

Scope: This document contains the following Policies;

Annual Safety and Security Report
Clery Act Reporting
Healthy Life, Healthy You! Drugs, Alcohol and Weapons-Free Workplace
Sexual Assault, Discrimination, Harassment and Title IX Sexual Misconduct Policy
Geography Location by Campus
Statistical Data by Campus reporting years: 2020, 2019, 2018

Policy: Annual Safety and Security Report

Capri Beauty College's Annual Safety and Security Report is published in compliance with the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act ("Clery Act"), the State of Illinois Campus Security Enhancement Act and Violence Against Women Act (VAWA). This report includes statistics for the previous three years concerning reported crimes that occurred on campus; in certain off-campus buildings or property owned or controlled by Capri Beauty College; and on public property within, or immediately adjacent to and accessible from College property. The report also includes institutional policies on campus security policies concerning alcohol and drug use, crime prevention, the reporting of crimes and other matters.

Data: Statistical Data regarding crimes, dating violence, domestic violence, sexual assault and stalking is updated Campus crime, arrest and referral statistics include those reported by local Police Departments and designated campus security officials as defined under the Act and local law enforcement agencies. Each year, notification is sent to all enrolled students, faculty and staff. The notification provides information on how to access the Annual Security Report online. Copies of this report may also be obtained from a Campus Director at: 15815 Rob Roy Drive Oak Forest, IL or 1938 E. Lincoln Hwy. New Lenox, IL. The policies in the report apply to both campuses (Oak Forest & New Lenox) unless otherwise stated in a particular section of the report. The crime statistics in this report are presented in separate crime statistics charts for each campus, as required by law.

I. Reporting a Crime

Community members, students, faculty, staff and visitors are expected to promptly and accurately report all crimes and public safety-related incidents on a voluntary basis to Campus Security Authorities; Allison VanDerMolen: allison@capri.edu, Amy Ruff: amy@capri.edu or the Title IX Coordinator, Tricia Seil, tricia@capri.edu and if so desired, confidentially to the Oak Forest or New Lenox Police Department.

Any suspicious activity or person(s) seen in the parking lots loitering around vehicles or inside buildings is reported to the Director or police. Crimes should be reported to the Campus Director for the purpose of making timely warning reports to the community and for inclusion in the annual statistical disclosure. **PROMPT REPORTING OF AN EMERGENCY OR CRIME** Community members, students, faculty, staff and visitors are expected to promptly and accurately report all crimes and public safety-related incidents to the Oak Forest or New Lenox Department of Police.

A. Response to a Reported Crime; Police are trained to receive, document and investigate all crimes reported. An officer will work with individuals reporting a crime to obtain information and evidence, identify potential witnesses, and conduct a thorough investigation in an effort to identify the responsible party. When appropriate, crime suspects may be adjudicated through the student conduct system. The daily crime log is available on campus in the Office of the Director. The crime log contains information concerning reported crimes and typically includes the case number, classification of the crime, date reported, date occurred, time occurred, general location and disposition of the crime.

B. Timely Warning: Capri Beauty College will alert the campus community of crimes that have already occurred but Represent an ongoing threat. Timely warnings will aid in the prevention of similar crimes. This includes but is not limited to threats to property as well as for threats to persons. Procedure:

The warning will be issued by the Campus Director as soon as the pertinent information is available. • Timely warning will be posted at each time clock located on campus.

Timely warning will be posted at Capri.edu

Timely warning will include: 1) the circumstances for which a warning will be issued and; 2) the individual or office responsible for issuing the warning.

C. Emergency Notification & Registration: Capri Beauty College will immediately notify the campus community upon the confirmation of a significant emergency or dangerous situation involving an immediate threat to the health or safety of students or

employees occurring on the campus. Capri Beauty College will, without delay, and taking into account the safety of the community, determine the content of the notification and initiate the notification system, unless issuing a notification will, in the professional judgment of responsible authorities, compromise efforts to assist a victim or to contain, respond to or otherwise mitigate the emergency. The only reason Capri Beauty College would not immediately issue a notification for a confirmed emergency or dangerous situation is if doing so will compromise efforts to: • Assist a victim • Contain the emergency, • Respond to the emergency, or • Otherwise mitigate the emergency.

*Responsible Authorities may include local Police & Fire Departments, Public Health Departments. Capri works very closely with the local police agencies to ensure a prompt response if a situation so warrants. This cooperation covers, but is not limited to, the detection, investigation, and prosecution of crime and is enhanced with written memoranda of understanding, for the investigation of alleged criminal offenses and notification of potential timely warnings.

D. Daily Crime Log: The crime log for the most recent 60-day period is open to public inspection, upon request, during normal business hours. Any portion of the log that is older than 60 days is available within two business days of a request for public inspection. Date, Time, Nature, Location and Disposition of the complaint is available in the Crime Log.

E. Vehicle Safety: Campus Parking Faculty & Students may park on campus during normal business hours. Spaces in front of the Main Building are reserved for Clients and Guests of the School. • Drive Slowly and with Caution in Parking Lot and around Campus. • Lock your Vehicle. • Do not leave any valuable items inside your car; keys, purse, phone, iPod, equipment, wallet, backpack, bags, etc. Capri is not responsible for stolen items, theft of or to vehicles. • Immediately notify Faculty or Director of any suspicious activity. • Director will involve police for identification of Unauthorized Vehicles and have towed if necessary. • Overnight Parking is not allowed unless permission is given by the Director.

F. Sexual Offender Registration: The State of Illinois Registered Sex Offenders database can be accessed at www.isp.state.il.us/sor. If you need more information, contact your local law enforcement office.

II. Emergency Preparedness and Response Planning

Security Considerations on the Maintenance of Campus Facilities Capri Beauty College is committed to campus safety and security. Security cameras, exterior lighting, sidewalks, steps and landscape control are critical parts of that commitment. Representatives from various departments take part in security surveys that help ensure a safe campus. Routine checks of lighting and safety issues are conducted by the Director of the Campus and General Manager as part of our patrol duties. Procedure for Reporting a Crime Capri Beauty College will act in a swift and professional manner in regards to violations of campus security. Capri will Review general procedures with students during first week, at Orientation and cooperate with the local fire authorities regarding inspection, and building safety.

A. In the Event of a Tornado: If a tornado warning is issued by the National Weather Service, outdoor system, or in the event of a severe thunderstorm, students will be held at school in the designated area (internal Capri Beauty College 2013-2014 All Rights Reserved classrooms, internal clinic, away from doors and windows). Director will monitor the weather band in the school office. Students will be dismissed when the administration determines the severe weather is over.

B. In the Event of a Fire: the person, who spots the fire, pulls the closest alarm box, evacuation of students, staff and clients will begin. Students will meet in designated areas outside of the building and be released once attendance is taken. Students not sure of where to meet should immediately locate a member of faculty for direction or report attendance. Fire Drills are conducted annually with the assistance of local fire departments.

C. Procedures for an Act of Nature: Blizzard, Flood, Emergency or Pandemic, the Director is authorized to cancel a day/s of school, (or a portion thereof), when in his/her judgment believes it is in the best interest of the students.

D. How We Contact You

In the event of an actual emergency the campus community will be notified through e-mail, Capri Beauty College website, Facebook, Instagram page and Twitter feed. Students should take responsibility for regularly checking their e-mail and or social network sites and registering their email: • Emergency Closing Center: www.emergencyclosingcenter.com • WGN channel 9 and/or Home Page of Capri's Web Site: capri.edu • Capri's Voice Mail system: Oak Forest 708-687-3020 x 210 New Lenox 815-485-3020 x 210

E. Lock Down Procedures

PURPOSE: A lock down procedure will be used in an attempt to minimize the risk of violence and increase the safety of students, employees and guests by restricting access and visibility by a threatening person or event internal or external to the college. Students, staff, and faculty must report threatening activities to campus safety by calling 911. Students, staff and faculty who have reason to believe that there is an imminent threat of violence that could result in loss of life or serious injury are encouraged to take independent protective action. The Director or Manager on duty will determine when to initiate a lock down or evacuation of one or more campus buildings when there is a clear and imminent threat.

During a Lockdown the administrator or designee will announce the Lockdown and give instructions

1. Dial 911, and direct all students, staff and identifiable visitors into the nearest lockdown classroom or secured space.
2. Lock classroom doors, turn off classroom lights, move away from windows, stay down on the floor.
3. Discourage use of cell phones.
4. Keep out of sight.
5. Do not respond to anyone at the door unless an “All Clear” has been announced.
6. Teachers should take immediate action to account for and document all students present (both at beginning of incident and at conclusion of incident).
7. Document all actions.
8. Parents will NOT be allowed to pick up students.
9. No announcements will be made until after all clear is given.

F. Safety Hold/Hall Check Procedures

1. During a Safety Hold the administrator or designee will announce the Safety Hold and give instructions.
2. Ensure all students and staff is inside facility.
3. Teachers should take immediate action to account for and document all students present (both at beginning of incident and at conclusion of incident).
4. Manager must immediately notify Campus Director.
5. Ensure all exterior doors and windows are closed and locked.
6. Lock all external school doors; clear all areas that cannot be secured (hallways, restrooms, etc.).
7. Students should keep away from windows, not use of cell phones.
8. Document all actions.
9. Continue classroom instruction.
10. All movement stops until all clear is given or by announcement.
11. No announcements will be made until after all clear is given. Access to Campus Facilities Access to campus buildings and grounds is a privilege extended to students; faculty, staff, and authorized guests Visitors are permitted entry through main, front doors only and must identify their intent on campus to the Receptionist.

Note: Students will not allow visitors; family, friends, clients to enter any building without being checked in by Receptionist, and then personally escorted around campus. Unauthorized visitor will be approached by staff and escorted to the Reception Area for identification and intent. Director will involve police as necessary.

Policy: Clery Act Reporting

I. Clery Act Reporting Obligations

Pursuant to the *Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act* (“Clery Act,” 20 U.S.C. 1092(f)), the college maintains a public crime log and publishes an Annual Security Report (“ASR”) available to all current students and employees. The ASR documents three calendar years of select campus crime statistics (including statistics regarding incidents of dating violence, domestic violence, and stalking), security policies and procedures, and information on the basic rights guaranteed to complainants of sexual assault. The *Clery Act* also requires the college to issue timely warnings to the campus community about crimes that have already occurred but may continue to pose a serious or ongoing threat to students and employees.

The Clery Act requires reporting on the following offenses:

- murder;
- manslaughter (non-negligent)
- sex offenses, forcible and non-forcible;
- robbery; • aggravated assault;
- burglary;
- motor vehicle theft;
- arson;
- domestic violence, dating violence & stalking
- arrests, or persons referred for campus disciplinary action for liquor law violations;
- arrests, or persons referred for campus disciplinary action for drug-related violations;
- arrests, or persons referred for campus disciplinary action for weapons possession; and
- hate crimes, [which for Clery Act purposes include any crime listed in the preceding points and, as of 2008, larceny-theft; simple assault; intimidation; and destruction, damage, or vandalism of property in which the victim is intentionally selected because of his or her actual or perceived race, gender, religion, sexual orientation, ethnicity, or disability.

A. Reporting Considerations

Because the college is under a continuing obligation to address the issue of sexual discrimination, harassment and misconduct campus wide, reports of such incidents (including non-identifying reports) will also prompt the college to consider broader remedial action, such as increased monitoring, supervision, or security at locations where the reported incident occurred; increasing education and prevention efforts, and/or revisiting its policies and practices.

- 1) **Attempted Violations:** In most circumstances, the college will treat attempts to commit any of the violations listed in this policy as if those attempts had been completed.
- 2) **False Reports:** The college will not tolerate intentional false reporting of incidents. It is a violation of the Code of Student Conduct to make an intentionally false report of any policy violation, and it may also violate state criminal statutes and civil defamation laws.
- 3) **Amnesty for Complainants and Witnesses:** The college community encourages the reporting of misconduct and crimes by complainants and witnesses. Sometimes, complainants or witnesses are hesitant to report to college officials or participate in resolution processes because they fear that they themselves may be accused of policy violations, such as underage drinking at the time of the incident. It is in the best interests of this community that as many complainants as possible choose to report to college officials, and that witnesses come forward to share what they know. To encourage reporting, the college pursues a policy of offering complainants of misconduct and witnesses amnesty from minor policy violations related to the incident. Sometimes, students are hesitant to offer assistance to others for fear that they may get themselves in trouble (for example, a student who has been drinking underage might hesitate to help take a sexual misconduct complainant to the Title IX Coordinator). Students who in good faith report an alleged violation of the college's prohibition of sexual discrimination, harassment and misconduct will be granted immunity and will not receive a disciplinary sanction for a student conduct violation (for example, underage drinking) revealed in the course of reporting. Immunity will not be provided for student conduct violations which the college determines are egregious, including without limitation misconduct which places the health or safety of another person at risk.
- 4) **Confidential Reporting Procedures:** We encourage anyone who witnessed or has been a victim of a crime to immediately report the incident by dialing 911 or for a non-emergency, 815-485-2500. Crimes can be reported on a voluntary, confidential basis for inclusion in the Annual Security Report. The Police Department and Title IX Coordinator can file a report on the details of an incident without revealing your identity. The purpose of a confidential report is to maintain anonymity, yet it allows the Police and Title IX Coordinator to take steps to ensure your future safety and that of others. With such information, the College can keep an accurate record of the number of incidents involving students, employees and visitors and alert the campus community to potential danger if necessary. Reports filed on a confidential basis are counted and disclosed in the annual crime statistics for the College.

