

The background is a collage of three blue-tinted photographs. The left photo shows a modern building with large glass windows and the text 'CENTENNIAL HALL' on its facade. The middle photo shows a parking lot with several vehicles and trees in the background. The right photo shows two students walking away on a paved path, one carrying a large backpack. Overlaid on the top of the collage are white geometric shapes: a large circle, a triangle, and several smaller triangles and lines.

Kansas City Kansas
Community College™

2024
**Annual Security/Fire
Safety Report for
Kansas City Kansas
Community College**

The Annual Campus Security Report

The Annual Campus Security – Introduction

Thank you for spending time reviewing our annual crime and fire safety report.

Kansas City Kansas Community College published this report in compliance with the “Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act” (Clery Act) and the “Higher Education Opportunity Act of 2008”. This report includes statistics for the previous three years concerning reported crimes that occurred on or in all property and buildings owned or controlled by Kansas City Kansas Community College (referred herein as “College Property”); and on public property within, or immediately adjacent to and accessible from the college.

The Kansas City Kansas Community College Police Department works diligently with other local departments and agencies to compile the necessary information for this report. The Kansas City Kansas Police Department, the Wyandotte County Sheriff’s Department, Kansas Highway Patrol and the Leavenworth County Sheriff’s Department have assisted the college by providing important information for this report. I encourage all community members to take a few minutes and review this report. If you have any questions, please feel free to contact me at 913-288-7636 or via email at rputzke@kckcc.edu.

Sincerely,

Robert

Robert Putzke
Chief of Police
Kansas City Kansas Community College
<https://www.kckcc.edu/about/safety/campus-police.html>

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College Law Enforcement

The Kansas City Kansas Community College (KCKCC) Police Department is located in the Science Building (Room 3452) at the 7250 State Ave. location and provides protection and service to the KCKCC community by foot, bicycle, and vehicular patrol 24 hours a day, 365 days a year. A chief, deputy chief, 4 sergeants, 13 patrol officers, 2 security guards, 2 dispatchers, and an administrative assistant staff the KCKCC Police Department. They are charged with the responsibility of making sure federal, state, and local laws, as well as KCKCC policies and procedures, are obeyed and enforced.

Enforcement Authority, Arrest Authority and Jurisdiction

Pursuant to Kansas law (K.S.A. 72-6146 and K.S.A. 22-2401a), KCKCC Police Officers are state-certified police officers empowered to enforce all state and local laws with the authority to make arrests:

- ▶ On property owned, occupied or operated by the College or at the site of a function sponsored by the College.
- ▶ On the streets, property, and highways immediately adjacent to and coterminous with the property; and
- ▶ Within the city or county where property is located, as necessary to protect the health, safety and welfare of students and faculty of the College, with appropriate agreement by local law enforcement agencies.

Working Relationships with Outside Agencies

The KCKCC Police Department maintains a strong working relationship and works closely with local, state and federal law enforcement agencies. KCKCC locations fall within the jurisdictions of the Kansas City Kansas Police Department, Wyandotte County Sheriff's Office, Leavenworth Police Department, and the Leavenworth County Sheriff's Office. These agencies respond to requests for assistance from the KCKCC Police Department and provide assistance in investigations exceeding the capabilities of the KCKCC Police Department.

Agreements with Outside Agencies

Currently there are no Memorandum of Understandings (MOUs) in place with outside law enforcement agencies.

Additional Services

KCKCC Police Officers are available 24 hours a day to provide escort services to and from any location owned by KCKCC. To request an escort, individuals can contact the KCKCC Police Department at 913-288-7636.

KCKCC has several Code Blue emergency phones on college properties. These two-way call boxes are located strategically around college properties. They allow an individual in need of assistance to speak directly with the KCKCC Police Department.

Safety Tips



Stay Alert

Your safety depends on your awareness of your surroundings. Use common sense and do not place yourself in a location or situation to become a victim of crime.



See Something Say Something

Report all suspicious activity as soon as possible to the KCKCC Police Department.



Avoid Walking Alone at Night

Walk in groups and if you must travel alone at night, stay on well-lit paths and sidewalks.



Keep Your Doors Locked

Unsecured property is inviting to would be criminals. Locking your door is an effective way to reduce theft and enhance personal safety. Do not prop open exterior doors and close any doors you find propped open. Propped doors are a high risk and greatly increase chances of your victimization. Secure your safety.



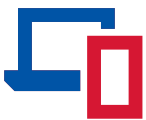
Park in Well-lit Areas and Keep Vehicles Locked

Keep unattended vehicles locked at all times. Lock all valuables in your trunk or out of sight.



Register Your Vehicle with the KCKCC Police Department

The KCKCC Police Department will issue a registration sticker to affix to your vehicle.



Protect Your Laptop and Phone

Always keep your laptop and phone secured, whether in your room or in study areas, as they are high value, high targeted items for theft. Don't leave your phone on a charging station and walk away leaving it unattended. KCKCC does not cover property loss or damage due to unforeseeable incidents that may occur.

Reporting Procedures

Reporting Criminal Activity or Emergencies

To help provide a safe and secure environment, all members of the KCKCC community, including visitors, are expected, requested, and encouraged to report any criminal activity or emergencies they observe.

Reporting may be accomplished in person at the KCKCC Police Department (Room 3452) , by contacting the KCKCC Police Department directly at 913-288-7636, or by dialing 911.

KCKCC encourages all reports of criminal activity to be reported to the KCKCC Police Department, but they may also be reported to the following preferred “Campus Security Authorities ” (CSAs):

- ▶ Any KCKCC Police Officer or Police Department Employee: 913-288-7636
- ▶ Vice President of Academic Affairs
- ▶ Vice President of Student Affairs and Enrollment Management
- ▶ Chief Human Resource Officer
- ▶ Dean of Academic Support Assessment
- ▶ Dean of Arts, Humanities and Social Sciences
- ▶ Dean of Health Professions Health Professions and Public Safety
- ▶ Dean of Math, Science, Business and Technology
- ▶ Dean of Career and Technical Education
- ▶ Dean of Student Services
- ▶ Director of Pioneer Career Center
- ▶ Athletic Director
- ▶ All Athletic Coaches / Athletic Trainer
- ▶ Title IX Coordinator
- ▶ College Nurse

Response to Reports

Officers will respond to all reports of criminal activity or emergency situations. Response time may be affected by various factors, such as the number and location of available personnel and/or their involvement at the time a report is received. Response to an incident may also involve other personnel (i.e., Student Services in an incident of violence, members from the Counseling Center in the case of

a sexual assault, and/or an outside police agency or other agencies if an incident requires specialized abilities beyond the capabilities of the KCKCC Police Department).

If an individual is unsure what they have witnessed or experienced is a crime, they are encouraged to contact the KCKCC Police Department. KCKCC Police Officers are available 24 hours a day to answer calls. In response to a call, the KCKCC Police Department will take the required action, either dispatching an officer to the location, asking the individual to come to our office, or assist them in contacting another agency such as the Kansas City Kansas Police Department.

Accurate and Prompt Reporting of Crimes

All faculty, staff, students, and visitors are encouraged to report all crimes and public safety related incidents to the KCKCC Police Department in a timely manner. By promptly reporting crimes, it will ensure inclusion in the annual crime statistics and will aid in providing timely warning notices to the community, when appropriate.

Confidential Reporting

The KCKCC Police Department cannot guarantee that individuals will remain anonymous when filing a report. Students may consult with Police personnel to determine their options when filing reports of sexual assault. Officers can help to explain these options to the student so they have the information available to them as they determine how they will move forward. If an individual is the victim of a sex crime and they do not want to pursue action within the college system or the criminal justice system, they may still want to consider making a confidential report. The Title IX Coordinator can file a report on the details of an incident without revealing an individual's identity. The purpose of a confidential report is to comply with an individual's wish to keep the matter confidential, while taking steps to ensure the future safety of themselves and others. With such information, KCKCC can keep an accurate record of the number of incidents involving students, determine where there is a pattern of crime regarding a particular location, method, or assailant, and alert the college community to potential danger. Reports filed in this manner are counted and disclosed in the annual crime statistics for the institution.

Confidential reporting can be accomplished through the Counseling & Advocacy Office. To make a confidential report, individuals are asked to contact:

Jennifer Gieschen, Coordinator of Women & Gender Advocacy

Room 3371 Jewell Building

913.288.7193

gieschen@kckcc.edu

Nicole Graves, Campus Counselor

Room 3371 Jewell Building

913.288.7439

ngraves@kckcc.edu

The Counseling & Advocacy Office can also provide assistance with:

- ▶ Weighing options and associated risks
- ▶ Discussing possible next steps
- ▶ Obtaining information about available resources and services.

Professional Counselor

Professional counselors are encouraged to inform the persons they are counseling that they will notify the KCKCC Police Department of the incident on a confidential basis in order to determine if a timely warning or immediate notification is necessary and to ensure accurate reporting of annual crime statistics.

