical health care services in collaboration with NMSU and Florida Tech as well as other entities. Burrell students can utilize the NMSU Aggie Health and Wellness Center (Las Cruces (NM) campus students) or Florida Tech's Holzer Health Center (Melbourne (FL) campus students) for non-emergency medical needs. These centers have providers, and offer x-ray, laboratory and pharmacy services for students. Burrell also contracts with TimelyCare, a student assistance program which provides students with physical and behavioral telehealth appointments. A complete list of resources and services with contact information can be found on the Burrell Student Affairs webpage at <https://burrell.edu/students/health-services/>. Students on rotation at Regional Academic Centers can find specific regional resources on our website: <https://burrell.edu/students/health-services/>.

TIPS TO PREVENT CRIME

The following are some things each person can do to reduce chances of becoming a victim of a crime:

- If you see something suspicious or that isn't right, notify security or other campus security authority
- Mark or engrave all valuables (including textbooks) and keep a record of these in a safe place. Include their make, model, and serial numbers whenever possible.
- Lock the doors and windows to your room and your vehicle every time you leave. Do not leave valuables where they can be easily seen by someone passing by, even if it is just for a few minutes.
- Always be aware of your surroundings and of any strangers near you. If you are going to be involved in activities where you are unable to focus on your environment and what is going on around you (e.g., when playing games on a smart phone), do so with friends so you can help each other watch for dangerous situations. If someone is acting suspiciously near you, move away toward large groups and well-lit areas. If the person follows you and/or continues to act in a suspicious manner, consider challenging them or call 911 for assistance.

- Don't leave valuables unattended in unlocked lockers, study areas, or classrooms.
- Alcohol and drug use can reduce your ability to recognize a dangerous situation and your ability to defend yourself. If you are going to drink alcohol, do it legally, responsibly, in a safe place, and with people you can trust.

In addition to the tips above, additional information can be found on the NMSU Police Department website at www.nmsupolice.com, or Florida Tech's Department of Security's website at <https://www.fit.edu/security/safety-and-security-tips/>.

OTHER SERVICES AVAILABLE

Students seeking counseling services may contact the Burrell Office of Student Affairs or their Burrell Regional Academic Coordinator for more information. The Burrell Office of Student Affairs can assist students with contacting numerous public and private counseling services. Many of these are free of charge or are offered on a sliding fee scale.

For education about sexual assault, misconduct, and/or victims' assistance issues, Burrell students should contact the Title IX Coordinator or the Burrell Office of Student Affairs. Burrell works specifically toward the goal of reducing the incidence of sexual crimes and providing better services for those victimized. Special assistance for victims in changing academic and living arrangements is available through Burrell's Office of Student Affairs. Additional services exist throughout the community to deal with specific issues or problems. Students may contact Burrell's Office of Student Affairs for referral to the appropriate individuals or organizations.

SECTION 4 – CRIME STATISTICS

CRIME STATISTICS FROM JANUARY 1ST 2024 TO DECEMBER 31ST 2024

The NMSU Police Department is responsible for the investigation of all crimes that take place on university premises which include Burrell's Las Cruces (NM) campus. The Melbourne Police Department is responsible for the investigation of all crimes that take place on Florida Tech's campus, which includes Burrell's Melbourne (FL) campus. Both police departments make an effort to encourage any other agency taking a report to notify Burrell or NMSU or Florida Tech so the incident can be reflected in the annual crime reports. Burrell also works with the law enforcement agencies for its non-campus locations to obtain statistics for reporting. Burrell, the NMSU Police, and Melbourne Police will only consider removing a report as "unfounded" if the person who filed the report makes a written statement acknowledging that the initial report was fictitious, or if a court convicts the person for filing a false report. In all other circumstances, a report will still be included in crime statistics regardless of the result of hearings or trials.

Statistics on the following crimes and offenses are reported in the annual security report and combine the statistics of both NMSU and Florida Tech.

CLERY ACT DEFINITIONS

Crime Definitions

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

Manslaughter by Negligence: The killing of another person through gross negligence.