B. Parental Notification

Whether you are the complainant or the respondent, the college's primary relationship is to the student and not to the parent. In the event of major medical, disciplinary, or academic jeopardy, students are strongly encouraged to inform their parents. However, college officials will directly inform parents under one or all of the following circumstances: when requested to do so by a student, if a life-threatening situation exists, if the complainant is under the age of consent, or if the complainant has signed a release which allows such communication.

C. Public Awareness Events

Public awareness events such as Take Back the Night, candlelight vigils, protests, survivor speak outs, or other forums in which students disclose incidents are not considered notice to the college of sexual discrimination, harassment or misconduct for purposes of triggering its obligation to investigate any particular incident(s). Such events may, however, inform the need for campus wide education and prevention efforts, and the college will provide information about students' Title IX rights at these events.

II. Law Enforcement Relationship Jurisdiction:

Capri Beauty College maintains a working relationship with local Police Departments (Oak Forest & New Lenox) when reporting crimes and allow jurisdiction to make arrests.

Policy: Healthy Life, Healthy You! Drugs, Alcohol and Weapons-Free Workplace

Capri Beauty College encourages its employees and students to live healthy lifestyles that are free from the use and/or abuse of controlled substances. Many alternatives are available that allow for a more rewarding and healthier life. Some alternatives include physical activities or sports, cultural events, arts and crafts classes, becoming active in community centers or support groups, or volunteering at an organization that gives life fulfillment. There are many local community organizations such as your Chamber of Commerce, library or community college that have information about program options. Persons found in violation of this policy are subject to actions outlined in items number 4-7 stated below.

I. Maintaining a Drug, Alcohol and Weapons-Free Workplace.

All students and employees are hereby notified that the unlawful manufacture, distribution, dispensing, possession or use of controlled substances (drug, alcohol and/or legally purchased marijuana/cannabis product) is prohibited by any person in Capri's workplace. No student, employee or visitor (other than authorized law enforcement or authorized military personnel) to the college shall carry/possess

a weapon or look-a-like weapons (a tool which can be used during combat to threaten, kill, destroy property, or to otherwise render resources non-functional or unavailable) on school grounds or at a school sponsored activity. This prohibition applies to individuals who have been issued a Conceal Carry Permit from the State of Illinois. Violation of this policy will result in referral to the appropriate law enforcement agency for possible prosecution; conviction will result in immediate dismissal.

Capri's "workplace" consists of the following locations:

1. The entire campus facility, including grounds surrounding campus buildings.
2. Any location used for an off-site school function or internship.
3. Non-compliance with the terms in Paragraph 1 (above) will result in any or all of the following action being Taken by Capri:
4. Mandatory counseling, rehabilitation given by a Federal, State or local health facilities, law enforcement, or other appropriate agency which is approved for purposes of chemical abuse counseling and rehabilitation,
5. Notification to the proper law enforcement authorities,
6. Termination of enrollment / employment.
7. Violations may also be subject to legal consequences.

II. It is against Capri's Drug, Alcohol and Weapons-Free Workplace Policy:

For an employee to work or student to attend class with the presence of a controlled substance (drugs or alcohol) in their body, including the presence of marijuana and a drug metabolite, unless legally prescribed to her or him and is being used for its prescribed purpose. For an employee or student to sell, use, purchase, distribute, dispense, manufacture or be in possession of a Controlled Substance (drugs or alcohol), including drug paraphernalia, while on Capri time, conducting Business, on school property, attending class or while representing Capri Beauty College.

For an employee or student to sell, use, purchase, distribute, dispense, manufacture or be in possession of controlled substances (drugs or alcohol), including prescription medications that are controlled substances, on Capri time, business, property, or while attending class, unless the prescription medication is legally prescribed to the employee or student and is being used for its prescribed purpose. For an employee or student to operate any equipment while under the influence of any drug(s) or alcohol, including prescription or over-the-counter medications that render the employee or student incapable of safely and Adequately using the equipment or performing any other job duties.

To consume any alcoholic beverage or alcohol containing liquid (apart from prescription drugs being used for their prescribed purpose) within four hours of a scheduled work or class period or assignment.

For any student or employee to use over-the-counter drugs in a manner not intended by the manufacturer and/or prescribed by a licensed medical professional. The use of prescription or over-the-counter medications that may impair an employee's or student's ability to safely or adequately perform his or her essential functions on the job or in class must be reported to the employee's or student's supervisor. Some medication use may require reassignment or temporary leave of absence without pay/credit. Employees and students must only take medication as directed on the medication label and must heed any warnings listed on the medication's label.

For Capri Management to allow an employee to work or student to attend class if they have actual knowledge that an employee or student has violated this policy.

III. Dangers of Drug Abuse in the Workplace Substance abuse (drug and/or alcohol) abuse or addiction accompanied by many dangers that include physical, emotional, legal, financial, relational and medical consequences. Dangers associated with substance abuse are common long before addiction develops in the substance-abusing individual. Once addiction does develop, and often even before this occurs, substance abusers continue to abuse substances in spite of the negative consequences and obvious signs of danger related to their behavior. Resources are available to persons who are having difficulty with substance (drug and/or alcohol) abuse or addiction. There is counseling, rehabilitation, and treatment centers in most major cities and/or as associated with local hospitals and health clinics. The state of Illinois has treatment resources, and the Internet offers a variety of programs for individuals. The resources listed below are not endorsed by Capri School of Beauty Culture, Inc. or any of their Campus locations:

IV. Drug Prevention Resources

New Hope Recovery Center, Chicago, IL www.new-hope-recovery.com Drug and Alcohol Rehabilitation & Treatment Centers, IL www.helpaddicts.com/Illinois-Rehab/Oak-Forest Drug Rehabilitation Center, New Lenox, IL www.avpcounseling.com

V. Procedure for Self-Reporting

If an employee or student suspects that she or he has a substance abuse or alcohol problem, the employee or student is expected to contact a Capri Director. Employees with drug or alcohol problems that have not resulted in, and are not the immediate subject of disciplinary action may request approval to take unpaid time off to participate in rehabilitation or treatment programs through Capri health insurance benefit coverage. Any employee or student who voluntarily seeks such assistance or rehabilitation shall not be subject to disciplinary action for violation of the policy as long as the person continues to participate satisfactorily in a counseling or rehabilitation program. The employee or student must obtain a work release from a counselor or treatment provider before returning to work or school.

Any investigation by law enforcement or conviction for controlled substance or alcohol activity may be cause for dismissal from employment or school. Failure to report any conviction for illegal drug use or alcohol misuse to Capri may result in immediate termination from employment or school attendance.

The use of prescription or over-the-counter medications that may impair an employee's or student's ability to safely or adequately perform his or her essential functions on the job must be reported to the employee's or student's supervisor. Some medication use may require reassignment or temporary leave of absence without pay/credit. Employees and students must only take medication as directed on the medication label and must heed any warnings listed on medication labels.

VI. Signs of Drug Abuse

Persons who are under the influence of drugs and alcohol tend to display behaviors such as certain physical symptoms including but not limited to: decreased or slow motor skills, either increased or decreased verbal interaction, verbal skill depletion, increased or decreased physical contact, loss of or increased appetite, and aggressive behavior. Additionally, persons abusing may have social or economic issues that arise due to the use and/or abuse of these substances. There are also health risk indicators that may be helpful in the identification of abusive behavior. The brain is affected heavily by drugs and alcohol; it affects the ability to think and respond quickly as well as a wide range of skills needed to operate machinery including automobiles. People also tend to have issues with depression, paranoia, convulsions, comas, and even death can result. The following information is a guideline, intended to assist you in identification of potential abuse behaviors and or patterns of behavior:

- You're neglecting your responsibilities at school, work, or home (e.g. flunking classes, skipping work, neglecting your children) because of your drug use.
- You're using drugs under dangerous conditions or taking risks while high, such as driving while on drugs, using dirty needles, or having unprotected sex.
- Your drug use is getting you into legal trouble, such as arrests for disorderly conduct, driving under the influence, or stealing to support a drug habit.
- Your drug use is causing problems in your relationships, such as fights with your partner or family members, an unhappy boss, or the loss of old friends.

VII. Legal Limits for Alcohol Consumption: No More than one drink per hour equals: 1oz Liquor, 4 oz Wine, 12oz can of beer.

VIII. Dealing with Persons under the influence

Due to the wide variety of reactions people display or manifest when under the influence, all employees/students are advised to use caution when dealing with such a person. It is recommended that direct contact with the employee/student be limited to persons in supervisory roles when there is a perceived or true need for confrontation/advising. However, documentation may be provided by person(s) with direct involvement in an incident and/or accident resulting from the use of a controlled substance or person(s) with direct knowledge of the use of or possession of controlled substances covered in this policy.

IX. Federal, State and Local Penalties—Punishable by Law

The legal consequences for the illegal use, possession, sale, distribution, trafficking, and/or the manufacturing of illicit drugs or alcohol are numerous. Local, state, and federal laws exist that may be used to punish violators. Penalties can range from suspension, revocation or denial of a driver's license to years of imprisonment.

A. Property may be seized.

Community services and/or restitution may be mandated. Recent federal anti-drug laws affect a number of areas in everyone's lives. Students could lose eligibility for federal financial aid as outlined below, and could be denied other federal benefits such as: welfare, disability and/or veteran's benefits. All applicants for federal student aid must answer drug related questions on their application. Other federal laws allow the Department of Housing and Urban Development (which provides funds to states and communities for public housing) to now have the authority to evict residents and members of their household if they are connected to a

B. Drug-related crime:

Businesses can lose their ability to seek or gain federal contracts and/or in the case of schools, federal assistance for students, if the company does not promote a drug-free environment. State or local laws are also punitive to violators and in some cases have stiffer penalties than federal laws.

Under Illinois law, the sanctions listed below are imposed for alcohol and substance abuse offenses:

1. It is a Class A misdemeanor to sell or deliver alcohol to anyone under 21 years of age or to any intoxicated person (235 ILCS 5/6-16). Violations can result in fines of up to \$2,500 and one year in jail.
2. Illegal possession of alcohol by someone less than 21 years of age is a Class
3. A misdemeanor with fines up to \$2,500 and 6 months in jail.
4. When a violation of the above directly or indirectly results in great bodily harm or death to any person, the person in violation will be guilty of a Class 4 felony.
5. It is illegal for a person under 21 to present false identification in an attempt to purchase alcohol.

6. A person who falsely states in writing that he or she is at least 21 years of age when receiving alcohol from a representative, agent, or employee of an express company, common carrier, or contract carrier, or who has in his or her possession any false or fraudulent written, printed, or photo static evidence of age and identity, is guilty of a Class A misdemeanor and the person's sentence shall include, but not be limited to, the following: a fine of not less than \$500 and at least 25 hours of community service. If possible, any community service shall be performed for an alcohol abuse prevention program.
7. Illinois enforces a zero-tolerance law. Persons under the age of 21 who purchase, attempt to purchase, or have any trace of alcohol in their system will lose their driving privileges. Their driver's license or instruction permit will be suspended or revoked without hearing.
8. Individuals under the age of 21 can also be charged with a DUI if they have a blood alcohol level of .08 or any illegal drugs in their system. The first DUI offense can result in a \$1,000 fine and up to one year in jail. Subsequent offenses carry more severe fines and penalties; for example, the third DUI is a Class 4 felony with a minimum of six years loss of full driving privileges, imprisonment of one to three years, and fines of up to \$25,000.
9. Possession of more than 30 – 100 grams of marijuana is a Class A misdemeanor for a first offense punishable by a maximum sentence of 1 year in prison and a, maximum fine of \$2500. Greater amounts may increase the charge to a Class 1 felony with imprisonment of 10 to 50 years and fines of up to \$200,000.
10. Selling or possessing with the intent to sell, more than 30 – 500 grams of marijuana is a Class 3 felony, punishable by a minimum sentence of 2 years and a maximum sentence of 5 years, and a maximum fine of \$50,000.