KCKCC does not have pastoral counselors.

Timely Warning Procedures

Timely Warning

A timely warning notice will be distributed when it is determined that an incident may pose an ongoing or serious threat to members of the KCKCC community and it is within the KCKCC Clery Geography (“On-Campus”, “Public Property”, and “Non-Campus” property). These warnings will be distributed if the incident is reported either to the KCKCC Police Department directly or to the KCKCC Police Department indirectly through a CSA or a local police department.

In an effort to provide timely notice to the KCKCC community, and in the event of a crime which may pose a serious on-going threat to the KCKCC community, timely warnings may be issued for the following incidents:

- ▶ Murder/Non-Negligent Manslaughter.
- ▶ Aggravated Assault (cases involving assaults among known parties, such as two roommates fighting which results in an aggravated injury, will be evaluated on a case-by-case basis to determine if the individual is believed to be an on-going threat to the larger KCKCC community).
- ▶ Robbery involving force or violence (cases including pick pocketing and purse snatching will typically not result in the issuance of a Crime Alert but will be assessed on a case-by-case basis).
- ▶ Sexual Assault (considered on a case-by-case basis depending on the facts of the case, when and where the incident occurred, when it was reported, and the amount of information known by the KCKCC Police Department).
- ▶ Major incident of arson.
- ▶ Other crimes as determined necessary by the Chief of Police, or his or her designee in his or her absence.

KCKCC does not issue Timely Warnings for the above listed crimes if:

- ▶ The department apprehends the subject(s) and the threat of imminent danger for members of the KCKCC community has been mitigated by the apprehension.
- ▶ If a report was not filed with the KCKCC Police Department or a CSA and KCKCC was not notified of the crime in a manner that would allow the department to post a “timely” warning for the community. A general guideline will include a report that is filed more than ten days after the date of the reported incident and may not allow the KCKCC Police Department to post a “timely” warning to the community. This type of situation will be evaluated on a case-by-case basis.

- These notifications will be provided to students and employees in a manner that is timely, withholds the names of victims as confidential, and that will aid in the prevention of similar occurrences.

Individual and/or Office Responsible for Timely Warning Development and Issuance

The KCKCC Police Department works to collect this information by requesting all CSAs and local law enforcement agencies to report the above-mentioned crimes in a timely fashion so a warning can be issued. The alerts are generally written by one or more of the following: Chief of Police, KCKCC President, Office of Strategic Initiatives and Outreach, or the previously mentioned individual's designees (Timely Warning Team). Any one or more of the individuals listed above will review and revise the notification as needed then transmit the message containing the timely warning to the College community as an email, text, or through the PA system. Updates to the KCKCC community about any particular case resulting in a timely warning may be distributed electronically via email and on the KCKCC web site at: www.kckcc.edu.

All students, staff, and faculty are automatically signed up for emergency messaging. All KCKCC email addresses are locked into the system and cannot be opted out of receiving emergency messages. All supplied cell phone numbers are also automatically signed up to receive emergency text messages. Individuals have the ability to opt out of receiving the emergency messages received by cell phone. To opt out, simply reply "stop" to a received message from the system.

It should be noted that an institution is not required to provide a timely warning with respect to crimes reported to a pastoral or professional counselor.

Emergency Response and Evacuation Procedures

The College's Emergency Preparedness and Response Plan includes information about management of emergency response and operations and communication responsibilities. College departments are responsible for developing contingency plans and continuity of operations plans for their staff and areas of responsibility. The College conducts emergency response drills and exercises each year, such as tabletop exercises, functional exercises, tornado drills, fire drills, and tests of the emergency notification systems. These tests are designed to assess and evaluate the emergency plans and capabilities of the College.

KCKCC police supervisors and administrators have received training in incident command and responding to critical incidents. When a serious incident occurs that causes an immediate threat to the college, the first responders to the scene are usually KCKCC Police Officers. Local law enforcement agencies and/or local fire and EMS agencies may also respond when their assistance is necessary. These agencies typically respond and work together to manage the incident. Depending on the nature of the incident, other college departments and other local or federal agencies could also be involved in responding to the incident.

Notifications for Emergency or Dangerous Situations

KCKCC will immediately notify the College 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 college property.

The KCKCC Police Department 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 judgment of the first responders (KCKCC Police Department, local law enforcement agencies, local Fire & EMS agencies, etc.), compromise the efforts to assist a victim or to contain, respond to, or otherwise mitigate the emergency.

Confirmation of Emergency or Dangerous Situations

Community members are encouraged to notify the KCKCC Police Department of any situation or incident on college property that involves a significant emergency or dangerous situation that may involve an immediate threat to the health and safety of the KCKCC community on college property. The KCKCC Police Department has the responsibility of responding to, and summoning the necessary resources, to mitigate, investigate, and document any situation that may cause a significant emergency or dangerous situation. In addition, the KCKCC Police Department has a responsibility to respond to such incidents to determine if the situation does in fact, pose a threat to the KCKCC community. Other departments such as Facility Services, Student Health, etc. may be involved in the confirmation process, depending on the nature of the potential threat. If so, Federal Law requires that the institution notify the college community or the appropriate segments (based on anticipated areas impacted by the emergency or dangerous situation) of the community

If the KCKCC Police Department or other college officials confirm there is an emergency or dangerous situation that poses an immediate threat to the health or safety of some or all members of our community, one or more members of the Timely Warning Team will collaborate to determine:

- ▶ Content of the message
- ▶ Determine the appropriate segments of the community that will be impacted
- ▶ Initiate some or all the proper notification systems (Text/Email/PA System) to notify the community.

Updates to the KCKCC community about any particular situation resulting in a timely warning may be distributed electronically via email and on the KCKCC web site at www.kckcc.edu.

It should be noted that unlike the Timely Warning requirement, an Emergency Notification isn't restricted just to Clery reportable crimes. Incidents such as a serious gas leak, HAZMAT spill, etc., could warrant the use of this protocol.

Timely Warning Team members may utilize local media outlets to notify the surrounding community of emergency situations when necessary.

Emergency Testing Procedures

KCKCC will annually test their emergency response and evacuation procedures. At a minimum one tornado and one fire drill will be conducted per year. These tests may be announced or unannounced. An After-Action Report will be completed following any drill or exercise and it will provide a description of the drill/exercise, the date of the drill/exercise, the time of the drill/exercise, and whether the drill/exercise was announced or unannounced.

KCKCC community members are encouraged to review the emergency response/evacuation procedures.

Local Police Department

KCKCC does not have any “Non-Campus” housing facilities that require the assistance of local law enforcement agencies to monitor.

Security of and Access to College Facilities

Key and access control at all Kansas City locations is monitored by the KCKCC Police Department.

Keys at the Leavenworth location are controlled by the KCKCC Police Department. The KCKCC Police Department works to ensure that exterior doors are secure and that any door security/maintenance issues are responded to promptly. Digital security cameras are placed at strategic locations around the college, in most facilities, and some parking areas. Specific buildings have cameras focused on areas of higher risk such as facility entrances, elevators, and secure areas. Cameras are not monitored but are checked routinely through visual confirmation to ensure components are working via the central monitoring station.

During KCKCC's normal operating hours, KCKCC is generally open to employees, students, visitors, contractors, and guests. Outside normal operating hours, key cards or police escort is required to access KCKCC buildings. The 7250 State Ave. location is monitored by the KCKCC Police Department 24 hours a day. The 6565 State Ave. and the 1901 Spruce St. locations are staffed with a KCKCC Police Officer or security guard during normal hours of operation. Other locations may be patrolled by local law enforcement in that jurisdiction and the KCKCC Police Department may have a periodic presence at those locations, especially in response to a specific report. Any person requesting a police escort on or off College property should contact the KCKCC Police Department.

KCKCC offers Student Housing immediately adjacent to the 7250 State Ave. location. The KCKCC issues the key cards to residents. The student housing building is secured and requires a key card for access. Each individual suite area requires a key for access and each individual bedroom within the suite also requires a key for access. Keys to the suites and individual bedrooms are issued by KCKCC Police and the Director of Student Housing.

Security and Access to College Facilities

Key and access control at all Kansas City locations is monitored by the KCKCC Police Department. Keys at the Leavenworth location are controlled by the KCKCC Facilities Department. The KCKCC Police Department works to ensure that exterior doors are secure and that any door security/maintenance issues are responded to promptly. Digital security cameras are placed at strategic locations around the college, in most facilities, and some parking areas. Specific buildings have cameras focused on areas of higher risk such as facility entrances, elevators, and secure areas. Cameras are not monitored but are checked routinely through visual confirmation to ensure components are working via the central monitoring station.