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

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

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

Hazing: Any intentional, knowing, or reckless act committed by a person (whether individually or in concert with other persons), against another person or persons regardless of the willingness of such other person or persons to participate, that is committed in the course of an initiation into, an affiliation with, or the maintenance of membership in, a student organization; and causes or creates a risk, above the reasonable risk encountered in the course of participation in the institution of higher education or the organization (such as the physical preparation necessary for participation in an athletic team), of physical or psychological injury including: Physical or Psychological Injury, Physical abuse, Sleep Deprivation, Substance Ingestion, Sexual Violence, Intimidation, and/or Criminal Conduct

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

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

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

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

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

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

Sex Offenses

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

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

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

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

Statutory Rape: Non-forcible sexual intercourse with a person who is under the statutory age of consent. NOTE: The above listed crime definitions from the Uniform Crime Reporting Handbook, 2013 Revised UCR definition of Rape, as prescribed by 2014 VAWA Negotiated Rulemaking Final Consensus Language.

Hate Crimes

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

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

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

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

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

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

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

Other Offenses (VAWA)

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

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

Domestic Violence: A felony or misdemeanor crime of violence committed:

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

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

1. Fear for the person's safety or the safety of others; or
2. Suffer substantial emotional distress.
3. For the purpose of this definition, Course of conduct means two or more acts, including, but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method device, or means follows, monitors, observes, surveils, threatens, or communicates to

or about, a person, or interferes with a person's property. Substantial emotional distress means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling. A reasonable person means a reasonable person under similar circumstances and with similar identities to the victim.

4. Report the location as where a perpetrator engaged in the stalking course of conduct or where a victim first became aware of the stalking.
5. Report any additional behaviors that meet the above definition of Stalking if they occur or continue to occur after an official intervention has been put in place, including, but not limited to, an institutional disciplinary action or the issuance of a no contact order, restraining order or any warning by the institution or a court.

NOTE: Additions from 2014 VAWA Negotiated Rulemaking Final Consensus Language

Geography Definitions

On-Campus: On-Campus defined as: (1) Any building or property owned or controlled by an institution within the same reasonably contiguous geographic area and used by the institution in direct support of or in a manner related to the institution's educational purposes, including residence halls; and (2) Any building or property that is within or reasonably contiguous to the area identified in paragraph (1), that is owned by the institution but controlled by another person, is frequently used by students and supports institutional purposes (such as a food or retail vendor).

Non-Campus Building or Property: Non-Campus Building or Property defined as: (1) Any building or property owned or controlled by a student organization that is officially recognized by the institution (i.e. privately owned fraternity); or (2) Any building or property owned or controlled by an institution that is used in direct support of or in relation to the institution's educational purposes, is frequently used by students, and is not within the same reasonably contiguous geographic area of the institution.

The Non-Campus geography definition includes buildings or properties under temporary control during institutionally sponsored short-stay-away domestic or international trips for students of more than one night or buildings or properties under temporary control during institutionally sponsored domestic or international trips for students to repeated locations: For example, students stay for one month in a rental leased by the institution for clerkship rotations. In this example, the institution must include in their Clery Act crime statistics any Clery Act crimes that occur in the rooms used by the students and any common areas used to access those rooms; including the lobby, elevator and staircases.

Public Property: Property defined as: All public property, including thoroughfares, streets, sidewalks, and parking facilities, which are within the campus or immediately adjacent to and accessible from the campus or on-campus property/facilities. The Burrell, NMSU and Florida Tech crime statistics do not include crimes that occur in privately-owned homes or businesses within or adjacent to the campus boundaries.

On-Campus Student Housing Facility: While Burrell does not have on-campus student housing, it does have an affiliation with NMSU and Florida Tech whereby students can stay in their on-campus housing for a fee. On-Campus Student Housing Facility defined as: Any student housing facility that is owned or controlled by an institution (NMSU or Florida Tech) or is located on property that is owned or controlled by the institution (NMSU or Florida Tech) and is within the reasonably contiguous geographic area that makes up the campus is considered an on-campus student housing facility. This category is considered a subset of the On Campus category.

Reasonably Contiguous is defined as follows: Refers to a building or property an institution owns or controls that is in a location that students consider to be, and treat as, part of the "campus." Generally speaking, it is reasonable to consider locations within one mile from the core or main campus border to be reasonably contiguous with the campus.

