



**ANTIOCH
UNIVERSITY**

**Santa Barbara Campus
2026 Annual Security Report**

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Prepared under the auspices of the Office of the President



ANTIOCH UNIVERSITY

AUSB 2026 Annual Security Report

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Introduction

The federal Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act, 20 U.S.C. § 1092(f) (more commonly referred to as “the Clery Act”), requires all postsecondary educational institutions participating in federal Title IV student financial assistance programs to disclose certain crime statistics, safety related policies and procedures, fire safety information, and fire statistics in an annual security report (ASR). The Clery Act mandates that institutions distribute their ASRs to all enrolled students and current employees by October 1st each year.

Each year, Antioch University (“Antioch” or the “University”) prepares this report in compliance with the Clery Act. Antioch assembles statistics and relevant information to this report based on its own records, communications with local law enforcement, and information from campus security authorities. In preparing its ASR, Antioch follows its Clery Act Policy, https://aura.antioch.edu/policies_300_3x/3 which is hereby incorporated by reference here.

Following is the Annual Security Report for Antioch University Santa Barbara (AUSB), which can also be found at www.antioch.edu/securityreport. AUSB distributes electronic notice of availability of this report to all current enrolled students and current employees by mass email on October 1st of each year. In that same email, AUSB advises that students, and employees may request a paper copy of the report, free of charge, by calling AUSB’s Campus Director at (805) 962-8179 x5150 or by email to facilities.AUSB@antioch.edu. Employees hired after October 1 each year are advised of how to obtain the report during their employment orientations.

Every member of the Antioch community has an interest in the maintenance of an environment conducive to learning in which students, staff, and faculty feel safe and secure in their pursuit of academic excellence. This report contains the Campus Security Policies and Crime Statistics, which provide important information related to the safety and well-being of our Antioch community. We encourage all to review this report and to use it as a resource guide during your study or employment with us. Thank you for being part of or considering our community as the next part of your journey, and best wishes for a healthy and productive experience at Antioch.

Notice of Non-Discrimination

Antioch is proud to foster an environment in which all individuals are treated with respect and dignity. Antioch is fully committed to equal opportunity and affirmative action in all aspects of employment and student service. All employment decisions at Antioch are made based on job- related criteria and merit without regard to the individual’s legally protected status.

It is the policy of the University not to discriminate against and to provide equal employment opportunity to all qualified persons without regard to race, religious creed, color, national origin, ancestry, physical disability, mental disability, medical condition, genetic information, marital status, sex, gender, gender identity, gender expression, age, sexual orientation, military and veteran status, or any other protected classification. It is the policy of the University to analyze the employment process to further the principles of equal opportunity employment.

This policy applies to all employment practices, including, but not limited to, recruitment selection, promotion, transfer, compensation, training and development, demotion, and separation. This policy is intended to be consistent with the provisions of applicable State and Federal laws and University policies.

About Antioch University Santa Barbara

Antioch University Santa Barbara (AUSB) is one of the five campuses of Antioch University, an institution proud of serving adult learners and their specific needs. Antioch University is a multi-campus university of more than 4,000 students who study at the Antioch Santa Barbara campus in Santa Barbara, California and at campuses in Seattle, Los Angeles, Yellow Springs, and Keene, New Hampshire, online and around the world.

In 2023, Antioch University Santa Barbara relocated its campus operations to 721 Cliff Drive, Santa Barbara, California, within the facilities of Santa Barbara Community College (SBCC). Situated approximately 90 miles from downtown Los Angeles, the AU Santa Barbara campus is a commuter campus, and students do not reside on-site.

Much campus crime throughout the country originates in on-campus residence halls. Because Antioch does not host students in dormitories, it has no dormitory related crime to report. Crime statistics for the three most recent calendar years are provided in this report.

Visitors to the AUSB campus are advised to take safety precautions to protect themselves and their belongings, and are advised to heed warnings and advice included in this report. In the event of emergencies, visitors are advised to respond in accordance with this document and/or guidance from their business office or academic program. In an emergency, all those who visit the AUSB campus are advised to contact 911 from any phone, whether they are on or off campus. When on campus, visitors are also advised to contact Campus Security promptly.

Crime Prevention, Security Awareness Tips & Education

Personal Security

- Personal security is something that every individual must take seriously. These guidelines are by no means all-inclusive and are not intended to supplant other effective safety measures you may already be using. Use these guidelines to reduce your vulnerability.
- Stay alert to your surroundings, trust your instincts, and take appropriate action if you feel that something may be wrong.

Safety & Security

- Be alert to suspicious persons in your area. If anything appears to be not quite right, contact SBCC's Office of Campus Safety at 805-730-4200.
 - Never leave belongings unattended even for a few minutes.
 - Never agree to watch belongings for strangers or allow them to leave them in your area.
 - Note the location of emergency fire exits, pull stations, and fire extinguishers near you.
 - Never attach facility keys to any item that can identify the school. Then if your keys are lost away from campus, they cannot be traced back to the premises. If keys are lost or misplaced, notify AUSB's Facilities Department (805-962-8179, x5150) immediately.
- Remember:** The safety and security of the AUSB campus is everyone's responsibility.

Avoid Confrontations

- Don't allow yourself to be drawn into arguments or shouting matches with coworkers, fellow students, or the public. Walk away from confrontations before they escalate.
- Contact the Campus Safety Officer, 805-962-8179, x5150 or the SBCC Campus Security

(805-730-4200) for assistance when needed.

Protect Your Things

- Keep all personal belongings such as backpacks, briefcases, or purses close to you.
- If you leave the area, even for only a short time, secure personal items in a locked drawer or cabinet, or take them with you.
- Close and lock office doors when you leave, even if you are only leaving for a short time period.

After Hours Safety:

- At night, or when there are few people around, always walk to your car with someone else.
- Request an escort to your car from Camus Safety at any time.
- If you suspect that a crime has taken place, do not investigate. Get to a safe place, call 911 to report the crime, and inform SBCC Campus Safety at 805-730-4200 and AUSB Campus Safety Officer at 805-962-8179 x5150.

Campus Access and Security

The AUSB campus regular hours of operation are 8:30 a.m. – 9:00 p.m. Monday through Thursday, and occasional Friday - Saturday when classes are being held. During hours of operation, the AUSB campus is open to students, employees, and guests. Emergencies may necessitate changes or alterations to any posted schedules.

As AUSB has no residential facilities, we do not maintain a missing student notification policy, nor are we required to have separate policies regarding access to campus residences.