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Maintenance of College Facilities

Facilities and landscaping are maintained in a manner that minimizes hazardous conditions. The KCKCC Police Department regularly patrols College properties and reports malfunctioning lights and other unsafe physical conditions to Facility Services for correction. Other members of the KCKCC community may also report unsafe conditions and/or equipment problems.

Education Programs

The KCKCC Police Department is involved in a broad spectrum of crime awareness and prevention programs. Literature and brochures are provided on a continual basis throughout College properties covering a variety of crime prevention topics. Upon occasion, the KCKCC Police Department will sponsor or co-sponsor seminars or programs on crime awareness and prevention.

The KCKCC Police Department conducts College Safety Training monthly for all new hires at employee orientation. Safety training for incoming students is also conducted in student housing. College Safety Training covers topics pertaining to the KCKCC Police Department, college safety, escorts, and [CRASE](#) (Citizen Response to Active Shooter Events) training. KCKCC Police offer multiple CRASE and General Safety trainings at all campuses throughout the Fall and Spring semesters. KCKCC Police also have several classes that request active shooter response training in their classroom.

The CRASE program provides instruction and guidance to faculty, staff, students, and the KCKCC community regarding crime prevention. The CRASE program is designed to give a person, or group of people, who may find themselves in a violent, life-threatening situation, some mental and physical tools that could play a vital role in their survival. The program is designed so that anybody can employ the strategies. It does not matter. One does not have to be law enforcement or military trained in order to survive a violent encounter. They do need to have a frame of reference from which to draw when making life saving decisions under extreme pressure, much like preparing for a fire, tornado, or earthquake.

Alcohol and Drug Policies

Possession, Use and Sale of Alcoholic Beverages

The use, sale, delivery, possession and consumption of alcoholic beverages in or on any property owned or controlled by KCKCC is strictly prohibited except as specifically stated in KCKCC policy. KCKCC enforces all city, state, and federal laws pertaining to the illegal use of alcoholic beverages, particularly the laws that prohibit the sale to or possession of alcoholic beverages by person(s) under the age of 21. Any groups or persons violating KCKCC alcohol/substance policies or laws may be subject to arrest by the KCKCC Police Department and/or disciplinary sanctions by the college.

Possession, Use and Sale of Illegal Drugs

The possession, sale, manufacture, use, or distribution of any controlled substance is illegal under both state and federal laws and is a violation of KCKCC policy. Such laws are strictly enforced by the college. Violators are subject to arrest by the KCKCC Police Department and/or disciplinary sanctions by the college.

Please refer to the KCKCC Alcoholic Beverages and Illegal Drugs Policy listed in the Student Code of Conduct, <https://www.kckcc.edu/files/docs/student-resources/student-handbook-and-code-of-conduct.pdf> in addition to the college's policies and procedures, <https://www.kckcc.edu/about/policies-procedures/index.html>.

Drug and/or Alcohol Abuse Education Programs

The KCKCC Employee Assistance Program (EAP), provides confidential access to professional counseling services for help in confronting such personal problems as alcohol and other substance abuse, marital and family difficulties, financial or legal troubles, and emotional distress. The EAP is available to all employees and their immediate family members offering problem assessment, short-term counseling, and referral to appropriate community and private services.

The EAP is strictly confidential and is designed to safeguard employee privacy and rights. Information given to the EAP counselor may be released only if requested by the employee in writing. All counselors

are guided by a Professional Code of Ethics.

Personal information concerning employee participation in the EAP is maintained in a confidential manner.

No information related to an employee's participation in the program is entered into the personnel file.

KCKCC offers personal counseling services to students on many issues, including drug and alcohol abuse.

Students seeking additional information about health problems and treatment related to alcohol and/or drug problems may contact a counselor through the KCKCC Counseling and Advocacy Center located in

Upper Jewell. Publications distributed by the Counseling and Advocacy Center include:

- ▶ Rethinking Drinking: Alcohol and Your Health - USDHHS
- ▶ Breaking Free From Smoking Addiction - Channing Bete
- ▶ Quitting for Life A Self Care Handbook- Channing Bete
- ▶ Smoking: Medicines to Help You Quit – FDA Office of Women's Health
- ▶ Tobacco Facts - Kansas Family Partnership
- ▶ Sobriety, Making the Change. - Kansas City AA Central Office
- ▶ Drunk Driving Is it worth it? - KDOT
- ▶ Conducir Ebrio Vale la pena?? - KDOT
- ▶ Underage Drinking Adult Consequences - KDOT
- ▶ Menores alcohol consecuencias mayores - KDOT
- ▶ The Facts about Fentanyl - CDC
- ▶ Ecstasy Fast Facts - NDIC/DOJC/DOJ

Local Assistance Options for Employees and Students

Facility Name, Address, Phone Website, Email Address	Type of Facility, Description
Heartland RADAC 1321 N 7th Street Kansas City, KS 66101 or 432 Walnut Street Leavenworth, KS 66048 (913) 789-0951 or (800) 281-0029 Website: http://www.hradac.com/	Assessment for in and outpatient treatment
KU Medical Center 3901 Rainbow Blvd Kansas City, KS 66160 (913) 588-6493 Website: https://www.kumc.edu/school-of-medicine/academics/departments/psychiatry-and-behavioral-sciences/patient-care.html	Drug Treatment (Outpatient)
Mirror 6221 Richards Dr. Shawnee, KS 66216 (913) 248-1943 Website: http://www.mirrorinc.org	Alcohol and Drug Treatment (Residential and Outpatient)
Wyandot Behavioral Health Network - RSI 1301 N 47th Street, Building B Kansas City, KS 66102 (913) 956-5620 Website: www.rsicrisis.org	24-hour assessment and triage, Crisis observation, and crisis stabilization, sobering beds

Drug-Free Schools and Communities Act (DFSCA)

The Drug Free Schools and Campuses Regulations (34 CFR Part 86) of the Drug-Free Schools and Communities Act (DFSCA) requires an Institution of Higher Education (IHE) such as KCKCC, to certify that it has implemented programs to prevent the abuse of alcohol and use and/or distribution of illicit drugs by KCKCC students and employees on its property and as a part of any of its activities. At a minimum, an IHE must annually distribute the following in writing to all students and employees:

- ▶ Standards of conduct that clearly prohibit the unlawful possession, use or distribution of illicit drugs and alcohol by students and employees;
- ▶ A description of the legal sanctions under local, state, or federal law for the unlawful possession or distribution of illicit drugs and alcohol;
- ▶ A description of the health risks associated with the use of illicit drugs and alcohol abuse;
- ▶ A description of any drug or alcohol counseling, treatment, rehabilitation, or reentry programs that are available to employees or students; and
- ▶ A clear statement that the institution will impose sanctions on students and employees and a description of those sanctions, up to and including expulsion or termination of employment and referral for prosecution, for violations of the standards of conduct.

The KCKCC Drug and Alcohol Abuse Prevention Program (DAAPP) can be viewed at: <https://www.kckcc.edu/files/docs/safety/daapp.pdf>.

Crime Statistics

KCKCC prepares this report to comply with the Jeanne Clery Act and Campus Crime Statistics Act. The Chief of Police takes several steps to ensure required statistics are compiled correctly. In addition, the Chief of Police solicits the required crime statistics from the Kansas City Kansas Police Department, Wyandotte County Sheriff's Department, Leavenworth Police Department, Leavenworth County Sheriff's Office, and the Kansas Highway Patrol and all the statistics are reviewed to ensure none of them have been "double reported". Crime statistics are also gathered from KCKCC CSAs.

Definitions for Use in Classifying Crime Reports

Murder

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

Manslaughter by Negligence

The killing of another person through gross negligence.

Forcible Sex Offenses

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

Rape

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.

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.

Non-forcible Sex Offenses

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

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.

Robbery

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

Aggravated Assault

An unlawful attack by one person upon another where either the offender displays a weapon, or the victim suffers obvious severe or aggravated bodily injury involving apparent broken bones, loss of teeth, possible internal injury, severe laceration, or loss of consciousness.

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 felony; breaking and entering with intent to commit a larceny; housebreaking; safe-cracking; and all attempts to omit any of the aforementioned.

Motor Vehicle Theft

The theft or attempted theft of a motor vehicle.

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 etc.

Liquor Law Violations

The violation of laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, or use of intoxicating alcoholic beverages.

Drug Related Violations (Sale, Use, and

Possession)

The unlawful cultivation, manufacture, distribution, sale, purchase, use, possession, transportation, or importation of any controlled drug or narcotic substance; or, the unlawful manufacture, sale, purchase, possession, or transportation of equipment or devices used for preparing and/or taking drugs or narcotics (drug paraphernalia). This includes:

- ▶ Opium or cocaine and their derivatives (morphine, heroin, codeine)
- ▶ Marijuana
- ▶ Synthetic narcotics (Demerol and methadone)
- ▶ Dangerous narcotic drugs (barbiturates, and Benzedrine)

Weapon Law Violations

The violation of laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, concealment, or use of firearms, cutting instruments, explosives, incendiary devices, or other deadly weapons.