Other Definitions

The following are additional terms that are used in various places in this Report, and the definitions of what they mean at Burrell:

Awareness Program: An educational program delivered either in person or online that makes a person familiar with material surrounding a particular topic (in this case, sexual assault, domestic violence, dating violence, and stalking); should be culturally relevant and inclusive of all individuals and groups.

Bystander Intervention: Measures that can be taken by someone (other than the victim) to interrupt or discourage the actions of another that might be leading toward sexual assault, domestic violence, dating violence, or stalking; the measures may, but do not necessarily need to, include calling 911.

Consent: Knowingly and willingly agreeing to something; affirmative consent includes when a person specifically communicates that they agree; lack of an objection by a person does not mean they are consenting, as they might not be objecting due to fear, threat, or lack of comprehension.

Ongoing Prevention and Awareness Campaign: A regular program that includes both the information provided during initial awareness training, as well as additional or expanded information to further understanding; intended to assist people in avoiding or preventing an incident from taking place.

Primary Prevention Program: One designed to keep something (e.g., injury or assault) from ever occurring in the first place; often includes education and a prohibition on undesirable conduct.

Proceeding: The Burrell administrative disciplinary process, to include hearings and appeals, unless otherwise indicated.

Result: The findings, and any resulting sanctions issued, as a result of Burrell administrative disciplinary process, to include hearings and appeals, unless otherwise indicated.

Risk Reduction: Precautionary measures that may be taken by an individual or a group in order to lessen the chance of an incident, injury, or violence.

CLERY GEOGRAPHY

On-Campus Properties

Burrell's Las Cruces (NM) Campus is located on NMSU property and therefore distributes combined statistics with the NMSU Las Cruces Campus geographies. Burrell has eleven non-campus locations that are also reported in the statistics. The statistics only cover crimes committed at the following locations:

Burrell College of Osteopathic Medicine – Las Cruces (NM) Campus: Located at 3501 and 3503 Arrowhead Drive, Burrell is a private and free-standing college located on the New Mexico State University campus.

Burrell College of Osteopathic Medicine – Melbourne (FL) Campus: Located at 3011 S. Babcock St. in Melbourne, Florida is a private and free-standing college located on the Florida Institute of Technology campus.

Florida Institute of Technology – Melbourne, Florida: Florida Tech's main campus is located at 150 W. University Blvd., Melbourne Florida in Brevard County. The main campus spans 130 acres.

New Mexico State University - Las Cruces Campus: The land located south of University Avenue, between Interstate 10 and Interstate 25, forming a triangle between the three (as the Interstates join on the southern boundary), excluding the Las Cruces Convention Center. Also included is the land owned by NMSU that extends west from Interstate 25 and south of University Avenue/Dripping Springs Road, reaching up the western face of “A” Mountain, and extending south for a little over a mile just past the intersection of Tellbrook Road and Sonoma Ranch Boulevard.

NMSU Las Cruces Campus - Doña Ana Community College – Espina Campus: Originally called the DACC “central campus”, this is located on the Las Cruces Campus, on the southwest side of the intersection of Gregg Street (which forms the north border) and Espina Street (forming the east border). It is bordered on the south by Wells Street, and on the west by Sam Steel Way.

NMSU Las Cruces Campus - Fabian Garcia Horticulture Center: This land is located immediately west of Interstate 10, straddling University Avenue. Most of this area is not fenced, but only crimes taking place within the university property are included in this report.

NMSU Las Cruces Campus - Horse Farm: Located on Union Avenue, this land consists of completely fenced pastures and paddocks, as well as some equipment barns, a horse barn, and a landscaped approach immediately adjacent to the street. Only crimes located south of Union Avenue and within the described area are included in this report.

NMSU Las Cruces Campus - Leyendecker Research Facility: This research property is located on the east side of the Rio Grande River, south of the Town of Mesilla.

NMSU Las Cruces Campus - Chihuahuan Desert Rangeland Research Center (CDRRC): This is a large, working research ranch located north of Las Cruces, and partially straddling the Doña Ana Mountains on the southern side, and extending to the Rio Grande River on the west and Jornada Experimental Station operated by the USDA on the east. Interstate 25, a rest area, and a US Border Patrol Checkpoint are located in a corridor running north/south through the CDRRC, but are not part of the NMSU land nor are they included in this report.