Because AUSB operates within SBCC facilities, the University coordinates with SBCC and campus security to identify and address maintenance, repair, and security concerns affecting AUSB space and applicable common areas. Security considerations include the functioning of locks, lighting, alarms, and other safety-related conditions. AUSB employees report concerns to the appropriate SBCC facilities or campus-security contact for evaluation and repair. Students and employees are encouraged to report safety, security, or maintenance concerns to SBCC Campus Safety or the AUSB Campus Safety Officer.

Law Enforcement Statement

AUSB's Campus Director acts as the Campus Safety Officer and maintains a professional working relationship with the Santa Barbara Police Department. AUSB personnel, contractors, and building security do not have arrest authority. All AUSB faculty, staff and students are encouraged to report suspicious activity to their supervisor, their instructor, Campus Security, and/or AUSB Campus staff. Criminal incidents are referred to the Santa Barbara Police Department, who have jurisdiction on campus. AUSB faculty, staff, and students who are victims and/or witnesses to a crime are encouraged to immediately report the crime to the Santa Barbara Police Department and/or to AUSB Campus Safety Officer.

Antioch University's Law Enforcement Statement and Cooperation Policy can be found here:

http://aura.antioch.edu/policies_300_3x/1/

Any suspicious activity or persons seen in the parking lots or loitering around Antioch Santa Barbara building should be reported to the Santa Barbara Police Department at 805-897-2300.

Voluntary Reporting and Confidentiality

Antioch encourages anyone who is a victim of a crime or a witness to a crime to report that information as soon and as accurately as possible to the AUSB Campus Safety officer. That reporting will enable Antioch to direct the reporter to available resources, such as medical treatment and/or the local police. While every effort will be made at Antioch to keep information confidential upon request, particularly regarding a reporter's identity, Antioch cannot always hold information about crimes in confidence. With such information, the University can determine whether there is a pattern of crime with regard to a particular location, method, or assailant; take measures to reduce the risk of crime to others; and alert the campus community to potential danger. In addition, Antioch will use this information to gather and disclose accurate records of the number of incidents in the upcoming Annual Security Report.

California Workplace Violence Prevention

Workplace violence, including threats, intimidation, and physical violence, is strictly prohibited under California law. Antioch University Santa Barbara is committed to a safe environment for all students, staff, and faculty and has adopted university [Workplace Violence Prevention Program Policy 3.303](#), providing procedures for reporting incidents and ensuring prompt action is taken to protect the campus community.

Security Awareness & Crime Prevention Education

Each year, the University requires all students and employees to complete Vector Solutions training on anti-hazing and sexual misconduct prevention, including safe and positive bystander intervention.

- Employees have on-demand access to Vector Solutions training on active-assailant preparedness, emergency and disaster preparedness, crisis response and recovery, human trafficking awareness, and terrorism awareness.
- Students have on-demand access to Vector Solutions training on active-assailant response (Run, Hide, Fight), drug and alcohol prevention, human trafficking awareness, mental health awareness, and cybersecurity.
- These programs and related campus-safety communications are designed to inform students and employees about University safety, security, emergency, and reporting procedures and to encourage personal responsibility for their own security and the security of others.
- Vector Solutions reviews and updates training content annually.

Reporting Emergencies

Anyone discovering, or having information related to, an emergency situation, regardless of type or size, shall immediately call 911. When calling 911, stay calm, carefully explain the problem and location to the dispatcher, and follow all instructions of 911 personnel. Do not hang up the phone until expressly told to do so by 911 personnel (unless immediate evacuation is imperative). After reporting the emergency to 911, call the SBCC Campus Safety at 805-730-4200 and AUSB Campus Safety Officer at 805-962-8179 x5150 to inform them of the situation.

Emergency Response and General Evacuation Procedures

In the event that it becomes necessary to evacuate the facility, the Safety Team will verbally inform occupants of the building to leave the facility immediately. All elevators will close and return to the

first floor, open, and go out of service.

During an evacuation, all AUSB students, faculty, staff and visitors shall immediately cease all activity and proceed carefully and quickly to the nearest exit. During a building evacuation, elevators are not to be used. All AUSB evacuees are to assemble at the Safe Refuge Area: SBCC's Great Meadow.

All AUSB students, faculty, staff, and visitors are instructed to be accounted for and to remain at the Safe Refuge Area until the "All Clear" is given by Public Authorities, AUSB Administration, or SBCC's campus safety personnel.

Fire Safety

Any employee, student, or visitor who becomes aware of a fire on campus shall immediately activate a manual fire alarm pull station to sound the building alarm system. All building occupants are instructed to evacuate the building when the fire alarm is activated.

Building occupants are **not** expected to fight a fire. If an individual chooses to attempt to extinguish a fire, they should do so with extreme caution, and must delegate someone to sound the fire alarm and call 911 to begin the evacuation process. If the fire cannot be easily extinguished, all occupants must evacuate to the nearest Safe Refuge Area.

Antioch University Santa Barbara is a smoke-free campus (http://aura.antioch.edu/policies_400_5x/2/) and does not permit open flames on campus except in designated catering areas.

Campus Crime Log

The Antioch University Santa Barbara Facilities Department maintains a log of reported incidents and crimes. Within two business days of receiving a report, the log records each crime reported to the department that occurred within AUSB's Clery geography, including its nature, date, time, general location, and disposition, if known. The University may temporarily withhold only information whose release would jeopardize an ongoing criminal investigation or an individual's safety, cause a suspect to flee or evade detection, or result in the destruction of evidence; it will disclose the information once the adverse effect is no longer likely to occur. A log for the most recent 60 days is open to public review during regular business hours. Log information beyond 60 days will be made available within two business days of a request. Please contact the AUSB Campus Director for review.

Timely Warning

Antioch University will issue timely warnings without identifying the victim, concerning the occurrence of any Clery Act reportable crime that poses a continuing and ongoing threat to the AUSB community. The decision to issue a timely warning is made by the President or designee, on a case-by-case basis considering the available facts (including whether the incident is a serious or continuing threat to the community and whether the warning may compromise law enforcement efforts). A timely warning may include a brief description of the incident and any suspect(s), the date, time, and location of the incident, and suggested precautions. The purpose of the timely warning is to aid in the prevention of similar occurrences.

Emergency Notification

The President or designee will determine if a serious crime, natural disaster, or other emergency poses an immediate threat to the health and/or safety of students and/or employees. If there is such a

threat, AUSB will immediately notify those who may be affected by the situation. The President or designee will, without delay, and taking into account the safety of the community, determine the contents of the notification and who will be notified. If the President or designee determines that immediate notification would significantly compromise the response or assistance efforts, the President or designee may delay notification. In all other instances, the President or designee will immediately activate the notification system.