Domestic Violence

Includes felony or misdemeanor crimes of violence committed by:

- ▶ Current or former spouse or intimate partner of the victim
- ▶ Person with whom the victim shares a child in common
- ▶ Person who is cohabitating with or has cohabitated with the victim as a spouse or intimate partner
- ▶ Person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred, or
- ▶ Any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.

Dating Violence

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

- ▶ The existence of such a relationship shall be based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship.
- ▶ For the purpose of this definition:

- Dating violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse.
- Dating violence does not include acts covered under the definition of domestic violence.

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

For the purpose of this definition;

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

Definitions for Use in Classifying Hate Crime Reports

A hate crime is considered a criminal offense that manifests evidence that the victim was intentionally selected because of the perpetrator's bias against the victim. Bias is a preformed negative opinion or attitude toward a group of persons based on their race, religion, disability, sexual orientation, ethnicity, gender or gender identity/national origin. Although there are many possible categories of bias, under the Clery Act, only the following eight categories are reported:

Race

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

Gender

A preformed negative opinion or attitude toward a person or group of persons based on their actual or perceived gender, e.g., male or female.

Religion

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

Sexual Orientation

A preformed negative opinion or attitude toward a person or group of persons based on their actual or perceived sexual orientation. Sexual orientation is the term for a person's physical, romantic, and/or emotional attraction to members of the same and/or opposite sex (e.g., lesbian, gay, bisexual, or heterosexual).

Ethnicity

A preformed negative opinion or attitude toward a group of persons whose members identify with each other, through a common heritage, often consisting of a common language, common culture (often including a shared religion) and/or ideology that stresses common ancestry. The concept of ethnicity differs from the closely related term “race” in that “race” refers to grouping based mostly upon biological criteria, while “ethnicity” also encompasses additional cultural factors.

National Origin

A preformed negative opinion or attitude toward a group of people based on actual or perceived country of birth. This bias may be against people that have a name or accent associated with a national origin group, participate in certain customs associated with a national origin group, or because they are married to or associate with people of a certain national origin.

Gender Identity

A preformed negative opinion or attitude toward a person or group of persons based on their actual or perceived gender identity, e.g., male or female, bias against transgender or gender non-conforming individuals.

Disability

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

In addition to the above listed definitions for use in classifying crime reports, the following crimes are also criminal offense categories regarding hate crimes:

Larceny-Theft

The unlawful taking, carrying, leading, or riding away of property from the possession or constructive possession of another. (Note: Constructive possession is defined by Black’s Law Dictionary, 6th ed. as “where one does not have physical custody or possession but is in a position to exercise dominion or

control over a thing.”)

Pocket-picking

The theft of articles from another person’s physical possession by stealth where the victim usually does not become immediately aware of the theft.

Purse-snatching

The grabbing or snatching of a purse, handbag, etc., from the physical possession of another person.

Shoplifting

The theft, by someone other than an employee of the victim, of goods or merchandise exposed for sale.

Simple Assault

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

Intimidation

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

Destruction/Damage/Vandalism of Property (Except “Arson”)

To willfully or maliciously destroy, damage, deface, or otherwise injure real or personal property without the consent of the owner or the person having custody or control of it.

Source-Hate Crime Data Collection Guidelines, October 1999; U.S. Department of Justice.

KCKCC Crime Statistics / CLERY Data: 7250 State Ave.

Criminal Offenses (Reported by Hierarchy)	2021				2022				2023			
	On-Campus	Non-Campus	Public Property	On-Campus Housing	On-Campus	Non-Campus	Public Property	On-Campus Housing	On-Campus	Non-Campus	Public Property	On-Campus Housing
Murder / Non Negligent/ Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0
Manslaughter by Negligence	0	0	0	0	0	0	0	0	0	0	0	0
Rape / Forcible Fondling	1	1	0	1	2	4	0	2	1	1	0	1
Incest / Statutory Rape	0	0	0	0	0	5	0	0	0	0	0	0
Robbery	0	1	0	0	0	0	0	0	0	0	0	0
Aggravated Assault	2	3	0	0	0	5	0	0	0	0	0	0
Burglary	0	6	0	0	0	5	0	0	2	3	0	0
Motor Vehicle Theft	0	0	0	0	2	0	0	0	4	0	0	0
Arson	0	0	0	0	0	0	0	0	0	0	0	0
Arrest												
Weapons Law Arrests	0	0	0	0	0	0	0	0	0	0	0	0
Drug Law Arrests	1	6	0	0	0	21	0	0	0	7	0	0
Liquor Law Arrests	0	0	0	0	0	0	0	0	0	6	0	0
Disciplinary Referrals												
Weapons Law Violations	0	0	0	0	0	0	0	0	0	0	0	0
Drug Law Violations	0	0	0	0	5	0	0	0	10	0	0	0
Liquor Law Violations	0	0	0	0	0	0	0	0	1	0	0	1
VAWA												
Domestic Violence	0	0	0	0	1	0	0	1	0	0	0	0
Dating Violence	0	0	0	0	0	0	0	0	0	0	0	0
Stalking/Harassment	0	0	0	0	0	0	0	0	0	0	0	1
Unfounded Crimes												
Total Unfounded Crimes	0	0	0	0	0	0	0	0	0	0	0	0

No Hate Crimes were reported during the calendar years 2021, 2022, and 2023

Non Campus Stats include entire year of stats for the high schools, not just times when KCKCC had classes.

This location does not have student housing.

Definitions

- On Campus
 - Owned or controlled by the institution
 - Within the same reasonably contiguous geographic area and
 - Used in direct support of, or in a manner related to, the institution's educational purposes:
 - Academic, Administrative and Support Buildings
 - Residence halls and other on campus housing facilities
- Non-Campus Property
 - Owned or control buildings or property located off campus used for the following
 - Classes
 - Internships
 - Jobs or Work Study
 - To access campus services like parking office, counseling center, student health center, etc.
 - To play sports
- Public Property
 - All public property, including thoroughfares, streets, and sidewalks, that is within the campus, or immediately adjacent to and accessible from the campus.
- Residential facilities include any student housing facility that is:
 - Owned or controlled by the institution,
 - Or is located on property that is owned or controlled by the institution,
 - and is within the reasonably contiguous geographic area that makes up the campus

KCKCC Crime Statistics / CLERY Data: 6565 State Ave. Kansas City, Kansas 66109

Criminal Offenses (Reported by Hierarchy)	2021				2022				2023			
	On-Campus	Non-Campus	Public Property	On-Campus Housing	On-Campus	Non-Campus	Public Property	On-Campus Housing	On-Campus	Non-Campus	Public Property	On-Campus Housing
Murder / Non Negligent/ Manslaughter	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Manslaughter by Negligence	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Rape / Forcible Fondling	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Incest / Statutory Rape	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Robbery	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Aggravated Assault	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Burglary	0	0	0	n/a	0	0	0	n/a	1	0	0	n/a
Motor Vehicle Theft	1	0	0	n/a	0	0	0	n/a	3	0	0	n/a
Arson	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Arrest												
Weapons Law Arrests	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Drug Law Arrests	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Liquor Law Arrests	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Disciplinary Referrals												
Weapons Law Violations	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Drug Law Violations	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Liquor Law Violations	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
VAWA												
Domestic Violence	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Dating Violence	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Stalking/Harassment	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Unfounded Crimes												n/a
Total Unfounded Crimes	0	0	0	n/a	0	0	0	n/a	0	0	0	0

No Hate Crimes were reported during the calendar years 2021, 2022, and 2023

Non Campus Stats include entire year of stats for the high schools, not just times when KCKCC had classes.

This location does not have student housing.

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- On Campus
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 - Owned or control buildings or property located off campus used for the following
 - Classes
 - Internships
 - Jobs or Work Study
 - To access campus services like parking office, counseling center, student health center, etc.
 - To play sports
- Public Property
 - All public property, including thoroughfares, streets, and sidewalks, that is within the campus, or immediately adjacent to and accessible from the campus.
- Residential facilities include any student housing facility that is:
 - Owned or controlled by the institution,
 - Or is located on property that is owned or controlled by the institution,
 - and is within the reasonably contiguous geographic area that makes up the campus

KCKCC Crime Statistics / CLERY Data: 6736 State Ave. Kansas City, Kansas 66109

Criminal Offenses (Reported by Hierarchy)	2021				2022				2023			
	On-Campus	Non-Campus	Public Property	On-Campus Housing	On-Campus	Non-Campus	Public Property	On-Campus Housing	On-Campus	Non-Campus	Public Property	On-Campus Housing
Murder / Non Negligent/ Manslaughter	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Manslaughter by Negligence	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Rape / Forcible Fondling	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Incest / Statutory Rape	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Robbery	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Aggravated Assault	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Burglary	2	0	0	n/a	1	0	0	n/a	0	0	0	n/a
Motor Vehicle Theft	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Arson	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Arrest												
Weapons Law Arrests	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Drug Law Arrests	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Liquor Law Arrests	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Disciplinary Referrals												
Weapons Law Violations	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Drug Law Violations	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Liquor Law Violations	1	0	0	n/a	0	0	0	n/a	0	0	0	n/a
VAWA												
Domestic Violence	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Dating Violence	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Stalking/Harassment	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Unfounded Crimes												
Total Unfounded Crimes	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a

No Hate Crimes were reported during the calendar years 2021, 2022, and 2023

Non Campus Stats include entire year of stats for the high schools, not just times when KCKCC had classes.