[Non-Campus Properties](#)

Non-Campus: Burrell College of Osteopathic Medicine Research Laboratories located at 9035 Advancement Avenue, Las Cruces, NM; consists of three separate laboratory areas in two buildings leased for use by students and faculty engaged in research.

Non-Campus: Eastern New Mexico Medical Center Medical Office Building 2 located at 350 West Country Club Road, Roswell, New Mexico is not owned by Burrell; it is leased in a timeshare agreement for exclusive use.

Non-Campus: Albuquerque Center located at 4700 Lincoln Road, Suite 104 in Albuquerque, New Mexico. This location is leased by Burrell for student use while in Albuquerque at clinical rotations.

Non-Campus: El Paso Center located at 1700 E. Cliff Dr. Suite 100 in El Paso, Texas. This location is leased by Burrell for student testing and meetings while attending clinical rotations in El Paso.

Non-Campus: Residence located at 313-A Este Es Rd in Taos, New Mexico is not owned by Burrell; it is a student housing option for students while at a core clinical rotation outside of their assigned regional academic center.

Non-Campus: Residence located at 2205 45th St Unit C in Los Alamos, New Mexico is not owned by Burrell; it is a student housing option for students while at a core clinical rotation outside of their assigned regional academic center.

Non-Campus: Residence located at 301 Roadrunner Parkway in Las Cruces, New Mexico; it is a student housing option for students while at a core clinical rotation outside of their assigned regional academic center.

Non-Campus: Residence located at 1972 Pinetrail Unit A in Las Cruces, New Mexico; it is a student housing option for students while at a core clinical rotation outside of their assigned regional academic center.

Non-Campus: Residence located at 4930 Viceroy St. Apt. 1 located in Cape Coral, Florida; it is a student housing option for students while at a core clinical rotation outside of their assigned regional academic center.

Non-Campus: Residence located at 318 S. Abilene St. Portales, New Mexico; it is a student housing option for students while at a core clinical rotation outside of their assigned regional academic center.

Non-Campus: Residence located at 807 E. Mesa Avenue, Gallup New Mexico; it is a student housing option for students while at a core clinical rotation outside of their assigned regional academic center.

CRIME STATISTICS: 2022, 2023, 2024

*All three years include combined statistics from NMSU

*2024 also includes combined statistics from Florida Tech

	Offense	Year	On-Campus Property	**Residential Facilities	On-Campus Total	Non-Campus Property	Public Property
Murder	Murder/Non-Negligent Manslaughter	2024	0	0	0	0	0
		2023	0	0	0	0	0
		2022	0	0	0	0	0
	Negligent Manslaughter	2024	0	0	0	0	0
		2023	0	0	0	0	0
		2022	0	0	0	0	0
Sexual Assault/ Sex Offenses	Rape	2024	8	8	8	3	0
		2023	2	1	2	1	0
		2022	7	5	7	0	0
	Statutory Rape	2024	0	0	0	0	0
		2023	0	0	0	0	0
		2022	0	0	0	0	0
	Fondling	2024	6	5	6	0	0
		2023	2	0	2	0	0
		2022	2	1	2	0	0
	Incest	2024	0	0	0	0	0
		2023	0	0	0	0	0
		2022	0	0	0	0	0
VAWA Crimes	Domestic Violence	2024	6	3	6	0	0
		2023	7	3	7	1	0
		2022	2	1	2	0	0
	*Dating Violence (NM)	2024	*	*	*	*	*
		2023	*	*	*	*	*
		2022	*	*	*	*	*
	Dating Violence (FL)	2024	0	0	0	0	0
	Stalking	2024	6	2	6	0	0
		2023	2	0	2	0	0
		2022	4	0	4	0	0
Other Clery Reportable Crimes	Robbery	2024	1	0	1	0	0
		2023	0	0	0	2	0
		2022	2	0	2	1	0
	Aggravated Assault	2024	4	0	4	1	1
		2023	3	1	3	0	0
		2022	1	0	1	1	1
	Burglary	2024	14	4	14	6	0
		2023	27	4	27	1	0
		2022	64	10	64	2	0
	Motor Vehicle Theft	2024	42	0	42	2	0
		2023	22	0	22	4	0
		2022	14	0	14	5	0
	Arson	2024	0	0	0	0	0
		2023	0	0	0	0	2
		2022	0	0	0	0	0

* Pursuant to the 34 CFR 668.46(a) Definitions, and the Federal Register, Volume 79, No. 202, page 62757, Column 3, NMSU includes all cases of 'dating violence' in the statistics for 'domestic violence', as New Mexico State Statutes already include dating violence in domestic violence violations and prosecutions. As a result, there are no cases of 'dating violence' listed individually.