C. Student Convicted of the Possession or Sale of Drugs:

A federal or state drug conviction can disqualify a student for FSA funds.

Convictions only count if they were for an offense that occurred during a period of enrollment for which the student was receiving Title IV aid—they do not count if the offense was not during such a period. Also, a conviction that was reversed, set aside, or removed from the student's record does not count, nor does one received when she was a juvenile, unless she was tried as an adult. The chart below illustrates the period of ineligibility for FSA funds, depending on whether the conviction was for sale or possession and whether the student had previous offenses. (A conviction for sale of drugs includes convictions for conspiring to sell drugs.)

	Possession of Illegal Drugs	Sale of illegal drugs
1st Offense	1 year from date of conviction	2 years from date of conviction
2nd Offense	2 years from date of conviction	Indefinite Period
3+ Offenses	Indefinite Period	

D. Drug Policy and Alcohol Prevention Review:

The Board of Directors at Capri Beauty College conducts a policy effectiveness review of the Drug and Alcohol policy every two years. Factors used to determine the effectiveness of the policy include: federal, state and local changes regarding sanctions, number of disciplinary actions against students and employees for violations of the Drug and Alcohol policy.

Procedure

The Board of Directors at Capri Beauty College conducts a policy effectiveness review of the Drug and Alcohol policy on a biennial basis to be held during formal Board Meeting.

1. Campus Director for each school reviewed must be present.
2. Each Member is handed the schools published "Drug, Alcohol and Weapons free Workplace" Policy and certify current students and employees:
3. Receive the policy
4. Sign statement that the policy has been reviewed.
5. Retain the policy on file.
6. Program Coordinator will present in writing any known Federal, State and Local changes.
7. Each Campus Director will report the sanctions and number of disciplinary actions against students and employees for violations of the Drug and Alcohol policy taken at their campus.
8. Program Coordinator will review the number of drug and liquor law violations reported on College Navigator which include annual data from local Police Departments.
9. Data from items number 6 and 7 above will be reviewed and a determination will be made: a. Effective or b. Not Effective due to a standard deviation of 4% for violations compared to the number of students enrolled during the review period.
10. A determination of "Not Effective" will result in a follow-up meeting to establish a plan for improvement.

11. Board Secretary will record the minutes of the meeting and publish for Board Members to sign.
12. A Copy will be retained at each Main Campus.

X. Drug Definitions

Marijuana impairs short-term memory and comprehension. It can cause confusion, anxiety, lung damage and abnormalities of the hormonal and reproductive system. Hours after the feeling of getting high fades, the effects of the drug on coordination and judgment remain, heightening the risk of driving or performing other complex tasks. Cannabis, a fat-soluble substance, may remain in the body for weeks, and an overdose can cause paranoia, panic attacks or psychiatric problems.

Club Drugs refers to a wide variety of drugs including MDMA (Ecstasy), GHB, rohypnol, ketamine, methamphetamine and LSD, and are often used at raves, dance clubs and bars. No club drug is safe due to variations in purity, potency and concentration, and they can cause serious health problems or death. They have even more serious consequences when mixed with alcohol.

Depressants such as barbiturates, Valium and other benzodiazepines, Quaaludes and other depressants cause disorientation, slurred speech and other behaviors associated with drunkenness. The effects of an overdose of depressants range from shallow breathing, clammy skin, dilated pupils and weak and rapid pulse to coma and death.

Hallucinogens such as LSD, MDA, PCP (angel dust), mescaline and peyote can cause powerful distortions in perception and thinking. Intense and unpredictable emotional reactions can trigger panic attacks or psychotic reaction. An overdose of hallucinogens can cause heart failure, lung failure, coma and death.

Narcotics like heroin, codeine, morphine, methadone and opium cause such negative effects as anxiety, mood swings, nausea, confusion, constipation and respiratory depression. Overdose may lead to convulsions, coma and death. The risk of being infected with HIV/AIDS or other diseases increases significantly if you inject drugs and share needles, and there is a high likelihood of developing a physical and psychological dependence on these drugs. Stimulants – cocaine, amphetamines and others – can cause agitation, loss of appetite, irregular heartbeat, chronic sleeplessness and hallucinations.

Cocaine and crack cocaine are extremely dangerous and psychologically and physically addictive. An overdose can result in seizures and death.

Tobacco, with its active ingredient nicotine, increases heart rate and raises blood pressure. The tar in cigarette smoke is a major cause of cancer and other respiratory problems. Carbon monoxide in cigarette smoke can promote arteriosclerosis, and long-term effects of smoking include emphysema, chronic bronchitis, heart disease and lung cancer

Policy: Sexual Assault, Discrimination, Harassment and Title IX Sexual Misconduct Policy

Capri Beauty College (“Capri” or the “College”) is committed to providing a learning, working and living environment that promotes personal integrity, civility and mutual respect. Capri does not discriminate, or tolerate discrimination, against any member of its community on the basis of race, color, national origin, ancestry, sex/gender, age, religion, disability, pregnancy, veteran status, marital status, sexual orientation, or any other status protected by applicable federal, state or local law in matters of admissions, employment, or in any aspect of the educational programs or activities it offers.

Student notification of rights and options

When a student or employee reports to the college that the student or employee has been a victim of domestic violence, dating violence, sexual assault, or stalking, whether the offense occurred on or off campus, the college will provide the student or employee a written explanation of the student’s or employee’s rights and options as described below.

- (1) the survivor's right to report or not report the alleged incident to Capri, law enforcement, or both, including information about the survivor's right to privacy and which reporting methods are confidential;
- (2) the contact information for Capri’s title IX coordinator, confidential advisors, a community based sexual assault crisis center, and local law enforcement;
- (3) the survivor's right to request and receive assistance from campus authorities in notifying law enforcement;
- (4) The survivor’s ability to request interim protective measures and accommodations for survivors, including without limitation changes to academic, living, dining, working, and transportation situations, obtaining and enforcing a campus-issued order of protection or no contact order, if such protective measures and accommodations are reasonably available, and an order of protection or no contact order in State court;
- (5) Capri’s ability to provide assistance, upon the survivor's request, in accessing and navigating local health and mental health services, counseling, and advocacy services; and
- (6) a summary of Capri’s complaint resolution procedures, if the survivor reports a violation of the comprehensive policy.

Within 12 hours after receiving an electronic report, Capri shall provide the information described in subdivisions (1) through (6) and a list of available resources. Capri may choose the manner in which it responds including, but not limited to, through verbal or electronic communication.

I. Applicable Law and Policy Statement

This Policy supplements the Zero Tolerance Policy and addresses the requirements of Title IX of the Education Amendments of 1972 ("Title IX"), as well as the Violence Against Women Reauthorization Act of 2013 ("VAWA") and the Illinois Preventing Sexual Violence in Higher Education Act. Title IX is the federal law that prohibits sex discrimination in federally funded education programs and activities. VAWA is a more recent federal law that addresses domestic violence, dating violence, sexual assault, and stalking in higher education. The Illinois Preventing Sexual Violence in Higher Education Act is a state law that addresses student allegations of sexual violence, domestic violence, dating violence and stalking at higher education institutions.

Title IX, which articulates the fundamental anti-discrimination principle that underlies all of the above laws, states as follows:

No person in the United States shall, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any education program or activity receiving Federal financial assistance.

Consistent with these and other applicable state and federal laws, Capri prohibits discrimination on the basis of sex, sexual orientation, and/or gender in any University program or activity. "Sexual misconduct," including sexual harassment, sexual assault, sexual violence, and sexual exploitation, is a form of sex discrimination and is prohibited by this Policy. "Interpersonal violence," including dating violence, domestic violence, and stalking, is also prohibited by this Policy.

The College's prohibitions against sex discrimination, sexual misconduct, and interpersonal violence apply to all students, faculty, and staff, to other members of the College community, as well as to contractors, consultants, and vendors doing business or providing services to the College in accordance with the Zero Tolerance Policy.

Moreover, this Policy applies to on-campus and off-campus conduct, including online or electronic conduct, when the off-campus conduct: (i) occurs during a College sponsored employment or education activity or program; (ii) adversely impacts the education or employment of a member of the College community; or (iii) otherwise threatens the health and/or safety of a member of the College community.

II. Relevant Definitions

Throughout this Policy, the "complainant" or the "reporting party" is the party alleging sexual misconduct or interpersonal violence or the party to whom sexual misconduct or interpersonal violence was directed. The "respondent" or "responding party" is the party accused of sexual misconduct or interpersonal violence. In unusual circumstances, the College itself may constitute the complainant or may initiate an investigation. An individual who reports sexual misconduct or interpersonal violence occurring between individuals other than him/herself is referred to as a "third party reporter" or "witness". A complete list of definitions is found at the end of this document.

III. Responsible University Personnel

A. Title IX Coordinator. The College has designated a Title IX Coordinator to whom it has delegated day-to-day responsibility for this Policy. The Title IX Coordinator is an employee of the College who works with a recipient to coordinate its efforts to comply with Title IX responsibilities. Contact information for the University's Title IX Coordinator is below.

<p>Tricia Seil Vice President / Title IX Coordinator Telephone: (708) 687-3020 Office Location: 15815 Rob Roy Drive Oak Forest, IL 60452 Email: tricia@capri.edu</p>
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Responsibilities of the Title IX Coordinator include:

- Promoting an institutional environment that is free of gender bias and sexual harassment;
- Participating in the development, implementation and evaluation of the college's Title IX policies and procedures;
- Monitoring and evaluating the Capri Beauty College's Title IX compliance efforts;
- Providing in-service training to college community on Title IX policies and procedures;
- Reviewing and Investigate all Title IX complaints;
- Meeting with Capri students and employees as needed; and
- Designating other officials to conduct investigations or to meet with students and employees as needed.

In addition, the following members of the College community have been designated to assist with the development, enforcement, and compliance of this Policy:

Allison VanDerMolen, Director of Education, Assistant Title IX Coordinator
 15815 Rob Roy Drive
 Oak Forest, IL 60452
 Telephone: 708-687-3020 x 216
 allison@capri.edu

The Assistant Title IX Coordinator is also responsible (i) for implementing and monitoring Title IX compliance at the College, (ii) for notifying the Title IX Coordinator of any alleged or suspected violations of this Policy and the Zero Tolerance Policy, and (iii) for resolving such alleged or suspected violations, regardless of whether a grievance is submitted. Any inquiries regarding Title IX, the Illinois Preventing Sexual Violence in Higher Education Act, or the University’s Policy should be directed to the Title IX Coordinator or to one of the Assistant Title IX Coordinators identified above.

Individuals may also contact the U.S. Department of Education’s Office for Civil Rights or the Equal Employment Opportunity Commission for additional information. Office for Civil Rights U.S. Department of Education-Chicago Office 500 W Madison St., Suite 1475 Chicago, IL 60661-4544 Telephone: (312)730-1560 ocr@ed.gov U.S. Equal Employment Opportunity Commission Chicago District Office 1500 West Madison Street, Suite 2000 Chicago, IL 60661 Telephone: (800) 669-4000

B. Outside Confidential Advisors and Other Confidential Resources As discussed in more detail in Section V below, the College entered into an Agreement whereby certain individuals employed at the Crisis Center of South Suburbia will serve as confidential advisors for Capri students who may have experienced or witnessed sexual misconduct. These confidential advisors are available to discuss alleged or suspected violations of this Policy in confidence, and generally only report to the College that an incident occurred without revealing any personally identifying information. Disclosures to confidential advisors will not trigger the College’s investigation into an incident.

IV. Supportive Measures

The college will remain ever mindful of the complainant’s well-being, and will take ongoing steps to protect the complainant from retaliation or harm and work with the complainant to create a safety plan.

Retaliation against the complainant, whether by students or college employees, will not be tolerated. The college will also:

- Assist the complainant in accessing other available complainant advocacy, academic support, counseling disability, health or mental health services, and legal assistance both on and off campus;
- Provide other security and support, which could include the college obtaining a no-contact order, helping to change working arrangements or course schedules (including for the alleged perpetrator(s) pending the outcome of an investigation) or adjustments for classroom assignments or tests; and
- Inform the complainant of the right to report a crime to campus or law enforcement – and provide the complainant with assistance if the complainant wishes to do so.

A. Accommodations and Protective Measures:

The College reserves the right to take whatever interim measures it deems necessary to protect the rights and personal safety of its community members. Such measures include, but are not limited to, providing an escort between classes, no-contact orders, modification of class, and interim suspension from campus pending an investigation regardless of whether the complainant chooses to report the crime to local police.

Options available to you, if requested and reasonably available.