This location does not have student housing.

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 - To access campus services like parking office, counseling center, student health center, etc.
 - To play sports
- Public Property
 - All public property, including thoroughfares, streets, and sidewalks, that is within the campus, or immediately adjacent to and accessible from the campus.
- Residential facilities include any student housing facility that is:
 - Owned or controlled by the institution,
 - Or is located on property that is owned or controlled by the institution,
 - and is within the reasonably contiguous geographic area that makes up the campus

KCKCC Crime Statistics / CLERY Data: 1901 Spruce St. Leavenworth, Kansas 66048

Criminal Offenses (Reported by Hierarchy)	2021				2022				2023			
	On-Campus	Non-Campus	Public Property	On-Campus Housing	On-Campus	Non-Campus	Public Property	On-Campus Housing	On-Campus	Non-Campus	Public Property	On-Campus Housing
Murder / Non Negligent/ Manslaughter	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Manslaughter by Negligence	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Rape / Forcible Fondling	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Incest / Statutory Rape	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Robbery	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Aggravated Assault	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Burglary	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Motor Vehicle Theft	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Arson	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Arrest												
Weapons Law Arrests	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Drug Law Arrests	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Liquor Law Arrests	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Disciplinary Referrals												
Weapons Law Violations	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Drug Law Violations	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Liquor Law Violations	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
VAWA												
Domestic Violence	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Dating Violence	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Stalking/Harassment	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a
Unfounded Crimes												
Total Unfounded Crimes	0	0	0	n/a	0	0	0	n/a	0	0	0	n/a

No Hate Crimes were reported during the calendar years 2021, 2022, and 2023

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 - To access campus services like parking office, counseling center, student health center, etc.
 - To play sports
- ▶ Public Property
 - All public property, including thoroughfares, streets, and sidewalks, that is within the campus, or immediately adjacent to and accessible from the campus.
- ▶ Residential facilities include any student housing facility that is:
 - Owned or controlled by the institution,
 - Or is located on property that is owned or controlled by the institution,
 - and is within the reasonably contiguous geographic area that makes up the campus

Daily Crime Log

The KCKCC Police Department maintains a daily crime log that records, by the date the incident was reported, all crimes and other serious incidents that occur on or in College owned or controlled property or buildings, on public property, or within the patrol jurisdiction of the KCKCC Police Department. The Daily Crime Log is open for public inspection and available in the KCKCC Police Department offices located in the Science Building (room 3462), the Technical Education Center, and the Pioneer Career Center.

KCKCC's process for maintaining and posting the Daily Crime Log complies with the Jeanne Clery Disclosure and Campus Crime Statistics Act (as amended in October 1998).

The Daily Crime Log Includes

- ▶ The nature, date, time, and general location of each crime reported to us; and
- ▶ The disposition of the complaint, if the disposition is known at the time the log is created.

The KCKCC Police Department posts specific incidents in the Daily Crime Log within two business days of receiving a report of an incident. Crime report information may be excluded from the log under these circumstances:

- ▶ If posting the information jeopardizes an on-going investigation;
- ▶ If posting the information would cause a suspect to flee or evade detection;
- ▶ If posting the information could result in the destruction of evidence relating to the crime

Once these factors are no longer present, and/or there is no longer a chance that posting the information would adversely affect an on-going investigation, information will be posted. The most recent 60 days of crime logs is made available. Individuals wishing to view Daily Crime Logs older than the most recent 60 days, please contact the KCKCC Police Department at 913-288-7236.

By October 1st of each year, notice is emailed to all faculty, staff, and students that provide a direct link to the KCKCC web site containing the Annual Security Report, <http://www.kckcc.edu/files/docs/safety/kckcc-clery-report.pdf>. Hard copies of the report may be obtained at the KCKCC Police Department offices located in the Science Building at the 7250 State Ave. location, the Technical Education Center, the Pioneer Career Center, or by calling 913-288-7636. A notice is posted on the on-line application page for prospective employees through the Human Resource office. A notice is also placed in all the application packets for prospective students. Applicants that apply outside of the on-line application process (i.e. Faculty) are

provided the information if they are brought to the college for an interview.

Missing Students

Students residing in “On-Campus” housing may register a confidential contact by completing and confirming their emergency contact form. The registration is optional, and the contact name will only be accessed and contacted if a student is officially determined to be missing. Contact information will be registered confidentially, and the information will be accessible only to authorized college officials and law enforcement. The information will not be disclosed outside of a missing person investigation.

If members of the KCKCC community believe that a student has been missing, it is critical that they report that information to the KCKCC Police Department by calling 913-288-7636. A student is determined to be missing when the KCKCC Police Department has verified that reported information is credible and circumstances warrant declaring the person missing. If the KCKCC Police Department determines the student has been missing, the KCKCC Police Department will contact the individual designated by the student, the custodial parent or legal guardian if the student is under 18 and not emancipated, or the appropriate law enforcement agency if these do not apply. The KCKCC Police Department will notify the student’s contact person no later than 24 hours after making a determination that the student is missing.

For all missing students, the KCKCC Police Department will notify the local law enforcement agency within 24 hours of the determination that the student is missing, unless the local law enforcement agency was the entity that made the determination that the student is missing.

The KCKCC Police Department will notify the local law enforcement agency that the student is missing within 24 hours regardless of whether the student has identified a contact person, is above the age of 18, or is an emancipated minor.

Higher Education Opportunity Act (HEOA) Victim Notification

KCKCC will, upon written request, disclose to the alleged victim of a crime of violence or a non-forcible sex offense, the report on the results of any disciplinary proceeding conducted by the institution against a student who is the alleged perpetrator of such crime or offense. If the alleged victim is deceased as a result of such crime or offense, the next of kin of such victim shall be treated as the alleged victim for purposes of this paragraph.

Sex Offender Registry

Under the “Campus Sex Crimes Prevention Act”, persons required to register under a state offender registration program must notify the state concerning each post-secondary school at which the offender works or is a student. The State of Kansas has developed a statewide registry list. The information on the web site refers only to persons who have been convicted of, found guilty of or plead guilty to committing or attempting to commit sexual offenses and may not reflect the entire criminal history of a particular individual. Offenders required to register for crimes of kidnapping, felonious restraint or child abuse may not be listed.

STATE OF KANSAS SEX OFFENDER LIST

<https://www.kbi.ks.gov/registeredoffender/>

The Clery Act further amends the Family Educational Rights and Privacy Act of 1974

(FERPA) to clarify that nothing in the Act can prohibit an educational institution from disclosing information provided to the institution concerning registered sex offenders.

Policies and Procedures Related to Dating Violence, Domestic Violence, Sexual Assault and Stalking

KCKCC has three policies that address dating violence, domestic violence, sexual assault and stalking:

The KCKCC Title IX Policy

This [policy](#) prohibits all forms of sexual or gender-based harassment, sexual violence, and stalking.

Title IX Student Code of Conduct

Under Title IX, and as standard for the Student Code of Conduct, Kansas City Kansas Community College (KCKCC) will not tolerate and prohibits sexual assault and all forms of sexual misconduct including intimate partner violence, stalking, dating violence, sexual violence, sexual harassment, and domestic violence offenses. These acts are against Kansas State Law.

Kansas City Kansas Community College Policy: 5.00 Discrimination and Harassment

KCKCC [prohibits discrimination](#) against any member of the College community on the basis of race, color, religion, national origin, age, disability, sex/gender (to include orientation, identity or expression), military/veteran status or any other characteristic protected by law and/or KCKCC policies. KCKCC will conduct its programs, services and activities consistent with applicable federal, state and local laws.

Definitions Violence Against Women Act (VAWA)

Dating Violence

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

- i. The existence of such a relationship shall be based on the reporting party's statement and with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship.
- ii. For the purposes of this definition—
 - a. Dating Violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse.
 - b. Dating violence does not include acts covered under the definition of domestic violence.

Domestic Violence

- i. A felony or misdemeanor crime of violence committed—
 - a. By a current or former spouse or intimate partner of the victim;
 - b. By a person with whom the victim shares a child in common;
 - c. By a person who is cohabitating with, or has cohabitated with, the victim as a spouse or intimate partner;
 - d. By a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred; or
 - e. By any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred.