AUSB uses the following systems for communicating information quickly to the campus community: University email; personal email; SMS or text messaging; website; and in-person notification. Some or all of these methods of communication may be used in the event of an immediate threat to students and/or employees.

AUSB will test the emergency response and evacuation procedures at least annually through announced or unannounced tests. At least one test each calendar year will include publicizing the University's emergency response and evacuation procedures. For each test, a description of the exercise, date, time, and whether it was announced or not will be documented.

Antioch University's Emergency Response and Evacuation Policy can be found here:
http://aura.antioch.edu/policies_300_3x/2/.

Sex and Gender-Based Discrimination, Harassment, and Violence

Antioch University promotes a safe living, learning, and working environment through systemwide policies and campus educational programs for students, faculty, and staff. Antioch prohibits dating violence, domestic violence, sexual misconduct and sexual assault, sexual exploitation, and stalking, and provides prevention, education, and awareness programs in accordance with University Policy [4.607, Sexual Harassment, Sexual Violence and Sex Discrimination](#).

Immediate Care and Preservation of Evidence

If you experience sex- or gender-based discrimination, harassment, or violence, or incidents of rape, acquaintance rape, sexual assault, sexual harassment, stalking, dating violence, or domestic violence, some or all of these safety suggestions may guide you after an incident has occurred:

1. Go to a safe place and speak with someone you trust. Tell this person what happened. Call 911 to report the emergency. After reporting the emergency to 911, call the AUSB Emergency Line at 805-444-2728 to inform AUSB Campus Services Center staff of the situation.
2. Consider securing immediate professional support (e.g., counseling, victim advocacy, medical services, etc.) to assist you in the crisis.
3. Sexual misconduct should be reported directly to the Title IX Coordinator, who will assist you with Supportive Measures and inform you of your rights. Alternatively, you may report to any Campus/Student Services Staff member, who will then assist you with reporting the incident to the Title IX Coordinator.
4. For your safety and well-being, immediate medical attention is encouraged. Further, being examined as soon as possible, ideally within 120 hours, is important in the case of rape or sexual assault. Sexual Assault Nurse Examiners are available from Santa Maria to Carpinteria. There are three centers where a rape survivor can receive a forensic examination, commonly known as a

rape kit: [Santa Barbara Cottage Hospital](#), [Marian Regional Medical Center in Santa Maria](#), and the [Lompoc Valley Medical Center](#). You may also go to your local hospital, which will arrange for a specific medical examination.

- To preserve evidence, it is recommended that you do not bathe, shower, douche, eat, drink, smoke, brush your teeth, urinate, defecate, or change clothes before receiving medical attention. Even if you have already taken any of these actions, you are still encouraged to have prompt medical care, and evidence may still be recoverable.
 - Typically, if police are involved or will be involved, they will obtain evidence from the scene, and it is best to leave things undisturbed until their arrival. They will gather bedding, linens, or unlaundered clothing, and any other pertinent items that may be used for evidence. It is best to allow police to secure items in evidence containers, but if you are involved in the transmission of items of evidence, such as to the hospital, secure them in a clean **paper** bag or clean bedsheet to avoid contamination.
 - If you have physical injuries, photograph them or have them photographed with a date stamp on the photo.
 - Record the names of any witnesses and their contact information. This information may be helpful as proof of a crime, to obtain an order of protection, or to offer proof of a campus policy violation.
 - Try to memorize details (e.g., physical description, names, license plate number, car description, etc.), or even better, write notes to remind you of details if you have time and the ability to do so.
 - If you obtain external orders of protection (e.g., restraining orders, injunctions, protection from abuse), please notify the Campus Safety Officer or the University Title IX Coordinator so that those orders can be observed on campus.
5. Even after the immediate crisis has passed, consider seeking support from [WellConnect](#) at (866) 640-477.
 6. Contact the University Title IX Coordinator if you need assistance with University-related concerns, such as no-contact orders or other supportive measures. The University is able to offer reasonable academic support, safety escorts, no contact orders, counseling services access, and other support and resources as needed by a victim. The University is able to offer information about legal assistance, visa/immigration assistance, and student financial aid considerations for victims.

Reporting to Law Enforcement

In accordance with California Education Code § 67383, when a victim reports a Part I violent crime, sexual assault, or hate crime to a Campus Security Authority for purposes of notifying the University or law enforcement, the report will be forwarded immediately or as soon as practicable to the appropriate law-enforcement agency without identifying the victim unless the victim consents after receiving notice of the right to withhold personally identifying information. Victims retain the option to notify law enforcement directly, to be assisted by campus authorities in doing so, or to decline to make a personal law-enforcement report, except as otherwise required by law.

Victims have the option to notify law enforcement directly or to be assisted in doing so by campus officials. If requested, campus officials can facilitate reporting to local law enforcement, but may also respect a victim's request not to do so.

University Reporting

The University takes all reports of sex or gender-based discrimination, harassment, sexual violence, and crimes of sexual assault, stalking, dating violence, or domestic violence very seriously. Click [here](#) to fill out the Title IX Reporting form. While students are permitted to make anonymous reports, this may limit the university's ability to provide support or respond to the reported incident. **University employees are not permitted to submit anonymous reports and must inform the Title IX Coordinator when they become aware of issues that potentially violate the university's Title IX Policy.** You may also report an incident or concerns by contacting the University Title IX Coordinator, Sarah Hellyar, directly at shellyar@antioch.edu, (603) 283-2486.

The University employs supportive and protective measures such as no contact orders or emergency removal in cases in which a violence risk assessment indicates such action is warranted. Supportive and protective measures for individuals who have experienced these incidents are available from the campus, whether the individual chooses to report to local law enforcement or campus/building security, irrespective of whether the individual pursues a formal complaint through the University Title IX resolution process.

A student or employee alleged to have engaged in sex or gender-based discrimination, harassment, or violence, may be subject to the applicable University process, including the [Sexual Harassment, Sexual Violence and Sex Discrimination Policy, 4.607](#). A student wishing to report such an incident officially may do so by filling out the [online reporting form](#) or by contacting the Title IX Coordinator directly.