Area Requiring Assistance	Who/How to Contact
Academic accommodations	Brittany Fraley, New Lenox Manager: 815-485-3020 or Allison VanDerMolen, Oak Forest Director of Education: 708-687-3020
Working accommodations	Amy Ruff, President: 815-485-3020 x 217
Additional protective measures, including an institutional “no contact” order, which is enforceable through Title IX Coordinator.	Tricia Seil, Vice President: 708-687-3020 x 219

V. Reporting Options

Please note that what law enforcement agency to report to can vary depending on the specifics of your case, but we can help you figure out where to go and will assist you in reporting to law enforcement. Many complainants find law enforcement to be a great resource. Others choose not to report to law enforcement. We always encourage reporting, but know that only you can determine if

doing so is the right decision for you. Regardless of whether or not you report to the police, there are options, including reporting to the Title IX Coordinator; or off campus options that provide confidential reporting.

A. Reporting to the College.

Capri strongly encourages individuals, including third party bystanders, to report incidents of sex discrimination, sexual misconduct, and interpersonal violence prohibited under this Policy to the Title IX Coordinator, an Assistant Title IX Coordinator or other University employee. With the exception of the Confidential Advisors, all other University employees, context of their employment are required to report all the details of the incident (including the identities of both the reporting party and alleged responding party) to the Title IX Coordinator. The College will promptly and equitably investigate all suspected or alleged violations of this Policy. Although there is no specific time limit for reporting a suspected violation of this Policy, an individual who believes that he or she has been subjected to conduct that violates this Policy is encouraged to contact the appropriate official as soon as possible after the alleged or suspected violation to discuss the available options for proceeding. Prompt reporting is strongly encouraged as it becomes more difficult to compile information relating to a grievance as the time increases between the alleged or suspected incident(s) and the report of the incident(s). Reports may be submitted in person, in writing, electronically, or anonymously, and may be submitted by complainants, third parties, or bystanders. Upon filing an electronic report, the electronic reporter (if not anonymous) will receive an electronic response within 12 hours. If you are in immediate danger, call 911 for local Police.

B. Confidential Reporting & Advisors

Capri has a working relationship with the Crisis Center of South Suburbia. The staff is comprised of Masters Level Therapists who are licensed in the State of Illinois with over 40 hours of training. All services provided are confidential.

Crisis Center of South Suburbia 708-429-7233 (24 Hours)

A student complainant who at first requests confidentiality may later decide to file a complaint with the college or report the incident to law enforcement, and thus will have the incident fully investigated. These counselors will provide the student complainant with assistance if the student complainant wishes to do so.

Note: While these counselors may maintain a student complainant's confidentiality vis-à-vis the college, they may have reporting or other obligations under state law. Any college employee who suspects or receives knowledge that a minor student may be an abused or neglected child or, for a student aged 18 through 21, an abused or neglected individual with a disability, is required to: 1) immediately report or cause a report to be made to the Illinois Department of Children and Family Services (DCFS) on its Child Abuse Hotline; and 2) follow directions given by DCFS concerning filing a written report within 48 hours with the nearest DCFS field office.

Also Note: If the college determines that the alleged respondent pose a serious and immediate threat to the college community, Local Police may be called upon to issue a timely warning to the community. Any such warning will not include any information that identifies the complainant.

C. Reporting to Law Enforcement

In addition to contacting the Title IX Coordinator, an Assistant Title IX Coordinator, a reporting party has the option to contact the appropriate law enforcement authorities regarding the possibility of filing a criminal complaint. The Title IX Coordinator and other College personnel, and off-campus confidential advisors are available to assist students and others in making contact with appropriate law enforcement authorities upon request. All Reporting Parties have the option to pursue a criminal complaint with an appropriate law enforcement agency, to pursue a harassment complaint under the College's Investigation and Resolution Procedures, or to pursue both processes simultaneously.

EMERGENCY: DIAL 911

Oak Forest Police Department Ph: 708-687-1376
New Lenox Police Department Ph: (815) 462-6100

D. Orders of Protection

You can also access orders of protection within our state as well as within the institution. Depending on the nature of the incident, Capri may be able to issue a no contact order to prevent contact between two individuals. To request a Civil No-contact Order, please contact Title IX Coordinator: Tricia Seil 708-687-3020 x 219.

E. Civil No-Contact Order for Complainants of Sexual Assault

This type of Order may also be available. Local Court Houses have the paperwork need to file: [Orders of Protection Updated March 2019](#)

VI. Proceedings under the Clery Act for incidents involving dating violence, domestic violence, sexual assault, and stalking Proceedings refer to all activities related to a non-criminal resolution of an institutional disciplinary complaint, including, but not limited to, fact finding investigations, formal or informal meetings, and hearings. Proceeding does not include communications and meetings between officials and victims concerning accommodations or protective measures to be provided to a victim.

The Title IX Coordinator at Capri Beauty College will coordinate a prompt, fair, and impartial process from the initial investigation to the final result. It will be conducted by officials who, at the minimum, receive annual training on: the issues related to dating violence, domestic violence, sexual assault, and stalking and how to conduct an investigation and hearing process that protects the safety of victims and promotes accountability.

A. Standard of Evidence

To the extent practicable, the Title IX Coordinator shall interview all individuals who witnessed or may have witnessed the incident or who may have knowledge of the incident. The Title IX Coordinator shall interview the person alleged to have engaged in sexual harassment and inform the individual that a complaint has been made against him or her, and allow the person to respond to the complaint. If, based on the preponderance of the evidence the Title IX Coordinator deems appropriate, further steps will be taken to confirm or deny alleged harassment. The person alleged to have engaged in sexual harassment shall be informed that the incident is not to be discussed with coworkers and that retaliatory action against the complainant will not be tolerated.

B. Specific Steps

The Title IX Coordinator will conduct a fact-finding investigation, which will include, at a minimum, a review of the complaint and interviews with the complainant, respondent, and other appropriate individuals. The accuser and accused will be given timely notice of meetings at which on or the other or both may be present; and the accuser, the accused, and appropriate officials will be given timely and equal access to information that will be used during informal and formal disciplinary meetings and hearings. A written record of the investigation shall be made, inclusive of all notes made of interviews, conversations or verbal responses to questions posed by Title IX Coordinator to the complainant, witnesses or respondent, and any other aspects of the investigation. The entire written record and report, including a written summary of the findings of the investigation, shall be provided to the president within twenty (20) working days from the date the allegations were first reported. Upon completion of the investigation, the Title IX Coordinator will submit its findings and recommendations based on a standard of proof to the president, if appropriate. The president will accept, reject, or modify the recommendations and notify the Title IX Coordinator as such and will then provide a written response to the complainant. The following information should be sought during the interview process:

- The severity of the conduct; the number and frequency of acts of alleged harassment;
- The apparent intent of the person alleged to have engaged in sexual harassment;
- The relationship of the parties; the response of the complainant at the time of the incident(s); and
- The relevant work environment.

If the investigation confirms the allegation, appropriate corrective action will be taken. Evidence that is collateral to the allegations of sexual harassment and that is obtained during an investigation may be used in subsequent grievance or disciplinary procedures. If no preponderance of evidence for the complaint is found, the Title IX Coordinator will dismiss the case. The complainant will be informed why the act does not constitute violation.

C. Special Rights of Students in Cases of Sexual Harassment, Misconduct and Discrimination: In cases of student-on-student harassment, both the student complainant and the accused student have the following rights, and in cases of employee-on-student harassment, the student complainant has the following rights:

- To receive relevant investigation materials and/or to be present during the entire hearing (except during deliberations of a board, if applicable);
- To not have irrelevant sexual history discussed during the hearing;
- To submit an impact statement or character reference letters for review at the discretion of the student conduct body after the determination of responsibility but before sanctioning;
- To be informed concurrently of the outcome of the hearing upon its conclusion by the hearing body; and
- To appeal any decision reached or sanction imposed within 5 college days of receipt of the decision.

D. Concurrent Criminal Investigation: The existence of a concurrent criminal investigation by law enforcement agencies will not necessarily delay or interrupt the investigation procedures outlined herein. However, the law enforcement agency may request that the college investigation be temporarily suspended. In such cases, the college will evaluate the law enforcement agency's request to determine whether and for how long to suspend its investigation. It is understood that during an ongoing criminal investigation, information relevant to the pending case or prosecution may not be permitted to be shared with the college until the criminal investigation is closed.

E. Results: The president shall, based upon the investigative report, evidence and all known circumstances, make a determination as to whether the individual(s) charged committed sexual harassment. If the determination is that sexual harassment has occurred, the president shall take immediate and appropriate disciplinary actions consistent with the nature and severity of the offense and notify both accuser and accused within seven (7) days simultaneously, in writing of the results of the proceeding and appeal procedures.

F. All Possible Sanctions: Not all forms of sex-based misconduct will be deemed to be equally serious offenses, and the College reserves the right to impose different sanctions depending on the severity of the offense and/or offender history. Sanctions the College may impose on students/employees following a final determination of a disciplinary proceeding regarding sexual assault, acquaintance rape or other forcible or non-forcible sex offense include:

- No contact (direct or indirect) with the victim
- Formal written warning
- Probation / Expulsion / Employment Termination
- Revocation of admission / Transfer, reassignment of duties, demotion
- Banishment from all Capri property, functions, etc.
- Training on sex-based misconduct.

G. Investigative Procedure and Timeline:

The Title IX Complaint or report of sex-based misconduct will be investigated by the Title IX Investigator(s) and generally, the investigation will follow the following timeline:

- Day 1: Title IX Complaint or report of sex-based misconduct is received by the Title IX Coordinator or designee;
- Day 2-5: Title IX Coordinator or designee determines extent of Title IX investigation (may be with assistance of the Asst. Title IX Coordinator). A preliminary investigation may be necessary and interim measures may be implemented;
- Day 6-15: The Title IX Investigator(s) will (1) provide notice to Respondent of the Complaint/Report; (2) meet with the Complainant (if participating), the Respondent, and any identified witnesses. This Policy and the Procedure will be explained to Complainant and Respondent and each will have the opportunity to share their version of events and suggest other witnesses during the meeting with the Title IX Investigator;
- Day 16-20: The Title IX Investigator(s) will write a preliminary report containing a summary of the information obtained to date and will deliver this report to the Complainant and Respondent;
- Day 21-26: Complainant and Respondent may provide a rebuttal to information in the preliminary report or suggest additional witnesses;
- Day 27-32: The Title IX Investigator(s) will consider additional information provided by Complainant and Respondent, conduct any necessary additional interviews or investigation, and write a final report which contains: (1) conclusions of fact and (2) a finding or findings;
- Day 33-38: The Title IX Coordinator or designee reviews and approves the final report; sends simultaneous notice of the finding(s) to Complainant and Respondent. Email is deemed an acceptable form of delivery. Title IX will impose a sanction by decision on an employee. For students, a hearing shall occur and a hearing officer will impose a sanction by hearing. Notice will be sent to Complainant and Respondent as provided herein.
- Day 39-43: Five (5) day period to Appeal the finding(s) and/or any sanction imposed by decision/hearing;
- Day 43-63: Appeal, if any, is processed.

H. Advisor of Choice

The Complainant and Respondent and the accused are entitled to the opportunity to be accompanied to any related disciplinary proceeding (formal and nonformal meetings) by an advisor of their choice. However, the College may restrict an advisor's role, such as prohibiting the advisor from speaking during the proceeding, addressing the disciplinary tribunal, or questioning witnesses. Capri Beauty College may remove or dismiss advisors who become disruptive or who do not abide by the restrictions on their participation.

VII. Sexual Harassment for Title IX Purposes

The College must respond when sexual harassment occurs in the College's education program or activity, against a person in the United States. The College may address sexual harassment affecting its students or employees that falls outside Title IX's jurisdiction in any manner that may include providing supportive measures or pursuing discipline.

A. Definition

The definition of sexual harassment broadly includes any of the three types of misconduct on the basis of sex, all of which jeopardize the equal access to education that Title IX is designed to protect:

- any instance of *quid pro quo* harassment by a school's employee;
- any unwelcome conduct that a reasonable person would find so *severe, pervasive, and objectively offensive that it denies a person equal educational access;
- any instance of sexual assault (as defined in the Clery Act), dating violence, domestic violence, or stalking as defined in the Violence Against Women Act (VAWA).

*definition (severe and pervasive and objectively offensive conduct, effectively denying a person equal educational access) as one of the three categories of sexual harassment, so that where unwelcome sex-based conduct consists of speech or expressive conduct, schools balance Title IX enforcement with respect for free speech and academic freedom. In addition, Sexual Harassment for Title IX purposes differs from educational environments and workplace environments as in Title VII (severe or pervasive conduct creating a hostile work environment). First Amendment under Title IX definition provides First Amendment protections appropriate for educational institutions where students are learning, and employees are teaching. Students, teachers, faculty, and others should enjoy free speech and academic freedom protections, even when speech or expression is offensive.

