

# University of Wisconsin-Superior Clery Act - Annual Campus Security and Fire Safety Report – 2011 -Statistics Only-



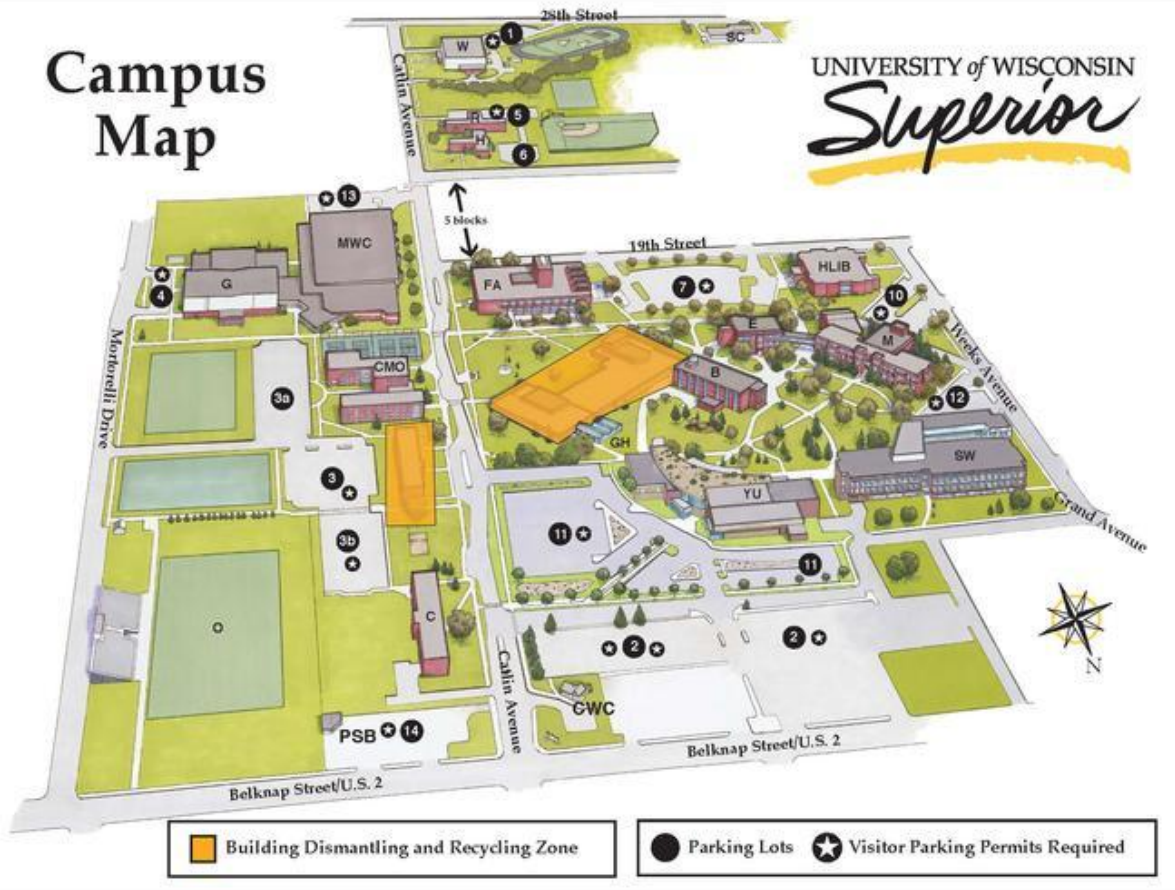
This combined *UW- Superior Annual Campus Security and Fire Safety Report – 2011* addresses two annual reporting requirements required by the Department of Education as referenced in Title 34 of the Code of Federal Regulations, Part 668, and the final rule published October 29, 2009 in the Federal Register, section 668.44:

- Section 668.46, Institutional security policies and crime statistics (Otherwise known as the Clery Act reporting requirements), and
- Sec. 668.49 (Institutional fire safety policies and fire statistics) (Otherwise known as the Campus Fire Safety Right to Know Act)