Anyone with knowledge about sex- or gender-based discrimination, harassment, or violence, or the crimes of rape, sexual assault, sexual harassment, stalking, dating violence, or domestic violence is encouraged to report it immediately to the University Title IX Coordinator, Deputy Title IX Coordinator, or a University Staff or Faculty member. **All employees of the University, apart from the limited exception of the Confidential Resources listed below, are deemed "Responsible Employees" under Title IX and are mandated to report any information they become aware of that may implicate the University's Title IX policy to the Title IX Coordinator.**

Confidential Resources

An individual seeking completely confidential assistance can do so by speaking with professionals who have legally protected confidentiality and are acting within the scope of their duties to which the legally protected confidentiality applies. This does not apply to student disclosures to a staff or faculty member of the university who also holds a professional license to which confidentiality applies, and the disclosure is made while the staff or faculty member is acting within their role as an employee of the university. Information shared with these resources will remain confidential and will not be shared with the University or anyone else without the express written permission of the individual seeking services unless required by law or court order.

Confidential assistance is available through [WellConnect](#) at (866) 640-4777. Information shared with a confidential resource will remain confidential and will not be shared with the University or anyone else without the express written permission of the individual seeking services, unless required by law or court order.

Process Rights and Procedures

A written summary of rights, options, supports, and procedures is provided to all Complainants, whether they are students, employees, guests, or visitors. Respondents are provided a written summary of their rights, options, supports, and procedures upon the initiation of a Formal Complaint. These rights are also made available to any student, employee, or member of the public via this document.

When appropriate, upon receipt of a formal complaint, the Title IX Coordinator will initiate a prompt, fair, and impartial process, commencing with an investigation, which may lead to the imposition of sanctions for a Respondent based upon a preponderance of evidence (what is more likely than not).

The University's formal resolution process includes an investigation and, when required or otherwise provided by University Policy 4.607, a live hearing. Informal resolution may be available when appropriate and only with the voluntary, written agreement of both parties; either party may withdraw before an agreement is reached. The procedure used is determined under the applicable policy based on the allegations and the Respondent's relationship to the University. In all procedures, the process will be consistent with University policy and transparent to the Complainant and Respondent. All parties will be notified of the anticipated timeline for resolution. Each proceeding allows extensions for good cause, with written notice to the Complainant and Respondent of the delay and its reason.

- The Complainant and Respondent will have timely notice for meetings at which the parties, may be present;
- The Complainant and Respondent and appropriate officials will have timely and equal access to any information that will be used during formal and informal disciplinary meetings and hearings;
- The institutional disciplinary procedures will not be conducted by officials who have an actual conflict of interest or bias for or against the Complainant or Respondent;
- The Complainant and Respondent will have the same opportunities to have others present during any institutional disciplinary proceeding. The accuser and the accused each have the opportunity to be advised by an advisor of their choice at any stage of the process and to be accompanied by that advisor to any related meeting or proceeding. Complainants and Respondents are entitled to be accompanied and assisted by an Advisor of their choosing at both formal and informal meetings, investigation interviews, and the formal hearing. There is no requirement that the Advisor be an individual from the Antioch community. Complainants and Respondents may choose to have an attorney serve as their Advisor, but adjustments to the process, including scheduling of interviews or hearings, will not be made for any Advisors, including attorneys, if they unduly delay the process. The Complainant and Respondent will be notified simultaneously, in writing, of any initial, interim, and final decision of any proceeding; and
- Where an appeal is permitted under the applicable policy, the Complainant and Respondent will be notified simultaneously in writing of the procedures for the parties to appeal the result of the proceeding. When an appeal is filed, the parties will be notified simultaneously in writing of any change to the result prior to the time that it becomes final as well as of the final result once the appeal is resolved.

Procedures detailing the university's investigation and resolution processes can be found online here: https://aura.antioch.edu/policies_400_6x/17/. The Title IX Coordinator is ultimately responsible for ensuring that, in all cases, the behavior is ended, the University acts reasonably to prevent its recurrence, and the effects on the Complainant and the community are remedied.

Process Outcomes

For offenses including sex or gender-based discrimination, harassment, and violence, which typically include the crimes of domestic violence, dating violence, sexual assault, and stalking, sanctions range from warning to expulsion.

Serious and violent incidents and acts of sexual assault usually result in suspension, expulsion, or termination of employment.

Knowingly providing false or misleading information to investigators can result in additional consequences under the [University Student Conduct Policy, 6.103](#), and the [University Employee Code of Conduct 4.601](#).

Possible Sanctions

Following an institutional disciplinary proceeding in which a respondent is found responsible for dating violence, domestic violence, sexual assault, or stalking, Antioch University may impose one or more sanctions appropriate to the respondent's status and the circumstances. For student respondents, possible sanctions include written disciplinary warnings or reprimands; restitution, which may include monetary, educational, or service sanctions; disciplinary probation; suspension; and dismissal or expulsion from the University. For employee respondents, possible corrective action or discipline includes verbal warning, written warning, probation, suspension, or termination of employment. For a member of the University Board of Governors, sanctions may include removal from the Board. For a third-party respondent, such as a vendor, contractor, guest, or invitee, sanctions may include termination of the contractual relationship, exclusion from campus, or prohibition from future participation in University programs.

Emergency removal and interim suspension may be imposed before the final outcome when separately authorized by University policy; they are interim actions and not final disciplinary sanctions.

Training

The Title IX Coordinator is also responsible for assuring that annual training is conducted for all institution-provided advisors, investigators, decision-makers, and appeal decision-makers involved in resolving formal complaints through a process that ensures the safety of all parties and promotes accountability.

Training will focus on sexual assault, domestic violence, dating violence, stalking, sexual harassment, retaliation, and other behaviors that can be forms of sex or gender-based discrimination, harassment, or violence covered by Title IX and the Clery Act. Individuals involved in the investigation or adjudication process at Antioch receive ongoing training in conducting investigations and hearing processes that protect the safety of the victim and promote accountability. This training provides an overview of relevant policies and procedures, the legal framework, Clery Act requirements, investigative requirements and expectations, supportive measures, the role of the advisor, notice requirements, evidentiary considerations, serving without conflict of interest or bias, interviewing

protocols, determining relevance, and hearing protocols.

Prevention and Education

Antioch University provides comprehensive, intentional, and integrated programming, initiatives, strategies, and campaigns intended to stop dating violence, domestic violence, sexual misconduct/sexual assault, sexual exploitation, and stalking before they occur through the promotion of behaviors that foster healthy relationships, encourage safe bystander intervention, and seek to change behavior and social norms in healthy and safe directions.

Antioch's primary prevention and awareness training programs and initiatives are sustained over time and focus on increasing awareness and understanding of topics relevant to and skills for addressing dating violence, domestic violence, sexual misconduct/sexual assault, sexual exploitation, and stalking, using a range of strategies with audiences throughout the Antioch community. This includes both community-wide or audience-specific programming, initiatives, and strategies that increase audience knowledge and share information and resources to prevent violence, reduce perpetration, and promote safety and a culture of respect.