B. Notice to the College

Notice to a Title IX Coordinator, or to an official with authority to institute corrective measures on the recipient's behalf, charges a school with actual knowledge and triggers the school's response obligations.

C. Accessible Reporting to Title IX Coordinator

Any person may report sex discrimination, including sexual harassment (whether or not the person reporting is the person alleged to be the complainant of conduct that could constitute sex discrimination or sexual harassment), in person, by mail, by telephone, or by e-mail, using the contact information listed for the Title IX Coordinator, or by any other means that results in the Title IX Coordinator receiving the person's verbal or written report. - Such a report may be made at any time, including during non-business hours, by using the telephone number or e-mail address, or by mail to the office address, listed for the Title IX Coordinator.

D. Mandatory Response Obligations

The College will respond promptly to Title IX sexual harassment in a manner that is not deliberately indifferent, which means a response that is not clearly unreasonable in light of the known circumstances.

The College will:

1. Offer supportive measures to the person alleged to be the complainant (referred to as the "complainant"). The Title IX Coordinator will promptly contact the complainant confidentially to discuss the availability of supportive measures, consider the complainant's wishes with respect to supportive measures, inform the complainant of the availability of supportive measures with or without the filing of a formal complaint, and explain to the complainant the process for filing a formal complaint. These services are also provided to the respondent during a disciplinary process.
2. Publish grievance process before the imposition of any disciplinary sanctions or other actions that are not supportive measures, against a respondent.
3. Not restrict rights protected under the U.S. Constitution, including the First Amendment, Fifth Amendment, and Fourteenth Amendment, when complying with Title IX.
4. The College will investigate sexual harassment allegations in any formal complaint, which can be filed by a complainant, or signed by a Title IX Coordinator.
5. A complainant's wishes with respect to whether the College investigates should be respected unless the Title IX Coordinator determines that signing a formal complaint to initiate an investigation over the wishes of the complainant is not clearly unreasonable in light of the known circumstances.
6. If the allegations in a formal complaint do not meet the definition of sexual harassment or did not occur in the school's education program or activity against a person in the United States, the College must dismiss such allegations for purposes of Title IX but may still address the allegations in any manner the school deems appropriate under the school's own code of conduct.

VIII. Grievance Process

The school's grievance procedures are designed to ensure that the Title IX complaint process is free from conflicts of interest and to treat everyone equally during the process, which requires Title IX personnel (Title IX Coordinators, Investigators, Decision-Makers, and people who facilitate any informal resolution process) to be free from conflicts of interest or bias for or against complainants or respondents. *The College will:*

- 1) Treat complainants equitably by providing remedies any time a respondent is found responsible, and treat respondents equitably by not imposing disciplinary sanctions without following the grievance process.
- 2) Provided remedies to a complainant when a respondent is found responsible, must be designed to maintain the complainant's equal access to education and may include the same individualized services described as supportive measures; however, remedies need not be non-disciplinary or non-punitive and need not avoid burdening the respondent.
- 3) Perform objective evaluation (free from conflicts, interest or bias) of all relevant evidence, inculpatory and exculpatory, and avoid credibility determinations based on a person's status as a complainant, respondent, or witness
- 4) Assure Title IX personnel are receive training on the definition of sexual harassment, the scope of the school's education program or activity, how to conduct an investigation and grievance process including hearings, appeals, and informal resolution processes, as applicable, and how to serve impartially, including by avoiding prejudgment of the facts at issue, conflicts of interest, and bias; ensure that decision-makers receive training on any technology to be used at a live hearing and that decision makers and investigators receive training on issues of relevance, including how to apply the rape shield protections provided only for complainants.
- 5) Include a presumption that the respondent is not responsible for the alleged conduct until a determination regarding responsibility is made at the conclusion of the grievance process.

- 6) Post materials used to train Title IX personnel on their websites, if any, or make materials available for members of the public to inspect.
- 7) Use the preponderance of evidence standard and will remain consistent and apply the same standard of evidence for all formal complaints of sexual harassment whether the respondent is a student or an employee (including faculty member)
- 8) Any provisions, rules, or practices that the College adopts as part of its grievance process for handling formal complaints of sexual harassment, apply equally to both parties.
- 9) Include reasonably prompt time frames for conclusion of the grievance process, including appeals and informal resolutions, with allowance for short-term, good cause delays or extensions of the time frames
- 10) A College's grievance process will not use, rely on, or seek disclosure of information protected under a legally recognized privilege, unless the person holding such privilege has waived the privilege.

A. Informal Resolution

The school provides the opportunity for the parties involved in the formal complaint allegations to facilitate an informal resolution, such as mediation, so long as both parties give voluntary, informed, written consent to attempt an informal resolution. At any time prior to agreeing to a resolution, any party has the right to withdraw from the informal resolution process and resume the grievance process with respect to the formal complaint. The school will provide written notice to the parties of the allegations, requirements of the resolution process, and any limitations.

If the complaint allegations are in regard to an employee of the school sexually harassing a student, the opportunity for an informal resolution is not available.

A school may not require as a condition of enrollment or continuing enrollment, or employment or continuing employment, or enjoyment of any other right, waiver of the right to a formal investigation and adjudication of formal complaints of sexual harassment. Similarly, a school may not require the parties to participate in an informal resolution process and may not offer an informal resolution process unless a formal complaint is filed.

B. Formal Resolution

A report of sexual misconduct or interpersonal violence can also be resolved through a Formal Resolution process. The Formal Resolution process will be used in instances in which the Informal Resolution was not successful; the option to pursue resolution via an Informal Resolution was declined by either party; or at the discretion of the College.

A "formal complaint" is defined as a document filed by a complainant or signed by the Title IX Coordinator alleging sexual harassment against a respondent and requesting that the College investigate the allegation of sexual harassment. At the time of filing a formal complaint, a complainant must be participating in or attempting to participate in the education program or activity of the College. A formal complaint may be filed with the Capri's Title IX Coordinator in person, by mail, or by electronic mail, by using the contact information located in the College's policy. The phrase "document filed by a complainant" means a document or electronic submission that contains the complainant's physical or digital signature, or otherwise indicates that the complainant is the person filing the formal complaint.

The Title IX Coordinator will meet with the complainant to explain the process of filing a formal complaint. The complainant must be the alleged victim unless the parent or legal guardian has a legal right to act on their behalf. Anyone may report a Title IX violation; however, only a complainant may file a formal complaint that initiates a Title IX grievance procedure. The Title IX Coordinator will defer to the complainant's wishes as to whether or not they want to file a formal complaint.

If the Title IX Coordinator is the one who signs and initiates a formal complaint, the Title IX Coordinator is not a complainant or a party during a grievance process and must comply with requirements for Title IX personnel to be free from conflicts of interest and bias. The College's Title IX Policy provides for a consistent, transparent grievance process for resolving formal complaints of sexual harassment. The College's policy is required to treat complainants equitably by providing remedies any time a respondent is found responsible and treat respondents equitably by not imposing disciplinary sanctions without following the grievance process prescribed in the College's policy. Any remedies, which are required to be provided to a complainant when a respondent is found responsible, will be designed to maintain the complainant's equal access to education and may include the same individualized services described as supportive measures; however, any remedies imposed do not need to be non-disciplinary or non-punitive and need not avoid burdening the respondent.

Once a formal complaint has been filed, the College will provide a written notice to each of the parties involved, which will include a copy of the College's written Grievance Process, a list of the allegations, including specific information regarding the allegations, and a notice that the parties have a right to an advisor. The advisor should not be a lawyer. If during the investigation additional allegations are investigated, then a new notice must be provided to the parties, which identifies the new issues.

C. Investigations

If an investigation is an action a complainant desires, the complainant must file a written document requesting the investigation. There is no time limit on the complainant's decision to file a formal complaint.

The Title IX Coordinator will investigate or may assign an internal investigator or third party who has been trained in the investigation of issues related to sex discrimination, sexual misconduct, and interpersonal violence. It is common practice, but not required, for the assigned investigator to select another trained investigator to participate in the investigation process in a secondary role. In addition, all investigators shall receive annual training regarding the investigation of, and other issues related to, sex discrimination, sexual misconduct and interpersonal violence.

The investigator(s) will undertake an Investigation for the purposes of adjudicating whether the responding party is responsible for the alleged violation(s) of the Policy. The allegations in any formal complaint and send written notice to both parties (complainants and respondents) of the allegations upon receipt of a formal complaint.

In response to all complaints, the College will ensure prompt and equitable resolution through a reliable and impartial investigation of the allegations, including the opportunity for both parties to present witnesses or other evidence. The College will follow its written grievance process before the imposition of any disciplinary sanctions or other actions that are not supportive measures, against a respondent. During this process the College will not restrict an individual's rights protected under the U.S. Constitution, including the First Amendment, Fifth Amendment, and Fourteenth Amendment, when complying with Title IX.

The federal regulations require a College to investigate sexual harassment allegations in any formal complaint, which can be filed by a complainant, or signed by a Title IX Coordinator. The regulations affirm that a complainant's wishes with respect to whether the College investigates should be respected unless the Title IX Coordinator determines that signing a formal complaint to initiate an investigation over the wishes of the complainant is not clearly unreasonable in light of the known circumstances.

If the allegations in a formal complaint do not meet the definition of sexual harassment, or did not occur in the College's education program or activity against a person in the United States, the Capri Beauty College must dismiss such allegations for purposes of Title IX but may still address the allegations in any manner the College deems appropriate under the College's own code of conduct, which is published in the College's catalog. The College may also dismiss a complaint if: the complainant withdraws the complaint; if the respondent is no longer enrolled or employed at the College; or if circumstances prevent institution from being able to investigate the complaint allegations. In this case, each party needs to be notified that the complaint has been dismissed and the reasons why it has been dismissed.

The time necessary to conduct an investigation will vary based on complexity of the allegation but will generally be completed within sixty (60) days of receipt of the complaint, which includes appeals and informal resolutions, with an allowance for short-term and good cause delays or extensions of the time frame. If a complainant requests confidentiality, the College will take all reasonable steps to investigate and respond to the complaint consistent with the request. If a complainant insists that his or her name or other identifiable information not be disclosed to the alleged perpetrator, the College will inform the complainant that its ability to respond may be limited.

The preponderance of the evidence standard will apply to investigations, meaning the College will evaluate whether it is more likely than not that the alleged conduct occurred.

During the investigation, the College will provide interim measures, as necessary, to protect the safety and well-being of students and/or employees involved and are designed to restore or preserve equal access to the education program or activity without unreasonably burdening the other party and to protect the safety of all parties, the College's educational environment, or deter sexual harassment.

The Title IX Coordinator will promptly contact the complainant confidentially to discuss the availability of supportive measures, at no cost, stated in section IV; consider the complainant's wishes with respect to supportive measures; inform the complainant of the availability of supportive measures with or without the filing of a formal complaint; and explain to the complainant the process for filing a formal complaint. and deter sexual harassment. The respondent is also eligible for the same supportive measures that the complainant has available.

The College will maintain as confidential any supportive measures provided to the complainant or respondent, to the extent that maintaining such confidentiality would not impair the ability of the school to provide the supportive measures. The school's Title IX Coordinator is responsible for coordinating the effective implementation of all supportive measures that will be provided before sanctions in any grievance procedure are imposed.

The College will investigate the allegations in any formal complaint and send written notice to both parties (complainants and respondents) of the allegations upon receipt of a formal complaint. The Title IX Coordinator has the responsibility of investigating the complaint allegations; however, if it is in the best interest of the parties involved the school may choose another employee or hire a third-party to conduct the investigation. During the grievance process and when investigating, the College will:

1. Assume the burden of gathering evidence and burden of proof, not on the parties.
2. Will provide equal opportunity for the parties to present fact and expert witnesses and other inculpatory and exculpatory evidence.
3. Will not restrict the ability of the parties to discuss the allegations or gather evidence (e.g., no "gag orders").
4. The reporting party and responding party have the right to be accompanied to any interview or other meeting related to this process by the advisor/support person of their choice. The support person may attend but shall not participate in the hearing, interview or related meeting.
5. Will send written notice of any investigative interviews, meetings, or hearings. For interviews, a minimum of 48-hour notice of the interview date, time and location will be provided to the interviewee.
6. Will send the parties, and their advisors, evidence directly related to the allegations, in electronic format or hard copy, with at least 10 days for the parties to inspect, review, and respond to the evidence.
7. Will dismiss allegations of conduct that do not meet the definition of sexual harassment or did not occur in a College's education program or activity against a person in the U.S. Such dismissal is only for Title IX purposes and does not preclude the College from addressing the conduct in any manner the College deems appropriate.
8. Will dismiss a formal complaint or allegations therein if the complainant informs the Title IX Coordinator in writing that the complainant desires to withdraw the formal complaint or allegations therein, if the respondent is no longer enrolled or employed by the College, or if specific circumstances prevent the College from gathering sufficient evidence to reach a determination.
9. Will give the parties written notice of a dismissal (mandatory or discretionary) and the reasons for the dismissal.