Sexual Assault

An offense that meets the definition of rape, fondling, incest, or statutory rape as used in the FBI's Uniform Crime Reporting (UCR) program. Per the National Incident-Based Reporting System User Manual from the FBI UCR Program, A sex offense is "any sexual act directed against another person, without the consent of the victim, including instances where the victim is incapable of giving consent."

- i. **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.
- ii. **Fondling**

- The touching of the private 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

iii. **Incest**

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

iv. **Statutory Rape**

- v. Sexual intercourse with a person who is under the statutory age of consent.

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.
- For the purposes of this definition—
 - Course of conduct means two or more acts, including, but not limited to, acts which the stalker directly, indirectly, or through third parties, by any action, method, device, or means follows, monitors, observes, surveils, threatens, or communicates to or about, a person, or interferes with a person's property.
 - Reasonable person means a reasonable person under similar circumstances and with similar identities to the victim.
 - Substantial emotional distress means significant mental suffering or anguish that may, but does not necessarily, require medical or other professional treatment or counseling.

Kansas Definitions and Statutes

Dating Violence: Kansas has no specific state statute or definition for dating violence. Dating relationship is discussed under Domestic Battery.

Domestic Violence Statutes

K.S.A. 21-5414. Domestic battery; aggravated domestic battery

Domestic battery is:

- ▶ Knowingly or recklessly causing bodily harm to a person with whom the offender is involved or has been involved in a dating relationship or a family or household member; or
- ▶ Knowingly causing physical contact with a person with whom the offender is involved or has been involved in a dating relationship or a family or household member, when done in a rude, insulting or angry manner.

Aggravated domestic battery is:

- ▶ Knowingly impeding the normal breathing or circulation of the blood by applying pressure on the throat, neck or chest of a person with whom the offender is involved or has been involved in a dating relationship or a family or household member, when done in a rude, insulting or angry manner; or
- ▶ Knowingly impeding the normal breathing or circulation of the blood by blocking the nose or mouth of a person with whom the offender is involved or has been involved in a dating relationship or a family or household member, when done in a rude, insulting or angry manner.

As used in this section:

- ▶ “Dating relationship” means a social relationship of a romantic nature. In addition to any other factors the court deems relevant, the trier of fact may consider the following when making a determination of whether a relationship exists or existed: Nature of the relationship, length of time the relationship existed, frequency of interaction between the parties and time since the termination of the relationship, if applicable;
- ▶ “Family or household member” means persons 18 years of age or older who are spouses, former spouses, parents or stepparents and children or stepchildren, and persons who are presently residing together or who have resided together in the past, and persons who have a child in

common regardless of whether they have been married or who have lived together at any time.
“Family or household member” also includes a man and woman if the woman is pregnant and the man is alleged to be the father, regardless of whether they have been married or have lived together at any time; and

Sexual Assault and Sexual Violence Statutes

K.S.A. 21-5503. Rape

Rape is

- ▶ Knowingly engaging in sexual intercourse with a victim who does not consent to the sexual intercourse under any of the following circumstances:
 - When the victim is overcome by force or fear; or
 - When the victim is unconscious or physically powerless;
- ▶ Knowingly engaging in sexual intercourse with a victim when the victim is incapable of giving consent because of mental deficiency or disease, or when the victim is incapable of giving consent because of the effect of any alcoholic liquor, narcotic, drug or other substance, which condition was known by the offender or was reasonably apparent to the offender;
- ▶ Sexual intercourse with a child who is under 14 years of age;
- ▶ Sexual intercourse with a victim when the victim’s consent was obtained through a knowing misrepresentation made by the offender that the sexual intercourse was a medically or therapeutically necessary procedure; or
- ▶ Sexual intercourse with a victim when the victim’s consent was obtained through a knowing misrepresentation made by the offender that the sexual intercourse was a legally required procedure within the scope of the offender’s authority.

K.S.A. 21-5504. Criminal sodomy; aggravated criminal sodomy

Criminal sodomy is:

- ▶ Sodomy between persons who are 16 or more years of age and members of the same sex;
- ▶ Sodomy between a person and an animal;
- ▶ Sodomy with a child who is 14 or more years of age but less than 16 years of age; or
- ▶ Causing a child 14 or more years of age but less than 16 years of age to engage in sodomy with any person or animal.

Aggravated criminal sodomy is:

- ▶ Sodomy with a child who is under 14 years of age;
- ▶ Causing a child under 14 years of age to engage in sodomy with any person or an animal; or
- ▶ Sodomy with a victim who does not consent to the sodomy or causing a victim, without the victim's consent, to engage in sodomy with any person or an animal under any of the following circumstances:
 - When the victim is overcome by force or fear;
 - When the victim is unconscious or physically powerless; or
 - When the victim is incapable of giving consent because of mental deficiency or disease, or when the victim is incapable of giving consent because of the effect of any alcoholic liquor, narcotic, drug or other substance, which condition was known by, or was reasonably apparent to, the offender.

K.S.A. 21-5505. Sexual battery; aggravated sexual battery

Sexual battery:

The touching of a victim who is not the spouse of the offender, who is 16 or more years of age and who does not consent thereto, with the intent to arouse or satisfy the sexual desires of the offender or another.

Aggravated sexual battery:

- ▶ The touching of a victim who is 16 or more years of age and who does not consent thereto with the intent to arouse or satisfy the sexual desires of the offender or another and under any of the following circumstances:
 - When the victim is overcome by force or fear;
 - When the victim is unconscious or physically powerless; or
 - When the victim is incapable of giving consent because of mental deficiency or disease, or when the victim is incapable of giving consent because of the effect of any alcoholic liquor, narcotic, drug or other substance, which condition was known by, or was reasonably apparent to, the offender.

K.S.A. 21-5506. Indecent liberties with a child; aggravated indecent liberties with a child

Indecent liberties with a child:

- ▶ Engaging in any of the following acts with a child who is 14 or more years of age but less than 16 years of age:
 - Any lewd fondling or touching of the person of either the child or the offender, done or submitted to with the intent to arouse or to satisfy the sexual desires of either the child or the offender, or both; or
 - Soliciting the child to engage in any lewd fondling or touching of the person of another with the intent to arouse or satisfy the sexual desires of the child, the offender or another.

Aggravated indecent liberties with a child is:

- ▶ Sexual intercourse with a child who is 14 or more years of age but less than 16 years of age;
- ▶ Engaging in any of the following acts with a child who is 14 or more years of age but less than 16 years of age and who does not consent thereto:
 - Any lewd fondling or touching of the person of either the child or the offender, done or submitted to with the intent to arouse or to satisfy the sexual desires of either the child or the offender, or both; or
 - Causing the child to engage in any lewd fondling or touching of the person of another with the intent to arouse or satisfy the sexual desires of the child, the offender or another; or
- ▶ Engaging in any of the following acts with a child who is under 14 years of age:
 - Any lewd fondling or touching of the person of either the child or the offender, done or submitted to with the intent to arouse or to satisfy the sexual desires of either the child or the offender, or both; or
 - Soliciting the child to engage in any lewd fondling or touching of the person of another with the intent to arouse or satisfy the sexual desires of the child, the offender or another.

K.S.A. 21-5507. Unlawful voluntary sexual relations

Unlawful voluntary sexual relations is:

- ▶ Engaging in any of the following acts with a child who is 14 or more years of age but less than 16 years of age:
 - Voluntary sexual intercourse;
 - Voluntary sodomy; or
 - Voluntary lewd fondling or touching;
- ▶ When the offender is less than 19 years of age;

- ▶ When the offender is less than four years of age older than the child;
- ▶ When the child and the offender are the only parties involved; and
- ▶ When the child and the offender are members of the opposite sex.

K.S.A. 21-5513. Lewd and lascivious behavior

Lewd and lascivious behavior is:

- ▶ Publicly engaging in otherwise lawful sexual intercourse or sodomy with knowledge or reasonable anticipation that the participants are being viewed by others; or
- ▶ Publicly exposing a sex organ or exposing a sex organ in the presence of a person who is not the spouse of the offender and who has not consented thereto, with intent to arouse or gratify the sexual desires of the offender or another.

Stalking Statutes

K.S.A. 21-5427. Stalking

Stalking is:

- ▶ Recklessly engaging in a course of conduct targeted at a specific person which would cause a reasonable person in the circumstances of the targeted person to fear for such person's safety, or the safety of a member of such person's immediate family and the targeted person is actually placed in such fear;
- ▶ Engaging in a course of conduct targeted at a specific person with knowledge that the course of conduct will place the targeted person in fear for such person's safety or the safety of a member of such person's immediate family; or
- ▶ After being served with, or otherwise provided notice of, any protective order included in K.S.A. 21-3843, prior to its repeal or K.S.A. 2018 Supp. 21-5924, and amendments thereto, that prohibits contact with a targeted person, recklessly engaging in at least one act listed in subsection (f)(1) that violates the provisions of the order and would cause a reasonable person to fear for such person's safety, or the safety of a member of such person's immediate family and the targeted person is actually placed in such fear.