Safe and positive bystander intervention includes recognizing potential harm and, when safe, checking in with a person at risk, creating a distraction, contacting the Campus Safety Officer or law enforcement, or enlisting others for help. Risk-reduction information focuses on reducing perpetration and bystander inaction, respecting boundaries, recognizing warning signs, and seeking help; it does not place responsibility for violence on a victim.

Campus programs must include primary prevention and awareness training: (1) for all new Students and new Employees; (2) refresher programs at least annually for all Students; (3) annually for all Employees consistent with their role in responding to and reporting incidents. Ongoing prevention and awareness campaigns for all Students and Employees will also be conducted.

Annual Training is mandatory for all employees. Such training includes, but not be limited to: what constitutes discrimination, harassment, retaliation, sexual misconduct/sexual assault, dating and domestic violence, sexual exploitation, and stalking under applicable law; the rights and responsibilities of each Employee relating to discrimination, harassment, retaliation, sexual misconduct/sexual assault, dating and domestic violence, sexual exploitation and stalking including the duty to report and exceptions; the protection against retaliation for Employees who report discrimination, harassment, retaliation, sexual misconduct, dating and domestic violence, sexual exploitation, and stalking; the procedures provided under the Sexual Harassment, Sexual Violence and Sex Discrimination Policy, 4.607 for filing, investigating, and resolving a complaint; and the option and method for filing complaints with external government agencies.

Under Cal. Govt. Code § 12950.1, each campus shall provide Supervisory Employees at least two hours of interactive sexual harassment training within six months of the Employee's assignment to a supervisory position and every two years thereafter.

Recordkeeping and Privacy

University records of investigations and resolutions are maintained in privacy in accordance with the institution's record retention policy for a minimum of seven years. Information is shared internally between administrators who need to know in order to complete their job duties.

When information must be shared to permit the investigation to move forward, the parties will be informed. Privacy of the records specific to the investigation is maintained in accordance with state law and the federal FERPA statute. Any public release of information needed to comply with the open crime logs or timely warning provisions of the Clery Act will not include the names of the victim or information that could easily lead to a victim's identification.

Additionally, the University maintains privacy in relation to any supportive measures afforded to a Complainant, except to the extent necessary to provide the supportive measures. Typically, if faculty members or administrators are asked to provide supportive measures for a specific student, they are told that such measures are necessary under Title IX or the Clery Act, but they are not given any details of the incident or what kind of incident it is.

Irrespective of state law or public records access provisions, information about the victim is maintained privately in accordance with Title IX and FERPA.

In any complaint of sex or gender-based discrimination, harassment, or violence covered under Title IX and/or the Clery Act, both parties are entitled to the same opportunities for a support person of their choice and to fully participate in the process, including any meeting, conference, hearing, appeal, or other procedural action.

The role of Advisors is described in detail [here](#). The parties will receive written notification of the allegations and any hearing outcome; they will also be afforded opportunities to review and respond to the investigation report before it is finalized and again before a hearing.

Written notifications will be delivered to the parties simultaneously (without undue delay between notifications). All parties will be informed of the University's appeal processes and their rights to exercise a request for appeal. Should any change in outcome occur prior to finalization, all parties will be timely informed in writing and notified when the results of the resolution process become final.

Retaliation

Both Title IX and the Clery Act provide protections for whistleblowers who bring allegations of non-compliance with the Clery Act and/or Title IX to the attention of appropriate campus administrators.

The University does not retaliate against those who raise concerns of non-compliance. Any concerns should be brought to the immediate attention of the campus Title IX Coordinator and/or to officials of the U.S. Department of Education.

Sex Offender Registry

Upon release from prison, individuals convicted of sex crimes may be required to register with law enforcement agencies (under laws referred to as "Megan's Laws"). If registered sex offenders are enrolled or employed at a postsecondary institution, the offenders also must provide this information to the state. The state then provides the information to law enforcement authorities in the jurisdiction where the institution is located.

For the California Department of Justice's official website, which lists designated registered sex offenders in California, visit <http://www.meganslaw.ca.gov/>.

For the National Sex Offender Public Website (NSOPW) maintained by the U.S. Department of Justice, visit <https://www.nsopw.gov/>

Hazing: Policy, Prevention, and Reporting

At Antioch University, we are committed to fostering inclusive, respectful, and empowering communities where every individual can learn, grow, and feel a sense of belonging. Hazing has no place in our learning environment and is incompatible with our core values.

Reporting Hazing

If you have experienced, witnessed, or become aware of hazing, we encourage you to report your concern. You may choose to submit a report anonymously. Our team will respond with care, discretion, and a commitment to ensuring the safety and dignity of all involved. **Click [here](#) to report a hazing incident.**

Alternatively, you may choose to use the Antioch University Compliance Hotline, which allows you to report a concern confidentially or with attribution, 24/7. An independent third party operates the hotline and offers both phone and web-based reporting options:

- Phone: 866-606-4026
- Online: <https://antiochuniversity.alertline.com>

The phone line is staffed by trained intake specialists. Whether submitted by phone or online, your report will initiate an independent review. If you provide your identity, you will be informed of the results of the investigation.

If you have questions or would like to speak with someone about hazing, please contact:

Sarah Hellyar, JD
University Title IX Coordinator
shellyar@antioch.edu

How We Promote Prevention and Accountability

We believe that building safe and equitable communities requires ongoing education and shared responsibility. All students, faculty, and staff are required to complete annual anti-hazing training through Vector Solutions. Completion of this training is required for students participating in any university-recognized group or organization.

Definition and Policy

As defined in [Student Conduct Policy 6.103](#), hazing is:

“Any act committed as part of a person's recruitment, initiation, pledging, admission into, or affiliation with a student group, or any act that is otherwise used to maintain membership in a student group, that causes, or could reasonably be expected to cause, physical, emotional, or

psychological harm, or degrades or demeans an individual, regardless of the person's willingness to participate."

Hazing causes harm, erodes trust, and creates unsafe environments. It is prohibited at Antioch University and may result in serious consequences for individuals and student organizations, including suspension, expulsion, or loss of recognition as a student organization.