# Campus Map

UNIVERSITY of WISCONSIN  
*Superior*



B	Barstow Hall (science labs)	MWC	Marcovich Wellness Center (field house, recreation, athletics, classrooms, faculty offices)
C	Crownhart Hall (residence hall)	G	Gates Physical Education Building (gym, pool, student labs, study areas)
CMO	Curran-McNeill, Ostrander Halls (residence halls)	M	Old Main (admissions, administration, classrooms)
CWC	Campus Welcome Center (visitor directions, parking services)	O	Ole Haugrud Stadium
E	Erlanson Hall (business programs, classrooms, Distance Learning Program)	PSB	Public Safety Building (Campus Safety, Parking Services, Environmental Health and Safety)
FA	Holden Fine and Applied Arts Center (classrooms, studios, performance areas)	R	Ross Hall (residence hall)
GH	Greenhouse	SC	University Services Building
H	Hawkes Hall (residence halls)	SW	Swenson Hall (classrooms, faculty offices)
HLIB	Jim Dan Hill Library	W	Wessman Arena
		YU	Yellowjacket Union student center

## CAMPUS REPORTED CRIME STATISTICS (2008, 2009, and 2010)

The following reported crime statistics are for your information. Specific information about local police jurisdiction crimes may be viewed on their web site linked to below. If you have any questions, please contact the Campus Safety Office at (715)394-8114.



SUPERIOR POLICE DEPT. CRIME INFORMATION

MY NEIGHBORHOOD UPDATE NET 2008

(Appendix B – Annual Campus Security Clery Report Information and Crime Definitions.)  
UNIVERSITY OF WISCONSIN-SUPERIOR

Criminal Offenses	Year	On Campus		On Campus (Total)	Non Campus	Public Property	Local & State Police
		Residence Halls	Other				
<b>Criminal Homicide</b>							
Murder/Non Negligent Manslaughter	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	0
	2010	0	0	0	0	0	0
Negligent Manslaughter	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	0
	2010	0	0	0	0	0	0
<b>*Sex Offenses</b>							
Robbery	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	0
	2010	0	0	0	0	0	0
Aggravated Assault	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	0
	2010	0	0	0	0	0	0
<b>*Burglary</b>							
Motor Vehicle Theft	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	1
	2010	0	0	0	0	0	0
Arson	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	0
	2010	0	0	0	0	0	0

Crimes and any referrals reported in Residence Halls are included as a subdivision of crimes and referrals in the On Campus Total category.

**UNIVERSITY OF WISCONSIN-SUPERIOR**

Criminal Offenses	Year	On	Other	On Campus	Non	Public	Local &
		Campus		(Total)	Campus	Property	State Police
		Residence					
		Halls					
<b>Sex Offenses</b>							
<b>*Forcible</b>	2008	1	0	1	0	0	0
	2009	0	0	0	0	0	0
	2010	2	0	2	0	0	0
Forcible Rape	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	0
	2010	2	0	2	0	0	0
Forcible Sodomy	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	0
	2010	0	0	0	0	0	0
Sexual Assault With An Object	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	0
	2010	0	0	0	0	0	0
Forcible Fondling	2008	1	0	1	0	0	0
	2009	0	0	0	0	0	0
	2010	0	0	0	0	0	0
<b>*Non Forcible</b>	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	0
	2010	0	0	0	0	0	0
Incest	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	0
	2010	0	0	0	0	0	0
Non-Forcible Statutory Rape	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	0
	2010	0	0	0	0	0	0
<b>Burglary</b>							
<b>*Burglary</b>	2008	1	5	6	0	0	0
	2009	2	0	2	0	0	0
	2010	1	0	1	0	0	0
Burglary Forcible Entry	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	0
	2010	0	0	0	0	0	0
Burglary Unlawful Entry- No Force	2008	1	5	6	0	0	0
	2009	2	0	2	0	0	0
	2010	1	0	1	0	0	0
Burglary Attempted Forcible Entry	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	0
	2010	0	0	0	0	0	0

*Crimes and any referrals reported in Residence Halls are included as a subdivision of crimes and referrals in the On Campus Total category*

**UNIVERSITY OF WISCONSIN-SUPERIOR**

Arrests and Judicial Referrals	Year	On	On Campus		Non	Public	Local &
		Campus Residence Halls	Other	(Total)	Campus	Property	State Police
<b>Arrests</b>							
Liquor Law Violations	2008	35	5	40	0	0	0
	2009	40	0	40	0	0	0
	2010	50	1	51	0	0	0
Drug Law Violations	2008	0	0	0	0	0	0
	2009	3	0	3	0	0	0
	2010	1	0	1	0	0	0
Illegal Weapons Possession	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	0
	2010	0	0	0	0	0	0
<b>Judicial Referrals</b>							
Liquor Law Violations	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	0
	2010	0	0	0	0	0	0
Drug Law Violations	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	0
	2010	0	0	0	0	0	0
Illegal Weapons Possession	2008	0	0	0	0	0	0
	2009	0	0	0	0	0	0
	2010	0	0	0	0	0	0