As used in this section:

- ▶ "Course of conduct" means two or more acts over a period of time, however short, which evidence a continuity of purpose. A course of conduct shall not include constitutionally protected

activity nor conduct that was necessary to accomplish a legitimate purpose independent of making contact with the targeted person. A course of conduct shall include, but not be limited to, any of the following acts or a combination thereof:

- Threatening the safety of the targeted person or a member of such person's immediate family;
 - Following, approaching or confronting the targeted person or a member of such person's immediate family;
 - Appearing in close proximity to, or entering the targeted person's residence, place of employment, school or other place where such person can be found, or the residence, place of employment or school of a member of such person's immediate family;
 - Causing damage to the targeted person's residence or property or that of a member of such person's immediate family;
 - Placing an object on the targeted person's property or the property of a member of such person's immediate family, either directly or through a third person;
 - Causing injury to the targeted person's pet or a pet belonging to a member of such person's immediate family;
 - Any act of communication;
- ▶ "Communication" means to impart a message by any method of transmission, including, but not limited to: Telephoning, personally delivering, sending or having delivered, any information or material by written or printed note or letter, package, mail, courier service or electronic transmission, including electronic transmissions generated or communicated via a computer;
 - ▶ "Computer" means a programmable, electronic device capable of accepting and processing data;
 - ▶ "Conviction" includes being convicted of a violation of K.S.A. 21-3438, prior to its repeal, this section or a law of another state which prohibits the acts that this section prohibits; and
 - ▶ "Immediate family" means father, mother, stepparent, child, stepchild, sibling, spouse or grandparent of the targeted person; any person residing in the household of the targeted person; or any person involved in an intimate relationship with the targeted person.

Bystander Intervention

Bystander intervention means safe and positive options that may be carried out by an individual or individuals to prevent harm or intervene when there is a risk of dating violence, domestic violence, sexual assault or stalking. 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 action to intervene. Bystander intervention could include: interrupt the behavior, support the person being targeted, refer one or both parties to the Counseling and Advocacy Center, seek assistance or call the KCKCC Police Department. Consequently, if a bystander observes this type of behavior, he or she should assess the situation and respond appropriately and safely.

Consent

While the state of Kansas does not specifically define consent, KCKCC defines consent as:

Consent must be informed, freely and actively given, and consist of a mutually agreeable and understandable exchange of words or actions. Any consent that is given is invalid when the exchange involves unwanted physical force, coercion, intimidation, and/or threats. If an individual is mentally or physically incapacitated or impaired such that one cannot understand the fact, nature or extent of sexual situation, and the incapacitation or impairment is known or should be known to reasonable person, there is no consent. This includes conditions resulting from alcohol or drug consumption or being asleep or unconscious.

KCKCC stresses that “yes means yes and assume everything else means no”.

Prevention Programs and Strategies

KCKCC provides programs and initiatives to end dating violence, domestic violence, sexual assault, and stalking. All students and employees are required to complete Title IX training every academic year. All students and employees receive Title IX training in their respective orientations, (Blue Class for students). Additional training in Healthy Relationships, Assertive Communications, Enthusiastic Consent and Bystander Intervention is also provided in the Blue classes, in the Leadership Series and other groups upon request, such as the men's baseball team. These additional trainings are focused on skill building.

The Counseling and Advocacy Center, Title IX committee and Intercultural Center also provide other supplemental programming, such as Me Too: the Momentum & Benefits, the It Stops Here showcase, It Takes a Campus to End Gender Violence, and Using Tribal Beliefs to Address Relationship Violence.

KCKCC provides policy, procedures and resources on the website, an annual nondiscrimination statement, pamphlets and Title IX posters around the college. The Counseling and Advocacy Center also publishes articles that address dating violence, domestic violence, sexual assault and stalking in their monthly publication The Inclusive Voice.

Victims of Sexual Assault, Dating Violence, Domestic Violence and Stalking

Victims of sexual assault, dating violence, domestic violence and stalking should contact the KCKCC Police Department immediately by calling 913-288-7636 and/or the Kansas City Kansas Police Department at 913-596-3000 and/or the Title IX coordinator by calling 913-288-7504. If the victim wishes to report confidentially, he or she may contact a counselor in the Counseling and Advocacy Center at 913-288-7193/7194.

If a person has been a victim of sexual assault, he or she should not wash or change clothes, valuable evidence could be lost. Hair fibers, semen, saliva, and anything containing DNA can be helpful in solving the case. A sexual assault victim should report the incident to the KCKCC Police Department, Title IX coordinator, and/or Kansas City Kansas Police Department, even if the victim does not want to press charges. This will allow the investigators to gather important evidence should the victim later change his/her mind.

The victim may choose to pursue the investigation through the criminal justice system and/or the college judicial system. When a sexual assault victim contacts the local police department, a sex crimes detective may be contacted to assist in the investigation. When a student or employee reports to the institution that he or she has been the victim of dating violence, domestic violence, sexual assault or stalking, the institution will attempt to maintain the privacy of the victim and other parties by only sharing information with only those who need to know. All CSAs, including confidential reporters in the Counseling and Advocacy Center, are required to report incidents of sexual assault, dating violence, domestic violence, and stalking to KCKCC Police Department for the Clery statistical reporting purposes. However, no personal identifying information is provided, preserving the confidential nature of such reports.

A KCKCC representative will guide the victim through the available options and support measures, regardless of whether the victim chooses to report the crime to the KCKCC Police Department or other law enforcement. The institution will provide written notification of these options, including available protective measures, how to request changes academic, living, transportation and working situations; and

resources available in counseling, health, mental health, victim advocacy, legal assistance, visa, immigration assistance, student financial aid and other services.

Allegations involving employees of sexual assault, dating violence, domestic violence and stalking are investigated and adjudicated through the human resources office. Allegations involving students are mediated or investigated through the Title IX office and adjudicated by the Dean of Student Services or his/her surrogate.

The proceedings are fair, prompt, impartial and consistent with the institution's policies and those regulated by Title IX. The respondent is assumed "not responsible" pending an investigation and outcome. The accuser and accused are notified in writing simultaneously of allegations, outcomes and reasons for the outcome and appeal processes. They have access to the investigators, who are certified in investigative practices and assigned in a manner to prevent conflict of interest or bias, and to relevant evidence, including the draft of the investigative report prior to adjudication. The accused and accuser also have the same opportunity to have an advisor, any individual who provides support, guidance, or advice, present at any related meeting or proceeding. The institution uses "preponderance of evidence" as the standard of evidence. Responsible parties could be subject to disciplinary actions ranging from counseling to dismissal from the college.

Annual Fire Safety Report

KCKCC Student Housing

KCKCC previously leased three apartment buildings adjacent to the 7250 State Ave location. Listed below are the names of the apartment buildings with a description of the fire alarm system. KCKCC opened a new Student Housing building on July 1, 2022, located immediately adjacent to campus (7360 State Ave.).

Building 100

Building 100 is an apartment style hall that can hold up to 60 students. Each room has a battery-operated smoke detector. (Closed 06/30/22)

Building 700

Building 700 is an apartment style hall that can hold up to 60 students. Each room has a battery-operated smoke detector. (Closed 06/30/22)

Building 800

Building 800 is an apartment style hall that can hold up to 60 students. Each room has a battery-operated smoke detector. (Closed 06/30/22)

Centennial Hall

Centennial Hall is new college student housing facility that holds up to 258 students. Each room has battery-operated smoke detectors, and the building has a centralized fire system with speakers, strobes, and sprinklers. (Opened 7/1/22)

Fire Drills

The KCKCC Police Department and the Resident Advisors (RA) work together to conduct at least one fire drill in Student Housing during each calendar year. During the drills, alarms are sounded, and staff members make a check of every apartment to verify all students have exited the buildings. All students are instructed to congregate at the evacuation sites in C-lot. Students not leaving the buildings during a fire drill are referred to Student Services for judicial sanctions.

Policies on Smoking, Open Flames, and Portable Appliances

All College locations and property are tobacco free in any form or use. Residents and their guests may not smoke inside or outside any college residence or college buildings. No decorations that produce an open flame or smoke are allowed in any college residences. This includes candles, incense, and open flame decorations. A reasonable number of electrical appliances may be used if they are electrically safe and don't have exposed wires or heating elements.

Fire Evacuation Procedures for Student Housing

In the event of a fire in student housing, residents should quickly shut the door to their room and proceed to the nearest exit where they can evacuate the building safely. Do not use the elevator. Once outside the building please call 911 and notify the fire department of the emergency. If possible, contact KCKCC Police at 913-288-7636. All residents residing in the student housing are to meet in C-lot across the street from student housing to the north.