Transparency and Institutional Reporting

For Clery Act purposes, the University collects and reports hazing incidents reported to Campus Security Authorities or local police agencies in its annual security report. When a University-recognized student organization is found responsible for a hazing violation, the University will maintain a Campus Hazing Transparency Report in a prominent location on its public website. The report will identify the organization, provide a general description of the violation, findings and organizational sanctions, and relevant dates, without identifying individual students. During any period with qualifying findings, the report will be updated at least twice each year and retained for five calendar years.

Drug Free Schools and Communities Policy

Antioch University is committed to the development and maintenance of an educational and workplace environment in compliance with the Drug-Free Schools and Communities Act of 1989 and the Drug-Free Workplace Act of 1988, and does not permit the unlawful possession, use, or distribution of illicit drugs and alcohol by students and employees on its property or at any of its activities. Please see the Drug Free Schools and Communities Policy at (http://aura.antioch.edu/policies_400_5x/1/). The possession, sale, manufacture or distribution of any controlled substance is illegal under both state and federal laws. State and federal legal penalties for illegal use of alcohol and drugs are delineated in the attachments to the Drug Free Schools and Communities Policy. A violation of any law regarding drugs and/or alcohol is also a violation of the Student Conduct Policy 6.100 (http://aura.antioch.edu/policies_600_1x/2/) and will be treated as a separate disciplinary matter by the University.

It is unlawful to sell, furnish or provide alcohol to a person under the age of 21. The possession of alcohol by anyone under the age of 21 in a public place or a place open to the public is illegal. It is also a violation of policy for anyone to consume or possess alcohol in any public or private area of campus without prior University approval. Such laws are strictly enforced by Antioch and by the Santa Barbara Police Department. Violators may be subject to criminal prosecution, fines and imprisonment. In addition, individuals, organizations or groups violating state or federal law or Antioch policy will be subject to sanctions by the University, up to and including withdrawal from the University or termination of employment.

Drug and Alcohol Abuse Policy and Education Programs

Antioch University also provides resources for students and employees with substance abuse issues. In sum, insurance policies available to employees of Antioch University include coverage for drug and alcohol abuse. All benefit-eligible employees, including those who do not participate in University insurance plans, are eligible for support for substance abuse through the institution's Employee Assistance Program (EAP). Please contact the Antioch University Benefits Coordinator in the Human Resources department at (937) 769-1361 for more information on the University's insurance policies and for details regarding the EAP.

See appendix for information on some local resources available for support, education and rehabilitation for substance abuse.

Campus Crime Definitions

Clery Act Geography Definitions

The following definitions apply to the geographical locations of incidents disclosed in the crime statistics tables contained in this report:

On-Campus: Any building or property owned or controlled by an institution within the same reasonably contiguous geographic area and used by the institution in direct support of, or in a manner related to, the institution's educational purposes;; and any building or property that is within or reasonably contiguous to the property described above in this definition, that is owned by the institution but controlled by another person, is frequently used by students, and supports institutional purposes (such as a food or other retail vendor).

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

Non-Campus: Any building or property owned or controlled by a student organization that is officially recognized by the institution; or any building or property owned or controlled by an institution that is used in direct support of, or in relation to, the institution's educational purposes, is frequently used by students, and is not within the same reasonably contiguous geographic area of the institution.

Clery Act/VAWA Crime Definitions

The following definitions apply to the incidents of crime disclosed in the crime statistics tables contained in this report:

Felony Definitions

Murder and Non-Negligent Manslaughter: The willful (non-negligent) killing of one human being by another.

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

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. Simple assaults are excluded.

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, or personal property of another.

Burglary: The unlawful entry of a structure to commit a felony or a theft. Attempted forcible entry is included.

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

Motor Vehicle Theft: The theft or attempted theft of a motor vehicle.

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

Sex Offenses Definitions

The following sex offenses fall with the definition of “sexual assault” under the Clery Act.

Rape: The penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim. This offense includes the rape of both males and females.

Fondling: The touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental incapacity.

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

Statutory Rape: Sexual intercourse with a person who is under the statutory age of consent.

Arrest and Referrals for Discipline for Violations of Liquor, Drug, and Weapons Laws¹

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

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

Drug Law Violations: Violations of federal, 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).

Hate Crimes

Under the Clery Act, a Hate Crime is a criminal offense that manifests evidence that the victim was intentionally selected because of the perpetrator’s bias against the victim.

Although there are many possible categories of bias, under the Clery Act, only the following eight categories are reported:

- Race
- Religion
- Sexual Orientation

¹ Under Clery, an arrest is defined as the processing of a person by arrest, citation, or summons. A referral for disciplinary action is defined as the referral of any person to an institution official who institutes a disciplinary action of which a record is kept and which may result in the imposition of a sanction. Disciplinary action occurs where an official receiving the information initiates a disciplinary action, a record of the action is kept, and the action may, but not need have to, result in a sanction. Disciplinary actions may be initiated in both informal and formal manners and can include an interview or a simple, initial review of names submitted to an institutional official. An incident involving both an arrest and a referral for discipline is counted only as an arrest.

- Gender
- Gender Identity
- Ethnicity
- National Origin
- Disability

For Clery Act purposes, Hate Crimes include any of the following offenses that are motivated by bias.

- Murder and Non-negligent Manslaughter
- Sexual Assault
- Robbery
- Aggravated Assault
- Burglary
- Motor Vehicle Theft
- Arson
- Larceny-Theft
- Simple Assault
- Intimidation
- Destruction/Damage/Vandalism of Property

Violence Against Women Reauthorization Act (VAWA) Crimes

The Violence Against Women Reauthorization Act of 2013 requires institutions to disclose statistics of sexual assault, domestic violence, dating violence, and stalking in the annual security report. The following federal definitions apply to Clery reporting. California definitions applicable to this campus are provided in Appendix A.

Federal Definitions

Domestic Violence: The term “domestic violence” includes felony or misdemeanor crimes committed by a current or former spouse or intimate partner of the victim under the family or domestic violence laws of the jurisdiction receiving grant funding and, in the case of victim services, includes the use or attempted use of physical abuse or sexual abuse, or a pattern of any other coercive behavior committed, enabled, or solicited to gain or maintain power and control over a victim, including verbal, psychological, economic, or technological abuse that may or may not constitute criminal behavior, by a person who—

- (A) is a current or former spouse or intimate partner of the victim, or person similarly situated to a spouse of the victim;
- (B) is cohabitating, or has cohabitated, with the victim as a spouse or intimate partner;
- (C) shares a child in common with the victim; or
- (D) commits acts against a youth or adult victim who is protected from those acts under the family or domestic violence laws of the jurisdiction.