*Crimes and any referrals reported in Residence Halls are included as a subdivision of crimes and referrals in the On Campus Total category.*

**UNIVERSITY OF WISCONSIN-SUPERIOR**

<b>Bias/Hate Crimes On Campus</b>	<b>Year</b>	<b>Race</b>	<b>Gender</b>	<b>Religion</b>	<b>Sexuality</b>	<b>Ethnicity</b>	<b>Disability</b>
<b>Bias/Hate Crimes Non Campus</b>	<b>Year</b>	<b>Race</b>	<b>Gender</b>	<b>Religion</b>	<b>Sexuality</b>	<b>Ethnicity</b>	<b>Disability</b>
<b>Bias/Hate Crimes Public Property</b>	<b>Year</b>	<b>Race</b>	<b>Gender</b>	<b>Religion</b>	<b>Sexuality</b>	<b>Ethnicity</b>	<b>Disability</b>
<b>All Categories Listed Below</b>	<b>2008</b>	<b>No Bias/Hate Crimes Reported This Year</b>					
	<b>2009</b>	<b>No Bias/Hate Crimes Reported This Year</b>					
	<b>2010</b>	<b>No Bias/Hate Crimes Reported This Year</b>					
<b>Murder/Non Negligent Manslaughter</b> <b>Negligent Manslaughter</b> <b>Sex Offenses Forcible</b> <b>Sex Offenses Non Forcible</b> <b>Robbery</b> <b>Aggravated Assault</b> <b>Burglary</b> <b>Motor Vehicle Theft</b> <b>Arson</b> <b>Larceny-Theft</b> <b>Simple Assault</b> <b>Intimidation</b> <b>Destruction, Damage, or Vandalism</b>							

**DEFINITIONS:**

**Fire Safety Statistics (2008, 2009, and 2010)**

The table below summarizes the number of fires, the number of fire related injuries requiring medical treatment, number of fire related deaths, and the property damage caused by fire for each of the UW Superior residence halls for the years 2008-2010. Included with the statistics are the numbers of fire drills held in the calendar year for each residence hall.

**2008-2010 Fire Safety Statistics**

Residence Hall	2008					2009					2010				
	Fires	Injuries	Deaths	Damages	Drills	Fires	Injuries	Deaths	Damages	Drills	Fires	Injuries	Deaths	Damages	Drills
Crownhart Hall	0	0	0	0	2	0	0	0	0	2	0	0	0	0	2
Ostrander Hall	0	0	0	0	2	0	0	0	0	2	1	0	0	*\$50	2
Curran-McNeill Hall	0	0	0	0	2	0	0	0	0	2	0	0	0	0	2
Ross Hall	0	0	0	0	2	0	0	0	0	2	0	0	0	0	2

(\*One small general resident-use microwave oven was destroyed.)

# **DEFINITIONS:**

## **GEOGRAPHIC LOCATIONS FOR CRIME STATISTICS**

### ***On Campus***

1. Any building or property owned or controlled by an institution within the same reasonable 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) of this definition, that is owned by the institution but controlled by another person, is frequently used by students, and supports institutional purposes (such as a food or other retail vendor).

### ***Non-Campus Property***

1. Any building or property owned or controlled by a student organization that is officially recognized by the institution; 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 reasonable contiguous geographic area of the institution.

### ***Public Property***

All public property, including thoroughfares, streets, sidewalks, and parking facilities, that is within the campus, or immediately adjacent to and accessible from the campus.

### ***Local and State Police***

Data provided by Local and State Police that is from reported crimes in areas that are immediately adjacent to, and accessible from campus properties, but are not owned by the University.

(5) Identification of the victim or the accused. The statistics required under paragraphs (c)(1) and (3) of this section may not include the identification of the victim or the person accused of committing the crime.

(6) Pastoral and professional counselor. An institution is not required to report statistics under paragraphs (c)(1) and (3) of this section for crimes reported to a pastoral or professional counselor.

(7) UCR definitions. Crime Definitions from the Uniform Crime Reporting (UCR) Handbook. An institution must compile the crime statistics required under paragraphs (c)(1) and (3) of this

section using the definitions of crimes provided in appendix A to this subpart and the Federal Bureau of Investigation's Uniform Crime Reporting (UCR) Hate Crime Data Collection Guidelines and Training Guide for Hate Crime Data Collection. For further guidance concerning the application of definitions and classification of crimes, an institution must use either the UCR Reporting Handbook or the UCR Reporting Handbook: NIBRS EDITION, except that in determining how to report crimes committed in a multiple-offense situation, an institution must use the UCR Reporting Handbook. Copies of the UCR publications referenced in this paragraph are available from: FBI, Communications Unit, 1000 Custer Hollow Road, Clarksburg, WV 26306 (telephone: 304-625-2823).