** The NMSU and Florida Tech controlled residential facilities are all located on campus, so the incidents taking place therein are also included in the "On-Campus Property" column.

	Type	Year	On-Campus Property	**Residential Facilities	On-Campus Total	Non-Campus Property	Public Property
ARRESTS	Weapons: Carrying, Possession, Etc.	2024	4	2	4	2	0
		2023	0	0	0	0	0
		2022	1	0	1	0	0
	Drug Abuse Violations	2024	7	0	7	0	3
		2023	9	2	9	0	1
		2022	15	6	15	0	3
	Liquor Law Violations	2024	12	8	12	0	0
		2023	11	7	11	0	1
		2022	12	7	12	0	1
REFERRALS	Weapons: Carrying, Possession, Etc.	2024	2	0	2	0	0
		2023	17	17	17	0	0
		2022	0	0	0	0	0
	Drug Abuse Violations	2024	36	34	36	1	6
		2023	33	26	33	0	2
		2022	19	17	19	1	0
	Liquor Law Violations	2024	108	102	108	8	0
		2023	94	77	94	2	1
		2022	67	60	67	1	0

* Pursuant to the 34 CFR 668.46(a) Definitions, and the Federal Register, Volume 79, No. 202, page 62757, Column 3, NMSU includes all cases of 'dating violence' in the statistics for 'domestic violence', as New Mexico State Statutes already include dating violence in domestic violence violations and prosecutions. As a result, there are no cases of 'dating violence' listed individually.

**The NMSU and Florida Tech controlled residential facilities are all located on campus, so the incidents taking place therein are also included in the "On-Campus Property" column.

Hate Crimes	
2024	1
2023	0
2022	1

CRIME LOG/BLOTTER AND INCIDENT REPORTS

The NMSU Police Department, Albuquerque (NM) Police Department, Gallup (NM) Police Department, Las Cruces (NM) Police Department, Portales (NM) Police Department, Roswell (NM) Police Department, Taos Police Department, El Paso (TX) Police Department, Los Alamos (NM) Police Department, Melbourne (FL) Police Department, and Cape Coral (FL) Police Department comply with rules related to public inspection of records. Records can typically be viewed during normal business hours (Monday through Friday, 8 am – 5 pm, excluding holidays or posted closures) at the police department records offices. Anyone needing official, stamped police reports must typically purchase them from the records offices of the law enforcement agencies.

TRACKING CRIME INCIDENTS AND REPORTS

Las Cruces (NM) Campus

The College posts weekly crime logs received from the NMSU Police Department on the College website: <https://burrell.edu/campus-safety-and-security/clery-report/>. A hard copy of the Daily Crime Log is available for inspection at the NMSU Police Department Records and Evidence Office during regular business hours. The NMSU Police Department does reserve the right to temporarily withhold information from the crime log if there is clear and convincing evidence that the release would jeopardize

an ongoing investigation, the safety of an individual, cause a suspect to flee or evade detection, or result in the destruction of evidence. People interested in the activities of the NMSU Police Department can find regular news reports on local radio and television stations, as well as articles in the local newspapers. The NMSU Police Department experiences a high degree of cooperation from the local news media and issues press releases on cases believed to be of public interest. Police Departments also submit their crime statistics to the U.S. Department of Justice's Uniform Crime Reports. Individual police reports are available for inspection and/or purchase through the New Mexico Inspection of Records Act.

Melbourne (FL) Campus

In accordance with the Clery Act, Florida Tech maintains an electronic daily crime log in the Department of Security. The Security Welcome Center is located at 3126 Panther Place.

The crime log for the most recent 60-day period may be inspected during normal university business hours. Any person may have supervised access to the crime log, whether or not they are associated with Florida Tech. Any portion of the log older than 60 days will be made available within two business days of a request.

Please note that Florida Tech may temporarily withhold inspection or copying of any crime log containing confidential information, or in cases where there is clear and convincing evidence that release of the information would jeopardize an ongoing investigation, jeopardize the safety of an individual, cause a suspect to flee or evade detection, or result in the destruction of evidence.