Dating Violence: The term “dating violence” means violence committed by a person—

- (A) who is or has been in a social relationship of a romantic or intimate nature with the victim; and
- (B) where the existence of such a relationship shall be determined based on a consideration of the following factors:

- (i)The length of the relationship.
- (ii)The type of relationship.
- (iii)The frequency of interaction between the persons involved in the relationship.

Stalking: A course of conduct² 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.³

For purposes of the Clery definition of stalking, a reasonable person means a reasonable person under similar circumstances and with similar identities to the victim.

Crime Statistics for Antioch University Santa Barbara

See the following summary for Crime Statistics* for the Antioch University Santa Barbara campus for calendar years 2023**, 2024, and 2025.

**Antioch University Santa Barbara does not maintain residential facilities or non-campus buildings.*

Hate Crimes: Category of bias reflected with offense reported. Categories of bias include: race, gender, gender identity, religion, sexual orientation, ethnicity, national origin, and disability.

***The 2023 statistics include data from 602 Anacapa Street location (Jan-June 2023) and the 721 Cliff Drive location (from June 2023), providing a combined overview for the reporting period.*

Criminal Offenses

Criminal Offenses - On Campus	2023	2024	2025
Murder/Non-negligent Manslaughter	0	0	0
Negligent manslaughter	0	0	0
Rape	0	0	1
Fondling	0	1	0
Incest	0	0	0
Statutory Rape	0	0	0
Robbery	0	0	0
Aggravated Assault	0	2	0
Burglary	0	1	4
Motor Vehicle Theft	0	0	1
Arson	0	0	0

Criminal Offenses - Noncampus	2023	2024	2025
Murder/Non-negligent Manslaughter	0	0	0
Negligent manslaughter	0	0	0
Rape	0	0	0

² “Course of conduct” means two or more acts, including, but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method, device, or means, monitors, follows, observes, threatens, surveils, or communicates to or about a person, or interferes with a person’s property.

³ “Substantial emotional distress” means significant mental suffering or anguish.

Fondling	0	0	0
Incest	0	0	0
Statutory Rape	0	0	0
Robbery	0	0	0
Aggravated Assault	0	0	0
Burglary	0	0	0
Motor Vehicle Theft	0	0	0
Arson	0	0	0

Criminal Offenses - Public Property	2023	2024	2025
Murder/Non-negligent Manslaughter	0	0	0
Negligent manslaughter	0	0	0
Rape	0	1	0
Fondling	0	0	1
Incest	0	0	0
Statutory Rape	0	0	0
Robbery	0	1	0
Aggravated Assault	0	4	2
Burglary	0	0	0
Motor Vehicle Theft	0	1	1
Arson	0	0	0

Hate Crimes

Hate Crimes - On Campus	2023	2024	2025
Murder/Non-negligent Manslaughter	0	0	0
Negligent manslaughter	0	0	0
Rape	0	0	0
Fondling	0	0	0
Incest	0	0	0
Statutory Rape	0	0	0
Robbery	0	0	0
Aggravated Assault	0	0	0
Burglary	0	0	0
Motor Vehicle Theft	0	0	0
Arson	0	0	0
Simple Assault	0	0	0
Larceny-theft	0	0	0
Intimidation	0	0	0

Destruction/damage/vandalism of Property	0	0	0
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Hate Crimes - Noncampus	2023	2024	2025
Murder/Non-negligent Manslaughter	0	0	0
Negligent manslaughter	0	0	0
Rape	0	0	0
Fondling	0	0	0
Incest	0	0	0
Statutory Rape	0	0	0
Robbery	0	0	0
Aggravated Assault	0	0	0
Burglary	0	0	0
Motor Vehicle Theft	0	0	0
Arson	0	0	0
Simple Assault	0	0	0
Larceny-theft	0	0	0
Intimidation	0	0	0
Destruction/damage/vandalism of Property	0	0	0

Hate Crimes - Public Property	2023	2024	2025
Murder/Non-negligent Manslaughter	0	0	0
Negligent manslaughter	0	0	0
Rape	0	0	0
Fondling	0	0	0
Incest	0	0	0
Statutory Rape	0	0	0
Robbery	0	0	0
Aggravated Assault	0	0	0
Burglary	0	0	0
Motor Vehicle Theft	0	0	0
Arson	0	0	0
Simple Assault	0	0	0
Larceny-theft	0	0	0
Intimidation	0	0	0
Destruction/damage/vandalism of Property	0	0	0

VAWA Offenses

VAWA Offenses - On Campus	2023	2024	2025
Domestic Violence	0	0	3
Dating Violence	0	0	0
Stalking	0	0	0

VAWA Offenses - Noncampus	2023	2024	2025
Domestic Violence	N/A	N/A	N/A
Dating Violence	N/A	N/A	N/A
Stalking	N/A	N/A	N/A

VAWA Offenses - Public Property	2023	2024	2025
Domestic Violence	0	0	1
Dating Violence	0	0	0
Stalking	0	1	0

Arrests

Arrests - On Campus	2023	2024	2025
Illegal Weapons: carrying, possessing, etc.	0	0	0
Drug law violations	0	5	1
Liquor law violations	0	0	0

Arrests - Noncampus	2023	2024	2025
Illegal Weapons: carrying, possessing, etc.	0	0	0
Drug law violations	0	0	0
Liquor law violations	0	0	0

Arrests Offenses - Public Property	2023	2024	2025
Illegal Weapons: carrying, possessing, etc.	0	1	1
Drug law violations	0	18	17
Liquor law violations	0	0	0

Referrals for Disciplinary Actions

Referrals for Disciplinary Actions - On Campus	2023	2024	2025
Illegal Weapons: carrying, possessing, etc.	0	0	0
Drug law violations	0	0	0
Liquor law violations	0	0	0

Referrals for Disciplinary Actions - Noncampus	2023	2024	2025
Illegal Weapons: carrying, possessing, etc.	0	0	0
Drug law violations	0	0	0
Liquor law violations	0	0	0

Referrals for Disciplinary Actions - Public Property	2023	2024	2025
Illegal Weapons: carrying, possessing, etc.	0	0	0
Drug abuse violations	0	0	0
Liquor law violations	0	0	0

Fires - Summary

	2023	2024	2025
Main campus	0	0	0

Unfounded Crimes

	2023	2024	2025
Total unfounded crimes	0	0	0

AUSB EMERGENCY CONTACT LIST

Police / Fire / Paramedics	911
SB Police Department (non-emergency)	805-897-2300
SBCC Campus Safety	805-730-4200
AUSB Main Line	805-962-8179
Campus Safety Officer (Campus Director)	805-962-8179 ext.5150