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### **Crime Definitions from the Uniform Crime Reporting (UCR) Handbook**

#### ***Arson***

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

#### ***Criminal Homicide-Manslaughter by Negligence***

The killing of another person through gross negligence.

#### ***Criminal Homicide-Murder and Non-negligent Manslaughter***

The willful (non-negligent) killing of one human being by another.

#### ***Robbery***

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

#### ***Aggravated Assault***

An unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury. This type of assault usually is accompanied 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 and probably would result in serious personal injury if the crime were successfully completed.)

#### ***Burglary***

1. There must be evidence of unlawful entry (trespass). Both forcible and unlawful entry – no force are counted.
2. The unlawful entry must occur within a structure, which is defined as having four walls, a roof, and a door.
3. The unlawful entry into a structure must show evidence that the entry was made in order to commit a felony or theft. If the intent was not to commit a felony or theft, or if the intent cannot be determined, the proper classification is Larceny.

#### ***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 joyriding.)

### ***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; and 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); and dangerous non-narcotic drugs (barbiturates, Benzedrine).

### ***Liquor Law Violations***

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

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## **LEGAL DEFINITIONS AND PENALTIES**

*The following information prepared by UW System Legal Counsel provides a summary of offenses and corresponding penalties.*

***Sexual Assault*** -- Section 940.225 of the Wisconsin Statutes creates four degrees of sexual assault. The degrees are based upon the amount of force used by the assailant and the harm done to the victim. First, Second and third degree sexual assault are felonies; fourth degree assault is a misdemeanor.

### ***First degree sexual assault includes:***

- \* Sexual intercourse or sexual contact without consent which causes pregnancy or inflicts great bodily harm.
- \* Sexual intercourse or sexual contact without consent accomplished by using or threatening to use a dangerous weapon, or
- \* Sexual intercourse or sexual contact without consent while aided by one or more persons by use of threat or violence.
- \* A person can be imprisoned not more than forty years for committing first degree sexual assault.

### ***Second degree sexual assault includes:***

- \* Sexual intercourse or sexual contact without consent which causes pregnancy or inflicts great bodily harm.

- \* Sexual intercourse or sexual contact without consent which causes injury, including illness, disease, or impairment of sexual or reproductive organ or mental anguish requiring psychiatric care, or
- \* Sexual intercourse or sexual contact with a person known by the perpetrator to be unconscious or mentally ill or mentally deficient.
- \* Sexual intercourse or sexual contact aided or abetted by another without the victim's consent.
- \* A person can be imprisoned not more than twenty years and/or fined not more than \$10,000 for committing second degree sexual assault.

**Third degree sexual assault** is having sexual intercourse with a person without that person's consent. The penalty for third degree sexual assault is imprisonment for not more than five years and/or a fine of not more than \$10,000.

**Fourth degree sexual assault** is having sexual contact with a person without that person's consent. The penalty for fourth-degree sexual assault is imprisonment for not more than nine months in the county jail and/or a fine of not more than \$10,000.

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## **SEX OFFENSES DEFINITIONS**

*From the National Incident-Based Reporting System Edition of the Uniform Crime Reporting Program.*

### **Sex Offenses - Forcible**

Any sexual act directed against another person, forcibly and/or against that person's will; or not forcibly or against the person's will where the victim is incapable of giving consent.

A. **Forcible Rape**- The carnal knowledge of a person, forcibly and/or against that person's will; or not forcibly or against the person's will where the victim is incapable of giving consent because of his/her temporary or permanent mental or physical incapacity (or because of his/her youth).

B. **Forcible Sodomy**- Oral or anal sexual intercourse with another person, forcibly and/or against that person's will; or not forcibly against the person's will where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental or physical incapacity.

C. **Sexual Assault With An Object**- The use of an object or instrument to unlawfully penetrate, however slightly, the genital or anal opening of the body of another person, forcibly and/or against that person's will; or not forcibly or against the person's will where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental or physical incapacity.

D. **Forcible 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.

### ***Sex Offenses - Non-forcible***

Unlawful, non-forcible sexual intercourse.