OFF-CAMPUS CRIME

Crime occurring off campus involving students is reported to and handled by a variety of agencies, including the Las Cruces Police Department, the Doña Ana County Sheriff's Department, Melbourne Police Department, Brevard County Sheriff Department or other local, state, or federal law enforcement agencies having jurisdiction. The reporting and tracking of crime are done by the agency of primary jurisdiction. Burrell nor NMSU nor Florida Tech monitors or tracks incidents that are on private property or public property not owned or controlled by Burrell, NMSU, or Florida Tech. Anyone wanting specific information on off-campus crime should contact the appropriate agency.

WE NEED YOUR HELP – REPORT CRIME!

Please help us in deterring crime on our campus by promptly notifying Burrell security at 575-674-2266 or by calling the NMSU Police Department at 575-646-3311 or Florida Tech Department of Security at 321-674-8111 or 911 (in case of emergencies) to report suspicious activity, safety problems, or crimes.

RESPONSIBILITY FOR POLICY MONITORING AND ENFORCEMENT

Burrell has assigned responsibility for monitoring safety and security policies to the appropriate offices and agencies. If violations of policy are found to have occurred, the violations are referred to the appropriate offices for enforcement.

SECTION 5 - PHONE NUMBER REFERENCE GUIDE

Las Cruces (NM) Campus

RESOURCE DIRECTORY

NMSU Police Department.....	EMERGENCY	911
Non-emergency.....	575-646-3311	
NMSU Fire Department.....	EMERGENCY	911
Non-emergency.....	575-646-2519	
Burrell Security Las Cruces (NM)	575-674-2299	
Burrell Associate VP for Administration	575-674-2391	
Burrell Executive Director of Student Affairs	575-674-2225	
Burrell VP of Institutional Effectiveness	575-674-2339	
Burrell Title IX Coordinator	575-674-2339	
NMSU Campus Health Center	575-646-1512	
NMSU Department of Housing and Residence Life ..	575-646-3202	
WAVE Program	575-646-2813	
Crimson Cab.....	575-888-7777	
ASNMSU Pete's Pickup (Safe Walk Service)	575-646-1111	
La Piñon Rape Crisis Center	575-526-3427	
La Casa Domestic Violence Shelter.....	575-526-2819	
Domestic Violence Hotline	800-376-2272	
Doña Ana County non-emergency Dispatch.....	575-526-0795	
Las Cruces Police Department.....	575-528-4200	

Melbourne (FL) Campus

ON-CAMPUS RESOURCE DIRECTORY

Florida Tech Dept. of Security	EMERGENCY	321-674-8111
Non-emergency.....	321-674-8112	
Melbourne Police Department.....	EMERGENCY	911
Non-emergency.....	321-608-6731	
Burrell Security Melbourne (FL)	575-674-2299	
Burrell Associate VP for Administration	575-674-2391	
Burrell Director of Operations.....	575-674-0804	
Burrell Executive Director of Student Affairs	575-674-2225	

Burrell VP of Institutional Effectiveness	575-674-2339
Burrell Title IX Coordinator	575-674-2339
Florida Tech Holzer Health Center.....	321-674-8078
Florida Tech Student Counseling Center.....	321-674-8050
Circles of Care (Mental Health Crisis Stabilization).....	321-952-6000
Sexual Assault Victim Services (SAVE).....	321-617-7533
Brevard County Legal Aid.....	321-631-2500
Serene Harbor (Domestic Violence Center)	321-726-8282

NATIONAL RESOURCES

National Domestic Violence Hotline.....	800-799-7233
Suicide and Crisis Lifeline.....	988
Crisis Text Line.....	741741

APPENDIX – MAPS OF CAMPUS LOCATIONS

BURRELL COLLEGE OF OSTEOPATHIC MEDICINE – LAS CRUCES (NM) CAMPUS



NMSU LAS CRUCES CAMPUS – MAIN TRIANGLE AND DACC ESPINA CAMPUS



BURRELL COLLEGE OF OSTEOPATHIC MEDICINE – MELBOURNE (FL) CAMPUS



FLORIDA TECH MELBOURNE CAMPUS – MAIN CAMPUS