APPENDIX A– Sexual Harassment and Sexual Violence Resources and Definitions

Applicable to: AU Los Angeles

Title IX Team Contacts:

Title	Name	Telephone Number	Mailing Address	E-mail Address
Antioch University Title IX Coordinator	Sarah Hellyar, JD	603-283-2486	Antioch University 900 Dayton Street Yellow Springs, OH 45387	shellyar@antioch.edu
AULA & AUSB Deputy Title IX Coordinator	Sandy Lee	310-578-1080 Ext. 3447	Antioch University Los Angeles 5150 W. Goldleaf Circle, Los Angeles, CA 90056	slee2@antioch.edu

Resources:

University Resources
• Antioch University's Sexual Misconduct / Title IX web page: https://www.antioch.edu/about/title-ix/
Campus Resources
*Confidential Resources
WellConnect , (866) 640-4777
*Non-Confidential Resources
• Maria-Judith Rodriguez Herrera, Vice Chancellor for Human Resources, mjrodriguez@antioch.edu Mailing address: Antioch University, 900 Dayton Street, Yellow Springs, OH 45387 • Sandy Lee, AULA Chief Operations Officer, 310-578-1080, ext. 3447, slee2@antioch.edu Mailing address: Antioch University, 5150 W. Goldleaf Circle, Los Angeles, CA 90056
Non-Campus Resources
*Emergency Resources
• City of Santa Barbara Police Department, 215 E Figueroa St, Santa Barbara, CA 93101, (805) 897-2465
*Medical Resources
• Santa Barbara Cottage Hospital, 400 W Pueblo St, Santa Barbara, CA 93105, (805) 682-7111 • Goleta Valley Cottage Hospital, 351 S Patterson Ave, Santa Barbara, CA 93111, (805) 967-3411
*Other Support
• Standing Together to End Sexual Assault: Rape Crisis Center, (805) 564-3696. https://sbstesa.org/ • Domestic Violence Solutions, (805) 964-5245 http://www.dvsolutions.org/ • National Domestic Violence Hotline, (800) 799-7233 https://www.thehotline.org/ • National Sexual Assault Hotline, (800) 656-4673 https://www.rainn.org/

Legal Definitions:

The following is a summary of the definitions applicable to Title IX offenses (sexual assault, dating violence, domestic violence, and stalking) under California state law.

“Consent”

“Consent” shall be defined to mean positive cooperation in act or attitude pursuant to an exercise of free will. The person must act freely and voluntarily and have knowledge of the nature of the act or transaction involved. A current or previous dating or marital relationship shall not be sufficient to constitute consent where consent is at issue Nothing in this section shall affect the admissibility of evidence or the burden of proof on the issue of consent.” Cal. Penal Code § 261.6.

For University disciplinary proceedings involving sexual activity, California Education Code § 67386 requires an affirmative-consent standard. Affirmative consent is affirmative, conscious, and voluntary agreement to engage in sexual activity. Lack of protest or resistance, or silence, does not establish consent. Consent must be ongoing, may be revoked at any time, and a dating relationship or past sexual activity alone does not establish consent.

“Sexual Assault”

The California Penal Code establishes various categories of sexual assault and related offenses: rape, statutory rape, and sexual battery.

“Rape” is defined under section 261 of the California Penal Code⁴ as an act of sexual intercourse under certain, enumerated circumstances, including:

- where a person is incapable, because of a mental disorder or developmental or physical disability, of giving legal consent, and this is known or reasonably should be known to the accused;
- where the accused uses force, violence, duress, menace, or fear of immediate and unlawful bodily injury;
- where any intoxicating or anesthetic substance, or any controlled substance, prevents the accuser from resisting, and this condition was known, or reasonably should have been known by the accused;
- where the accuser is at the time unconscious of the nature of the act, and this is known to the accused;
- where the accuser submits under the belief that the accused is someone known to the accuser other than the accused, and this belief is induced by any artifice, pretense, or concealment practiced by the accused, with intent to induce the belief;
- where the accused threatens to retaliate physically in the future against the accuser or any other person, and there is a reasonable possibility that the accused will execute the threat; and
- where the accused threatens to use the authority of a public official to incarcerate, arrest, or deport the accuser or another, and the accuser has a reasonable belief that the accused is a public official.

Section 261.5 of the California Penal Code⁵ refers to statutory rape as “unlawful sexual intercourse.” The term means an act of sexual intercourse accomplished with a person who is not the

⁴ The complete text of section 261 of the California Penal Code is available at http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?sectionNum=261.&lawCode=PEN.

⁵ The complete text of section 261.5 of the California Penal Code is available at https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?sectionNum=261.5.&nodeTreePath=4.8.1&lawCode=PEN.

spouse of the perpetrator, if the person is under eighteen years old. The crime is either a misdemeanor or a felony, depending on whether the age difference between the accused and accuser is greater or less than three years.

Under section 243.4 of the California Penal Code⁶, sexual battery is defined, in part, as touching the intimate part of the accused against his or her will for the purpose of sexual arousal while the accuser is either: (1) unlawfully restrained by the accused or an accomplice; (2) institutionalized for medical treatment and seriously disabled or medically incapacitated; or (3) under the impression, due to the accused's fraudulent representations, that the touching served a professional purpose.

"Domestic Violence"

Under California Penal Code § 243(e)(1), a battery committed against a spouse, cohabitant, parent of the defendant's child, former spouse, fiancé or fiancée, or a person with whom the defendant currently has or previously had a dating or engagement relationship is subject to specified criminal penalties. California Penal Code § 273.5 also criminalizes willfully inflicting a corporal injury resulting in a traumatic condition on a spouse or former spouse, cohabitant or former cohabitant, fiancé, a person with a current or former dating or engagement relationship, or the parent of the offender's child.

"Dating Violence"

California law does not create a stand-alone criminal offense titled "dating violence." However, domestic battery and corporal-injury statutes may apply to qualifying dating relationships. Under California Penal Code § 243(f)(10), a dating relationship means frequent, intimate associations primarily characterized by the expectation of affectional or sexual involvement independent of financial considerations.

"Stalking"

Under California Penal Code § 646.9, stalking is willfully, maliciously, and repeatedly following or harassing another person and making a credible threat with the intent to place that person in reasonable fear for their safety or the safety of their immediate family.

⁶ The complete text of section 243.4 of the California Penal Code is available at https://leginfo.ca.gov/faces/codes_displaySection.xhtml?sectionNum=243.4.&nodeTreePath=4.7.9&lawCode=PEN.