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

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

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### **CLERY ACT HATE CRIME DEFINITIONS**

#### DEFINITIONS:

**Bias** - A preformed negative opinion or attitude toward a group of persons based on their race, religion, disability, ethnicity/national origin, or sexual orientation.

**Bias Crime** - A criminal offense committed against a person or property which is motivated, in whole or in part, by the offender's bias against a race, religion, disability, ethnicity/national origin, or sexual-orientation. Also known as .Hate Crime..

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

**Bisexual** - [adjective] Of or relating to persons who experience sexual attraction toward, and responsiveness to, both males and females; [noun] a bisexual person.

**Disability Bias** - A preformed negative opinion or attitude toward a group of persons based on their physical or mental impairments/challenges, whether such disability is temporary or permanent, congenital or acquired by heredity, accident, injury, advanced age, or illness.

**Disabled** - [adjective] Of or relating to persons who have physical or mental impairments/challenges, whether temporary or permanent, due to conditions that are congenital or acquired by heredity, accident, injury, advanced age, or illness; [noun] a disabled person.

**Ethnicity/National Origin Bias** - A preformed negative opinion or attitude toward a group of persons of the same race or national origin who share common or similar traits, languages, customs, and traditions, e.g., Arabs, Hispanics, etc.

**Gay** - [adjective] Of or relating to males who experience a sexual attraction toward, and responsiveness to, other males; [noun] a homosexual male.

**Hate Crime** - Same as .Bias Crime..

**Hate Group** - An organization whose primary purpose is to promote animosity, hostility, and malice against persons belonging to a(n) race, religion, disability, ethnicity/national origin, or sexual-orientation which differs from that of the members of the organization, e.g., the

Ku Klux Klan, American Nazi Party, etc.

**Heterosexual** - [adjective] Of or relating to persons who experience a sexual attraction toward, and responsiveness to, members of the opposite sex; [noun] a heterosexual person.

**Homosexual** - [adjective] Of or relating to persons who experience a sexual attraction toward, and responsiveness to, members of their own sex; [noun] a homosexual person.

**Lesbian** - [adjective] Of or relating to females who experience a sexual attraction toward, and responsiveness to, other females; [noun] a homosexual female.

**Racial Bias** - A preformed negative opinion or attitude toward a group of persons who possess common physical characteristics, e.g., color of skin; eyes and/or hair; facial features; etc., genetically transmitted by descent and heredity which distinguish them as a distinct division of humankind, e.g., Asians, blacks, whites, etc.

**Religious Bias** - A preformed negative opinion or attitude toward a group of persons who share the same religious beliefs regarding the origin and purpose of the universe and the existence or nonexistence of a supreme being, e.g., Catholics, Jews, Protestants, atheists, etc.

**Sexual-Orientation Bias** - A preformed negative opinion or attitude toward a group of persons based on their sexual attraction toward, and responsiveness to, members of their own sex or members of the opposite sex, e.g., gays, lesbians, heterosexuals, etc.

**Larceny-Theft:** The unlawful taking, carrying, leading, or riding away of property from the possession or constructive possession of another. (Note: Constructive possession is defined by Black's Law Dictionary, 6th ed. as "where one does not have physical custody or possession, but is in a position to exercise dominion or control over a thing.")

- **Pocket-picking:** The theft of articles from another person's physical possession by stealth where the victim usually does not become immediately aware of the theft.
- **Purse-snatching:** The grabbing or snatching of a purse, handbag, etc., from the physical possession of another person.  
Shoplifting: The theft, by someone other than an employee of the victim, of goods or merchandise exposed for sale.
- **Theft From Building:** A theft from within a building which is either open to the general public or where the offender has legal access.
- **Theft From Coin Operated Machine or Device:** A theft from a machine or device which is operated or activated by the use of coins.
- **Theft From Motor Vehicle (Except "Theft of Motor Vehicle Parts or Accessories"):** The theft of articles from a motor vehicle, whether locked or unlocked.
- **Theft of Motor Vehicle Parts or Accessories:** The theft of any part or accessory affixed to the interior or exterior of a motor vehicle in a manner which would make the item an attachment of the vehicle, or necessary for its operation.
- **All Other Larceny:** All thefts which do not fit any of the definitions of the

specific subcategories of Larceny/Theft listed above.

**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.

**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.

**Destruction/Damage/Vandalism of Property (Except "Arson"):** To willfully or maliciously destroy, damage, deface, or otherwise injure real or personal property without the consent of the owner or the person having custody or control of it.

[Note: This offense does not include destruction or damage to property caused by the crime of Arson.]