10. Capri Beauty College may, in their discretion, consolidate formal complaints where the allegations arise out of the same facts.
11. Not allow character witnesses.
12. Will seek to collect and review any relevant evidence pertaining to the grievance, such as text/email /voicemail messages, social media messages and postings, written communications, law enforcement records, hospital reports, and other relevant evidence.
13. Will not access or use the privacy of a party's medical, psychological, and similar treatment records unless the College obtains the party's voluntary, written consent to do so.
14. Will notify the reporting party and responding party of the date upon which no additional evidence will be accepted (i.e. close of evidence).

D. Review of the Preliminary Investigation Report

Upon completion of the investigation, the investigator(s) will produce a Preliminary Investigation Report that summarizes and analyzes the allegations, the relevant facts, the Investigator's credibility determinations and rationale for those determinations, and all relevant inculpatory and exculpatory evidence. The Preliminary Investigation Report will be provided to the Title IX Coordinator and shared with the parties (to the extent permitted by FERPA or other applicable law). Both parties will have an opportunity to review the Preliminary Investigation Report and provide in writing to the Title IX Coordinator their comments on the Preliminary Investigation Report identifying any factual inaccuracies or misunderstandings and any additional questions to suggest that the investigator ask of the other party or other witnesses (along with an explanation of why the party believes the question(s) would elicit relevant information that has not already been sought or obtained by the investigator) within 48 hours of review of the report. The investigator(s) will address any identified factual inaccuracies or misunderstandings as appropriate prior to determining an outcome of the investigation.

E. Hearings

The College's Title IX grievance process provides for a live hearing which is conducted by the Decision-Maker under the following conditions:

1. Live Hearings & Cross-Examination will be conducted. At the live hearing, the decision-maker(s) will permit each party's advisor to ask the other party and any witnesses all relevant questions and follow-up questions, including that challenge credibility. Such cross-examination at the live hearing will be conducted directly, orally, and in real time by the party's advisor of choice and never by a party personally.
2. At the request of either party, the recipient must provide for the entire live hearing (including cross-examination) to occur with the parties located in separate rooms with technology enabling the parties to see and hear each other. Only relevant cross-examination and other questions may be asked of a party or witness.
3. Before a complainant, respondent, or witness answers a cross-examination or other question, the decision-maker must first determine whether the question is relevant and explain to the party's advisor asking cross-examination questions any decision to exclude a question as not relevant.
4. If a party does not have an advisor present at the live hearing, the College will provide, without fee or charge to that party, an advisor of the College's choice who may be, but is not required to be, an attorney to conduct cross examination on behalf of that party.
5. If a party or witness does not submit to cross-examination at the live hearing, the decision-maker(s) must not rely on any statement of that party or witness in reaching a determination regarding responsibility; provided, however, that the decision-maker(s) cannot draw an inference about the determination regarding responsibility based solely on a party's or witness's absence from the live hearing or refusal to answer cross-examination or other questions.
6. Live hearings may be conducted with all parties physically present in the same geographic location or, at the College's discretion, any or all parties, witnesses, and other participants may appear at the live hearing virtually. The College will create an audio or audiovisual recording, or transcript, of any live hearing.

F. Rape Shield Protections for Complainants

Rape shield protections for complainants is afforded, deeming irrelevant questions and evidence about a complainant's prior sexual behavior unless offered to prove that someone other than the respondent committed the alleged misconduct or offered to prove consent.

G. Final Determination

The investigator will address any identified factual inaccuracies or misunderstandings as appropriate and determine whether to ask any additional questions of either party or any witness. Based all information gathered during the investigation, including the comments received from both parties after Review of the Preliminary Investigation Report with the Title IX Coordinator, the investigator(s) will prepare a Final Investigation Report that includes the parties' comments to the Preliminary Investigation Report, any additional information gathered by the investigator, and any appropriate revisions to the Preliminary Investigation Report, including any revisions or supplements to the investigator's credibility assessments, and the investigator's finding(s) about whether the College's Policy has been violated (i.e. a finding(s) as to whether the responding party is Responsible or Not Responsible for any

policy violation(s) and the rationale for these determinations and finding(s)). If the complaint presents more than a single allegation of misconduct, a finding will be made separately as to each allegation.

The Decision-Maker(s) in the process are required to objectively evaluate all relevant evidence, inculpatory and exculpatory, and avoid credibility determinations based on a person's status as a complainant, respondent, or witness.

The Decision-Maker(s) in all instances cannot be the Title IX Coordinator or the investigator in order to ensure that the investigative process is fair and free of bias.

The Decision-Maker(s) will issue a written determination regarding responsibility with findings of fact, conclusions about whether the alleged conduct occurred, rationale for the result as to each allegation, any disciplinary sanctions imposed on the respondent, and whether remedies will be provided to the complainant. The final report:

1. Must identify the standard of evidence used based on the school's written policy.
2. Identify the allegations that constitute sexual harassment.
3. Describe the procedures the school used from the filing of the formal complaint through the hearing process.
4. Will make findings of fact and conclusions about whether the alleged conduct occurred, rationale for the result as to each allegation.
5. Include the imposition of any sanctions or disciplinary actions imposed on the respondent, and whether any remedies will be provided to the complainant.
6. State the procedures to file an appeal and the allowable bases for an individual to appeal the decision.
7. Upon conclusion the written determination will be sent simultaneously to the parties.
8. The Title IX Coordinator is responsible for implementation of any remedies imposed by the Decision-Maker.

The Final Report will be available for review by both parties when they are notified simultaneously/contemporaneously to the greatest extent possible of finding(s), sanction(s), and any other corrective action(s), the rationale for such, and information regarding appeal rights.

H. Range of Sanctions

Sanctions for students range from reprimand, removal from class, suspension, to expulsion. For employees: reprimand suspension without pay, to dismissal.

I. Appeal Process

Capri Beauty College will allow either or both parties the opportunity to appeal the Decision-Maker's determination regarding responsibility from a school's dismissal of a formal complaint or any allegations therein. Either party can appeal based on the following: Procedural irregularity that affected the outcome of the matter; Newly discovered evidence that could affect the outcome of the matter; and/or The Title IX personnel had a conflict of interest or bias, that affected the outcome of the decision.

J. Retaliation Prohibited

The College prohibits any form of retaliation, intimidation, threats, coercion, discrimination, or harassment against any individual who filed or otherwise participated in the filing or investigation of a complaint of discrimination. Actions do not have to be on the basis of sex or involve sexual harassment to constitute retaliation. Retaliation complaints may use the same grievance process as sexual harassment complaints. Any individual who believes he or she has been subjected to retaliation may file a separate complaint under this procedure. The school will keep confidential the identity of complainants, respondents, and witnesses, except as may be permitted by FERPA, as required by law, or as necessary to carry out a Title IX proceeding, which does not constitute retaliation.

The following circumstances do not constitute retaliation, including: Exercising one's rights protected under the First Amendment; charging an individual with a code of conduct violation for making a materially false statement in bad faith in the course of a Title IX grievance proceeding does not constitute retaliation; however, a determination regarding responsibility, alone, is not sufficient to conclude that any party made a bad faith materially false statement; charging an individual with code of conduct violations that do not involve sexual harassment but arise out of the same facts or circumstances as a report or formal complaint of sexual harassment; however, for the purpose of interfering with any right or privilege secured by Title IX does constitute retaliation.

K. Record Keeping

All records of the Title IX formal complaint including, the investigation, evidence, decision making process, hearings, and decision letters will be maintained by the school for at least 7 years.

L. Required Training

The school's Title IX Coordinator, Investigator, Decision-Maker, or any person designated by the school to facilitate an informal resolution process, must not have a conflict of interest or bias for or against complainants or respondents generally, or an individual complainant or respondent. Each individual that is part of the Title IX process is required to take training that includes how to serve impartially, including by avoiding prejudgment of the facts at issue, conflicts of interest, and bias. Part of the required training is to ensure that Title IX Coordinators, investigators, decision-makers, and any person who facilitates an informal resolution process, receive training on the definition of sexual harassment, the scope of the school's education program or activity, how to serve impartially, how to make relevancy determinations, how to conduct an investigation and grievance process including hearings, appeals and informal

resolution.

The school will provide the Decision-Maker(s) with training on any technology to be used at a live hearing and on issues of relevance of questions and evidence, including when questions and evidence about the complainant's sexual predisposition or prior sexual behavior are not relevant. The school will also ensure that investigators receive training on issues of relevance to create an investigative report that fairly summarizes relevant evidence. Any materials used to train Title IX Coordinators, Investigators, Decision-Makers, and any person who facilitates an informal resolution process, must not rely on sex stereotypes and must promote impartial investigations and adjudications of formal complaints of sexual harassment.

IX. Programs to Prevent Dating Violence, Domestic Violence, Sexual Assault & Stalking Capri Beauty College prohibits the crimes of dating violence, domestic violence, sexual assault and stalking. The College is dedicated to providing ongoing prevention and awareness campaigns necessary to keep students safe.

- Title IX Coordinator will receive annual training on issues related to dating violence, domestic violence, sexual assault, and stalking and how to conduct investigations.
- Training for faculty and staff on Title IX policies and reporting procedures will be offered through Online Clery Act Training
- The College will work with local organizations such as Women's Shelters and Local Police for on campus training.
- All students who attend the mandatory orientation will receive information about sexual harassment and assault.
- All students will have the opportunity to watch and discuss *Speak Up and Stand Out* educational video provided by Clery Center during the Basic Program.

Bystander intervention You can help by recognizing situations of potential harm by taking actions to intervene. Consider safe and positive options that may be carried out to prevent situations when there is a risk of dating violence, domestic violence, sexual assault, or stalking.

Tips for preventing sexual assault as a bystander:

- Talk to your friends honestly and openly about sexual assault.
- Don't just be a bystander—if you see something, intervene in any way you can.
- Trust your gut. If something looks like it might be a bad situation, it probably is.
- Be direct. Ask someone who looks like they may need help if they're okay.
- Get someone to help you if you see something—enlist a friend, teacher, or parent to help step in.
- If you see someone who is too intoxicated to consent, enlist their friends to help them leave safely.
- Recognize the potential danger of someone who talks about planning to target another person at a party.
- Be aware if someone is deliberately trying to intoxicate, isolate, or corner someone else.
- Create a distraction, draw attention to the situation, or separate the people you are concerned about.
- Understand that if someone does not or cannot consent to sex, it is rape.
- Never blame the complainant.

X. Resources

On Campus

Oak Forest Campus Director
708-687-3020 x 219

New Lenox Campus Director
(81) 485-3020 x 218

Off Campus

Crisis Center for South Suburbia
Crisis Center 24 Hour Hotline 708-429-SAFE (7233)
Mailing address: PO Box 39, Tinley Park, IL 60477

Chicago Rape Crisis Hotline – Rape Complainant Advocates
(888) 293-2080

Domestic Violence Legal Clinic

formerly known as Pro Bono Advocates (312) 325-9155 Languages: English, Spanish
Illinois Department of Human Rights
(312) 814-6200

Teen Dating Violence Hotline

1-866-331-9474 text 'loveis' to 22522
chat at www.loveisrespect.org

Oak Forest Police Department
(708) 687-1376
New Lenox Police Department
(815) 485-2500

Office of the Illinois Attorney General Crime Complainant Services
Division 100 W. Randolph Street, 13th Floor Chicago, IL 60601 1-800-228-3368 (Voice/TTY) 312-814-7105 (Fax)
www.illinoisattorneygeneral.gov/complainants

On-line:
Crime Complainant Rights in Illinois - Brochure
<http://capri.edu/wp-content/uploads/crime-complainant-rights.pdf>

Definitions, Terms & Compliance

Actual Knowledge means notice of sexual harassment allegations of sexual harassment to a recipient's Title IX Coordinator or any official of the recipient, who has authority to institute corrective measures on behalf of the recipient

Awareness Programs: Community-wide or audience specific programming, initiatives, and strategies that increase audience knowledge and share information and resources to prevent violence, promote safety and reduce perpetration.

Bystander intervention: Safe and positive options that may be carried out by an individual or individuals to prevent harm or intervene where there is a risk of dating violence, domestic violence, sexual assault, or stalking.

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

Bystander intervention includes: Recognizing situations of potential harm. Understanding institutional structures and cultural conditions that facilitate violence, overcoming barriers to intervening, identifying safe and effective intervention options, and taking actions to intervene.

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.

Complainant is an individual who is alleged to be the complainant of conduct that could constitute sexual harassment. - This clarifies that any third party as well as the complainant may report sexual harassment. - While parents and guardians do not become complainants (or respondents), the Final Rule expressly recognizes the legal rights of parents and guardians to act on behalf of parties (including by filing formal complaints) in Title IX matters.

Confidential advisor means a person who is employed or contracted by Capri Beauty College to provide emergency and ongoing support to student survivors of sexual violence with the training, duties, and responsibilities described in Section 20 of the Prevention of Sexual Violence in Higher Education Act. [110 ILCS 155/5] Confidential advisors receive 40 hours of training on sexual violence before being designated as confidential advisors, and thereafter receive a minimum of six hours of annual training on issues related to sexual violence

Confidential reporting means the information provided by a complainant will not be shared without the express written consent, except in aggregate, non-identifiable, unless otherwise required by law, such as information pertaining to child abuse.

Consent means "a freely given agreement to sexual activity," and does not include the following:

1. a person's lack of verbal or physical resistance or submission resulting from the use or threat of force does not constitute consent;
2. a person's manner of dress does not constitute consent;
3. a person's consent to past sexual activity does not constitute consent to future sexual activity;
4. a person's consent to engage in sexual activity with one person does not constitute consent to engage in sexual activity with another;
5. a person can withdraw consent at any time; and
6. a person cannot consent to sexual activity if that person is unable to understand the nature of the activity or give knowing consent due to circumstances, including without limitation the following:
 - the person is incapacitated due to the use or influence of alcohol or drugs;
 - the person is asleep or unconscious;
 - the person is under age; or
 - the person is incapacitated due to a mental disability.

Dating Violence Dating abuse or dating violence is defined as the perpetration or threat of an act of violence by at least one member of an unmarried couple on the other member within the context of dating or courtship. It is also when one partner tries to maintain power and control over the other through abuse/violence. Dating violence does not include acts covered under the definition of domestic violence. Any incident meeting this definition is considered a crime for the purposes of Clery Act reporting.

Document filed: a document or electronic submission (such as by e-mail or through an online portal provided for this purpose by the College) that contains the complainant's physical or digital signature, or otherwise indicates that the complainant is the person filing

the formal complaint. Where the Title IX Coordinator signs a formal complaint, the Title IX Coordinator is not a complainant or a party during a grievance process, and must comply with requirements for Title IX personnel to be free from conflicts and bias.

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

1. By a current or former spouse or intimate partner of the complainant;
2. By a person with whom the complainant shares a child in common;
3. By a person who is cohabitating with, or has cohabitated with, the complainant as a spouse or intimate partner;
4. By a person similarly situated to a spouse of the complainant 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 complainant 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.

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).

Illegal Weapons Law Possession: 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.

Follow-up healthcare means "healthcare services related to a sexual assault, including laboratory services and pharmacy services, rendered within 90 days of the initial visit for hospital emergency services." [410 ILCS 70/1a]

Forensic services, means "the collection of evidence pursuant to a statewide sexual assault evidence collection program administered by the Department of State Police, using the Illinois State Police Sexual Assault Evidence Collection Kit." [410 ILCS 70/1a]

Formal Complaint as a document filed by a complainant or signed by the Title IX Coordinator alleging sexual harassment against a respondent and requesting that the College investigate the allegation of sexual harassment and states: - At the time of filing a formal complaint, a complainant must be participating in or attempting to participate in the education program or activity of the College with which the formal complaint is filed. - A formal complaint may be filed with the Title IX Coordinator in person, by mail, or by electronic mail, by using the contact information required to be listed for the Title IX Coordinator under the Final Rule, and by any additional method designated by the College.

Hospital emergency services, defined as "healthcare delivered to outpatients within or under the care and supervision of personnel working in a designated emergency department of a hospital, including, but not limited to, care ordered by such personnel for a sexual assault survivor in the emergency department." [410 ILCS 70/1a]

Gender-based Harassment or Discrimination: acts of a verbal or nonverbal nature or physical aggression, intimidation, or hostility based upon sex/gender, gender identity or sex/gender-stereotyping (even if those acts do not involve conduct of a sexual nature) that is sufficiently serious to limit or deny the ability to participate in or benefit from the College's programs and activities or the terms and conditions of employment.

Harassment Verbal abuse constitutes harassment when it:

1. is intended to insult or stigmatize an individual;
2. is addressed directly to the individual(s) whom it insults or stigmatizes;
3. makes use of "fighting" words ("fighting" words are those commonly understood to convey direct and visceral hatred or contempt for human beings); or
4. Conveys a threat of violence or is likely to provoke immediate physical retaliation.

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:** 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, etc. **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; all attempts to commit any of the aforementioned. (Drunkenness and driving under the influence are not included in this definition.)

Ongoing prevention and awareness campaigns: Programming, initiatives, and strategies that were sustained over time and focus on increasing understanding of topics relevant to and skills for addressing dating violence, domestic violence, sexual assault, and stalking, using a range of strategies with audiences throughout the institution.

Primary prevention programs: Programming, initiatives, and strategies informed by research or assessed for value, effectiveness, or outcome that are intended to stop dating violence, domestic violence, sexual assault, and stalking before they occur through the promotion of positive and healthy behaviors that foster healthy, mutually respectful relationships and sexuality, encourage safe bystander intervention, and seek to change behavior and social norms in healthy and safe direction.

Proceeding: All activities related to a non-criminal resolution of an institutional disciplinary complaint, including, but not limited to, fact finding investigations, formal or informal meetings, and hearings. Proceeding does not include communication and meetings between officials and complainants concerning accommodations or protective measures to be provided to a complainant.

Risk reduction: Options designed to decrease perpetration and bystander inaction, and to increase empowerment for complainants in order to promote safety and to help individuals and communities address conditions that facilitate violence.

Respondent: as an individual who has been reported to be the perpetrator of conduct that could constitute sexual harassment.

Result: Any initial, interim and final decision by an official or entity authorized to resolve disciplinary matters within the institution.

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, violence and/or causing the victim fear.

Sexual Assault: An offense that meets the definition of rape, fondling, incest, or statutory rape as used in the FBI's UCR program: *"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 complainant"*.

Sex discrimination includes any behavior or communication that improperly singles out, stigmatizes, complainantizes, or otherwise subjects an individual to unequal treatment to his or her detriment on the basis of his/her sex. Sex discrimination includes, but is not limited to, verbal abuse, sexual harassment, sexual violence and other acts of sexual misconduct. Sexual harassment of students, including sexual violence, interferes with a student's right to receive an education free from discrimination and, in the case of sexual violence, is a crime.

Sexual harassment means conduct on the basis of sex that satisfies one or more of the following:

The definition of sexual harassment broadly includes any of the three types of misconduct on the basis of sex, all of which jeopardize the equal access to education that Title IX is designed to protect:

- any instance of *quid pro quo* harassment by a College's employee;
- any unwelcome conduct that a reasonable person would find so severe, pervasive, and objectively offensive that it denies a person equal educational access;
- any instance of sexual assault (as defined in the Cle1y Act), dating violence, domestic violence, or stalking as defined in the Violence Against Women Act (VAWA).

Sexual misconduct includes but is not limited to:

1. sexual intercourse (oral, anal, or vaginal penetration) or penetration by a foreign object, including a finger, by force and/or without consent; or
2. the touching of a non-consenting person's intimate parts, such as genitalia, groin, breast or buttocks or the clothing covering these parts, or forcing a non-consenting person to touch another's intimate parts.
3. physical sexual acts perpetrated against a person's will or where a person is incapable of giving consent due to the complainant's use of drugs or alcohol. An individual also may be unable to give consent due to an intellectual or other disability.
4. sexual violence, which includes rape, sexual assault, sexual battery and sexual coercion.

Sex offenses: Any sexual act directed against another person, without the consent of the complainant, including instances where the complainant is incapable of giving consent.

- **Statutory Rape:** Non-forcible sexual intercourse with a person who is under the statutory age of consent.
- **Forcible 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 complainant. **Forcible Sodomy:** Oral or anal sexual intercourse with another person, forcibly and/or against that person's will; or not forcibly or against the person's will where the complainant is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental or physical incapacity.

- **Forcible Fondling:** The touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the complainant, including instances where the complainant is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental incapacity. **Non-Forcible Sex Offenses:** Unlawful, non-forcible sexual intercourse.
- **Incest:** Non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.

Stalking: Engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for the person's safety or the safety of others; or suffer substantial emotional distress.

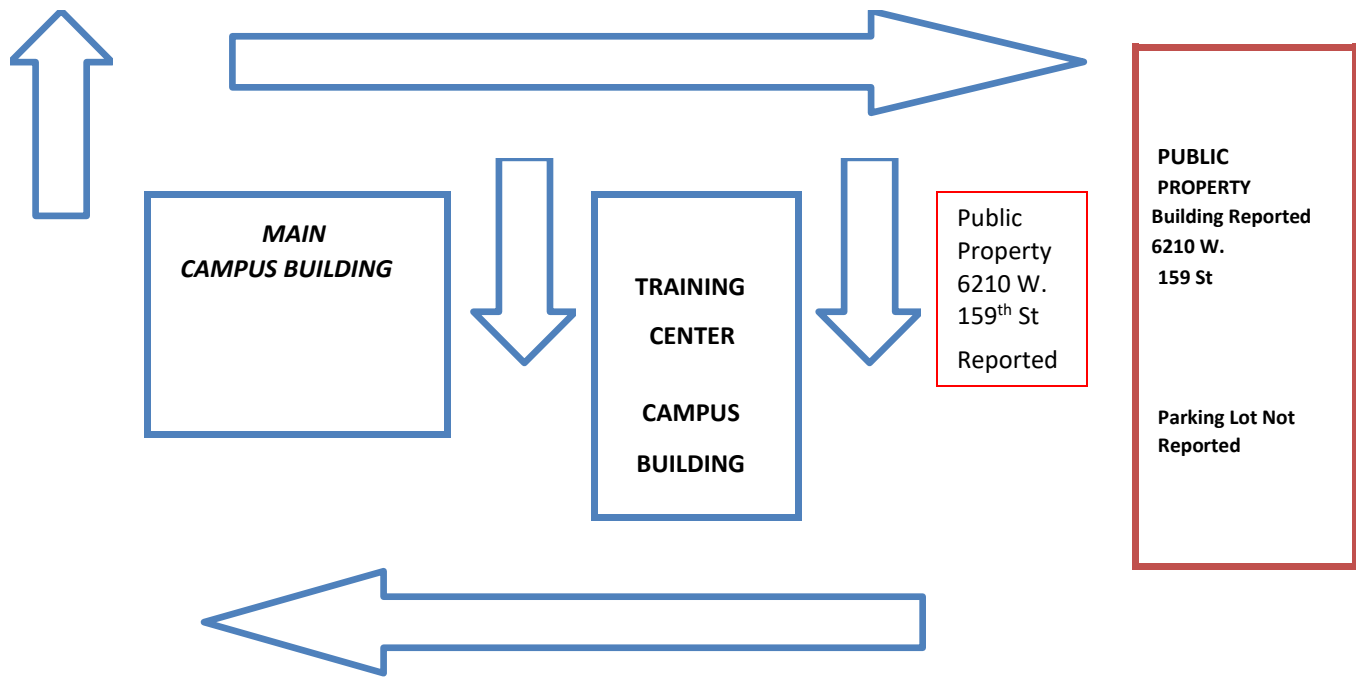
Standard of Proof: The standard of proof employed in the Title IX investigation is the preponderance of evidence standard, meaning any determination will be made on the basis of whether it is more likely than not that the respondent violated this policy. Criminal investigations running concurrently may require a higher level of proof.

Supportive Measures as individualized services reasonably available that are nonpunitive, non-disciplinary, and not unreasonably burdensome to the other party while designed to ensure equal educational access, protect safety, or deter sexual harassment.

Unfounded Crimes: The College may withhold, or subsequently remove, a reported crime from its crime statistics in the rare situations where sworn or commissioned law enforcement personnel have fully investigated the reported crime and, based on the results of this full investigation and evidence, have made a formal determination that the crime report is false or baseless and therefore "unfounded." Only sworn or commissioned law enforcement personnel may "unfound" a crime report for purposes of reporting under this section. The recovery of stolen property, the low value of stolen property, the refusal of the complainant to cooperate with the prosecution, and the failure to make an arrest do not "unfound" a crime report.

Note: Compliance with these provisions does not constitute a violation of section 444 of the General Education Provisions Act (20U.S.C. 1232g), commonly known as the Family Educational Rights and Privacy Act of 1974 (FERPA).

Murder and Non-negligent Manslaughter: The willful (no negligent) killing of one human being by another. **Negligent Manslaughter:** The killing of another person through gross negligence.



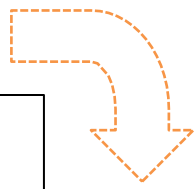
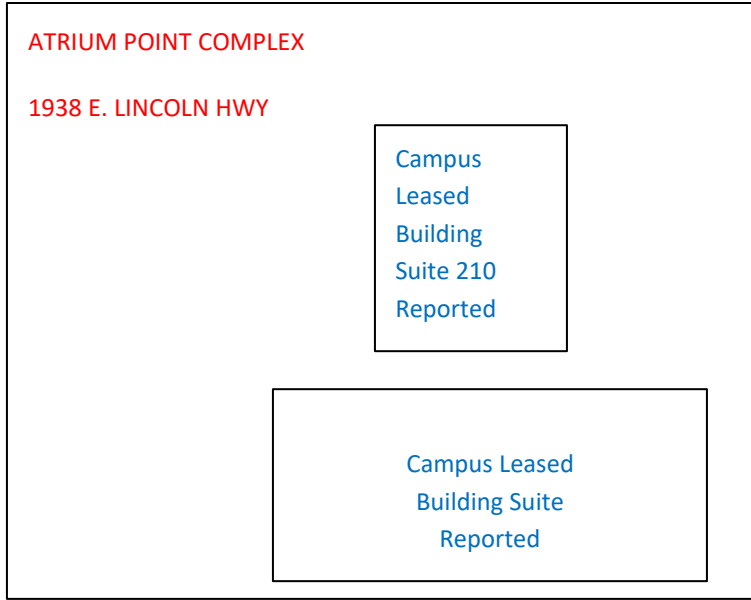
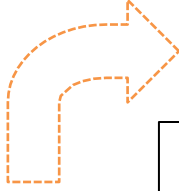
Geography Location: Oak Forest
Campus

ROB ROY DRIVE

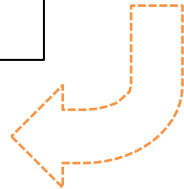
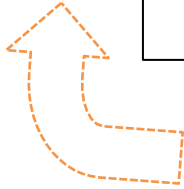
Arrows represent Campus Owned Parking
Lot *Blue & Red Areas Reported

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Residential
Area



Rt.30



Geography Location: New Lenox Campus

SCHOOL HOUSE RD

Blue represents Campus Buildings / Red
Represents Public Property Red Dot Arrows
represent Public Parking Lot reported.

Oak Forest Campus: Campus Crime Statistics

1. Does your institution provide On-campus Student Housing Facilities?

No.

Yes. (If Yes is selected, you must enter the number of student housing facilities below and enter Fire Statistics for each facility.)

Number of On-campus Student Housing Facilities:

2. Does your institution have any non-campus buildings or properties?

Yes

No

3. Have you combined statistics that you received from the local or state police with your institution statistics for this report? If you answer No to this question, you will be asked to provide the data you received from the local and state police separately.

Yes. Local and/or state law enforcement agencies provided us with statistics that we are combining with statistics collected by our campus security authorities.

No. We are not combining the statistics because we cannot determine whether the statistics, we obtained from local and/or state law enforcement agencies are for on-campus incidents or public property incidents.

Not available. We cannot determine if the statistics we obtained from local and/or state law enforcement agencies are for our Clery geography.

Not available. We made a good-faith effort to obtain statistics from local and/or state law enforcement agencies, but the agencies did not comply with our request.

Criminal Offenses - On campus

For each of the following criminal offenses, enter the number reported to have occurred On Campus.

Criminal offense	Total occurrences On campus		
	2018	2019	2020
a. <u>Murder/Non-negligent manslaughter</u>	0	0	0
b. <u>Manslaughter by Negligence</u>	0	0	0
c. <u>Rape</u>	0	0	0
d. <u>Fondling</u>	0	0	0
e. <u>Incest</u>	0	0	0
f. <u>Statutory rape</u>	0	0	0
g. <u>Robbery</u>	0	0	0
h. <u>Aggravated assault</u>	0	0	0
i. <u>Burglary</u>	0	0	0
j. <u>Motor vehicle theft</u> (Do not include theft from a motor vehicle)	0	0	0
k. <u>Arson</u>	0	0	0

VAWA Offenses - On Campus

For each of the following crimes, enter the number reported to have occurred On Campus.

Crime	Total occurrences On Campus		
	2018	2019	2020
a. <u>Domestic violence</u>	0	0	0
b. <u>Dating violence</u>	0	0	0
c. <u>Stalking</u>	0	0	0

VAWA Offenses - Public Property

For each of the following crimes, enter the number reported to have occurred on Public Property.

Crime	Total occurrences on Public Property		
	2018	2019	2020
a. <u>Domestic violence</u>	0	0	0
b. <u>Dating violence</u>	0	0	0
c. <u>Stalking</u>	0	0	0

Arrests - On campus

Enter the number of Arrests for each of the following crimes that occurred On Campus.

Do NOT include drunkenness or driving under the influence in Liquor law violations.

Crime	Number of Arrests		
	2018	2019	2020
a. <u>Weapons: carrying, possessing, etc.</u>	0	0	0
b. <u>Drug abuse violations</u>	0	0	0
c. <u>Liquor law violations</u>	0	0	0

Arrests - Public Property

Enter the number of Arrests for each of the following crimes that occurred on Public Property.

Do NOT include drunkenness or driving under the influence in Liquor law violations.

Crime	Number of Arrests		
	2018	2019	2020
a. <u>Weapons: carrying, possessing, etc.</u>	0	0	0
b. <u>Drug abuse violations</u>	0	0	0
c. <u>Liquor law violations</u>	0	0	0

Disciplinary Actions - On Campus

Enter the number of persons referred for disciplinary action for crimes that occurred On Campus for each of the following categories.

Do not include disciplinary actions that were strictly for school policy violations.

If the disciplinary action is the result of an arrest, please do not count it here; count the violation as 1 arrest.

Do NOT include drunkenness or driving under the influence in Liquor law violations.

Number of persons referred for Disciplinary Action

Crime	2018	2019	2020
a. <u>Weapons: carrying, possessing, etc.</u>	0	0	0
b. <u>Drug abuse violations</u>	0	0	0
c. <u>Liquor law violations</u>	0	0	0

Disciplinary Actions - Public Property

Enter the number of persons referred for disciplinary action for crimes that occurred on Public Property for each of the following categories.

Do not include disciplinary actions that were strictly for school policy violations.

If the disciplinary action is the result of an arrest, please do not count it here; count the violation as 1 arrest.

Do NOT include drunkenness or driving under the influence in Liquor law violations.

Number of persons referred for Disciplinary Action

Crime	2018	2019	2020
a. <u>Weapons: carrying, possessing, etc.</u>	0	0	0
b. <u>Drug abuse violations</u>	0	0	0
c. <u>Liquor law violations</u>	0	0	0

Unfounded Crimes

Of those crimes that occurred On Campus, in On-campus Student Housing Facilities, on or in Noncampus property or buildings, and on Public Property, enter the number of crimes that were unfounded.

The total number of unfounded crimes should include all criminal offenses, hate crimes, domestic violence, dating violence, or stalking incidents that have been unfounded. Arrests and disciplinary actions cannot be unfounded.

If a reported crime is investigated by law enforcement authorities and found to be false or baseless, the crime is "unfounded". Only sworn or commissioned law enforcement personnel may unfound a crime.

Count unfounded crimes in the year in which they were originally reported.

	Number		
	2018	2019	2020
a. <u>Total unfounded crimes</u>	0	0	0

New Lenox Campus: Campus Crime Statistics

1. Does your institution provide On-campus Student Housing Facilities?

- No.
- Yes. (If Yes is selected, you must enter the number of student housing facilities below and enter Fire Statistics for each facility.)

Number of On-campus Student Housing Facilities:

2. Does your institution have any noncampus buildings or properties?

- Yes
- No

3. Have you combined statistics that you received from the local or state police with your institution statistics for this report? If you answer No to this question, you will be asked to provide the data you received from the local and state police separately.

- Yes. Local and/or state law enforcement agencies provided us with statistics that we are combining with statistics collected by our campus security authorities.
- No. We are not combining the statistics because we cannot determine whether the statistics, we obtained from local and/or state law enforcement agencies are for on-campus incidents or public property incidents.
- Not available. We cannot determine if the statistics we obtained from local and/or state law enforcement agencies are for our Clery geography.
- Not available. We made a good-faith effort to obtain statistics from local and/or state law enforcement agencies, but the agencies did not comply with our request.

Criminal Offenses - On campus

For each of the following criminal offenses, enter the number reported to have occurred On Campus.

Criminal offense	Total occurrences On campus		
	2018	2019	2020
a. <u>Murder/Non-negligent manslaughter</u>	0	0	0
b. <u>Manslaughter by Negligence</u>	0	0	0
c. <u>Rape</u>	0	0	0
d. <u>Fondling</u>	0	0	0
e. <u>Incest</u>	0	0	0
f. <u>Statutory rape</u>	0	0	0
g. <u>Robbery</u>	0	0	0
h. <u>Aggravated assault</u>	0	0	0
i. <u>Burglary</u>	0	0	0
j. <u>Motor vehicle theft</u> (Do not include theft from a motor vehicle)	0	0	0
k. <u>Arson</u>	0	0	0

Criminal Offenses - Public Property

VAWA Offenses - On Campus

For each of the following crimes, enter the number reported to have occurred On Campus.

Crime	Total occurrences On Campus		
	2018	2019	2020
a. <u>Domestic violence</u>	0	0	0
b. <u>Dating violence</u>	0	0	0
c. <u>Stalking</u>	0	0	0

VAWA Offenses - Public Property

For each of the following crimes, enter the number reported to have occurred on Public Property.

Crime	Total occurrences on Public Property		
	2018	2019	2020
a. <u>Domestic violence</u>	0	0	0
b. <u>Dating violence</u>	0	0	0
c. <u>Stalking</u>	0	0	0

Arrests - On campus

Enter the number of Arrests for each of the following crimes that occurred On Campus.

Do NOT include drunkenness or driving under the influence in Liquor law violations.

Crime	Number of Arrests		
	2018	2019	2020
a. <u>Weapons: carrying, possessing, etc.</u>	0	0	0
b. <u>Drug abuse violations</u>	0	0	0
c. <u>Liquor law violations</u>	0	0	0

Arrests - Public Property

Enter the number of Arrests for each of the following crimes that occurred on Public Property.

Do NOT include drunkenness or driving under the influence in Liquor law violations.

Crime	Number of Arrests		
	2018	2019	2020
a. <u>Weapons: carrying, possessing, etc.</u>	0	0	0
b. <u>Drug abuse violations</u>	0	0	0
c. <u>Liquor law violations</u>	0	0	0

Disciplinary Actions - On Campus

Enter the number of persons referred for disciplinary action for crimes that occurred On Campus for each of the following categories.
Do not include disciplinary actions that were strictly for school policy violations.
If the disciplinary action is the result of an arrest, please do not count it here; count the violation as 1 arrest.

Do NOT include drunkenness or driving under the influence in Liquor law violations.

Number of persons referred for Disciplinary Action

Crime	2018	2019	2020
a. <u>Weapons: carrying, possessing, etc.</u>	0	0	0
b. <u>Drug abuse violations</u>	0	0	0
c. <u>Liquor law violations</u>	0	0	0

Disciplinary Actions - Public Property

Enter the number of persons referred for disciplinary action for crimes that occurred on Public Property for each of the following categories.

Do not include disciplinary actions that were strictly for school policy violations.
If the disciplinary action is the result of an arrest, please do not count it here; count the violation as 1 arrest.

Do NOT include drunkenness or driving under the influence in Liquor law violations.

Number of persons referred for Disciplinary Action

Crime	2018	2019	2020
a. <u>Weapons: carrying, possessing, etc.</u>	0	0	0
b. <u>Drug abuse violations</u>	0	0	0
c. <u>Liquor law violations</u>	0	0	0

Unfounded Crimes

Of those crimes that occurred On Campus, in On-campus Student Housing Facilities, on or in Noncampus property or buildings, and on Public Property, enter the number of crimes that were unfounded.

The total number of unfounded crimes should include all criminal offenses, hate crimes, domestic violence, dating violence, or stalking incidents that have been unfounded. Arrests and disciplinary actions cannot be unfounded.

If a reported crime is investigated by law enforcement authorities and found to be false or baseless, the crime is "unfounded". Only sworn or commissioned law enforcement personnel may unfound a crime.

Count unfounded crimes in the year in which they were originally reported.

	Number		
	2018	2019	2020
a. <u>Total unfounded crimes</u>	0	0	0