Fire Safety Education and Training

Fire extinguishers are located in each kitchen area and in building hallways in student housing. These may only be used in case of a fire. Fire safety training is provided every year to RA's in August offered by the RA Supervisor. Additional fire safety training is available upon request by contacting the Fire Science Coordinator.

Fire Procedures

If an individual discovers a fire, they should immediately evacuate the building and dial 911 and advise the dispatcher of the situation. Do not use the elevator. When it is safe to do so, contact the KCKCC Police Department at 913-288-7636 to report the fire. In the event the fire has been extinguished, contact the KCKCC Police Department to make them aware of the incident.

Improvements

In summer 2022 KCKCC closed the current dorms Building 100, 700, and 800. In fall of 2022 KCKCC

opened a new on campus student housing building, Centennial Hall. This new building has 258 beds, sprinklers, card access to every room, and a new fire alarm system. No improvements are currently planned.

Fire Log

The daily fire log is done in conjunction with the KCKCC daily crime log. Individuals can also obtain a hard copy of the log by stopping by the KCKCC Police Department. There is no charge for the document.

Fire Statistics

The Higher Education Opportunity Act, enacted on August 14, 2008, requires institutions that maintain “On-Campus” student housing facilities to publish an annual fire safety report that contains information about college fire safety practices and standards of the institution.

Fires should be reported to 911 or the KCKCC Police Department at 913-288-7636.

2023 Fire Statistics for “On-Campus” Student Housing Facilities

Residence Hall	Number of Fires	Cause	Injuries	Deaths	Property Damage Value
Centennial Hall	0		0	0	0

2022 Fire Statistics for “On-Campus” Student Housing Facilities

Residence Hall	Number of Fires	Cause	Injuries	Deaths	Property Damage Value
Building 100	0		0	0	0
Building 700	0		0	0	0
Building 800	0		0	0	0

2021 Fire Statistics for “On-Campus” Student Housing Facilities

Residence Hall	Number of Fires	Cause	Injuries	Deaths	Property Damage Value
Building 100	0		0	0	0
Building 700	0		0	0	0
Building 800	0		0	0	0

Appendix

Additional State of Kansas Criminal Definitions

K.S.A. 21-5812. Arson - Aggravated arson

Arson is:

- ▶ Knowingly, by means of fire or explosive damaging any building or property which:
 - Is a dwelling in which another person has any interest without the consent of such other person;
 - Is a dwelling with intent to injure or defraud an insurer or lien-holder;
 - Is not a dwelling in which another person has any interest without the consent of such other person; or
 - Is not a dwelling with intent to injure or defraud an insurer or lien-holder;
- ▶ Accidentally, by means of fire or explosive, as a result of manufacturing or attempting to manufacture a controlled substance or controlled substance analog in violation of K.S.A. 2018 Supp. 21-5703, and amendments thereto, damaging any building or property which is a dwelling; or
- ▶ Accidentally, by means of fire or explosive as a result of manufacturing or attempting to manufacture a controlled substance or controlled substance analog in violation of K.S.A. 2018 Supp. 21-5703, and amendments thereto, damaging any building or property which is not a dwelling.
- ▶ Aggravated arson is arson, as defined in subsection (a):
 - Committed upon a building or property in which there is a human being; or
 - Which results in great bodily harm or disfigurement to a firefighter or law enforcement officer in the course of fighting or investigating the fire.

K.S.A. 21-5401. Capital murder

Capital murder is the:

- ▶ Intentional and premeditated killing of any person in the commission of kidnapping, as defined in K.S.A. 2018 Supp. 21-5408(a), and amendments thereto, or aggravated kidnapping, as defined in K.S.A. 2018 Supp. 21-5408(b), and amendments thereto, when the kidnapping or aggravated kidnapping was committed with the intent to hold such person for ransom;

- ▶ Intentional and premeditated killing of any person pursuant to a contract or agreement to kill such person or being a party to the contract or agreement pursuant to which such person is killed;
- ▶ Intentional and premeditated killing of any person by an inmate or prisoner confined in a state correctional institution, community correctional institution or jail or while in the custody of an officer or employee of a state correctional institution, community correctional institution or jail;
- ▶ Intentional and premeditated killing of the victim of one of the following crimes in the commission of, or subsequent to, such crime: Rape, criminal sodomy, or aggravated criminal sodomy;
- ▶ Intentional and premeditated killing of a law enforcement officer;
- ▶ Intentional and premeditated killing of more than one person as a part of the same act or transaction or in two or more acts or transactions connected together or constituting parts of a common scheme or course of conduct; or
- ▶ Intentional and premeditated killing of a child under the age of 14 in the commission of kidnapping or aggravated kidnapping, when the kidnapping or aggravated kidnapping was committed with intent to commit a sex offense upon or with the child or with intent that the child commit or submit to a sex offense.

For purposes of this section, “sex offense” means:

- ▶ Rape; aggravated indecent liberties with a child; aggravated criminal sodomy; selling sexual relations; promoting the sale of sexual relations; commercial sexual exploitation of a child; sexual exploitation of a child; internet trading in child pornography; aggravated internet trading in child pornography; or aggravated human trafficking, if committed in whole or in part for the purpose of the sexual gratification of the defendant or another.

K.S.A. 21-5402. Murder in the first degree

Murder in the first degree is the killing of a human being committed:

- ▶ Intentionally, and with premeditation; or
- ▶ In the commission of, attempt to commit, or flight from any inherently dangerous felony.
- ▶ As used in this section, an “inherently dangerous felony” means:
- ▶ Any of the following felonies, whether such felony is so distinct from the homicide alleged to be a violation of subsection (a)(2) as not to be an ingredient of the homicide alleged to be a violation of subsection (a)(2):
 - Kidnapping;
 - Aggravated kidnapping;

- Robbery;
 - Aggravated robbery;
 - Rape;
 - Aggravated criminal sodomy;
 - Abuse of a child;
 - Felony theft of property;
 - Burglary;
 - Aggravated burglary;
 - Arson;
 - Aggravated arson;
 - Treason;
 - Endangering the food supply
 - Aggravated endangering the food supply;
 - Fleeing or attempting to elude a police officer;
 - Aggravated endangering a child;
 - Abandonment of a child;
 - Aggravated abandonment of a child; or
 - Mistreatment of a dependent adult or mistreatment of an elder person; and
- Any of the following felonies, only when such felony is so distinct from the homicide alleged to be a violation of subsection (a)(2) as to not be an ingredient of the homicide alleged to be a violation of subsection (a)(2):
- Murder in the first degree;
 - Murder in the second degree
 - Voluntary manslaughter;
 - Aggravated assault;
 - Aggravated assault of a law enforcement officer;
 - Aggravated battery; or
 - Aggravated battery against a law enforcement officer.

K.S.A. 21-5403. Murder in the second degree

Murder in the second degree is the killing of a human being committed:

- ▶ Intentionally; or
- ▶ Unintentionally but recklessly under circumstances manifesting extreme indifference to the value of human life.

K.S.A. 21-5413. Battery; aggravated battery

Battery is:

- ▶ Knowingly or recklessly causing bodily harm to another person; or
- ▶ Knowingly causing physical contact with another person when done in a rude, insulting or angry manner.

Aggravated battery is:

- ▶ Knowingly causing great bodily harm to another person or disfigurement of another person;
- ▶ Knowingly causing bodily harm to another person with a deadly weapon, or in any manner whereby great bodily harm, disfigurement or death can be inflicted; or
- ▶ Knowingly causing physical contact with another person when done in a rude, insulting or angry manner with a deadly weapon, or in any manner whereby great bodily harm, disfigurement or death can be inflicted;
- ▶ Recklessly causing great bodily harm to another person or disfigurement of another person;
- ▶ Recklessly causing bodily harm to another person with a deadly weapon, or in any manner whereby great bodily harm, disfigurement or death can be inflicted; or

K.S.A. 21-5420. Robbery; aggravated robbery

Robbery is:

- ▶ Knowingly taking property from the person or presence of another by force or by threat of bodily harm to any person.

Aggravated robbery is:

- ▶ Robbery, as defined in subsection (a), when committed by a person who:
 - Is armed with a dangerous weapon; or
 - Inflicts bodily harm upon any person in the course of such robbery.

K.S.A. 21-5807. Burglary

Burglary is:

- ▶ Without authority, entering into or remaining within any:
 - Dwelling, with intent to commit a felony, theft or sexually motivated crime therein;
 - Building, manufactured home, mobile home, tent or other structure, which is not a dwelling, with intent to commit a felony, theft or sexually motivated crime therein; or
 - Vehicle, aircraft, watercraft, railroad car or other means of conveyance of persons or property, with intent to commit a felony, theft or sexually motivated crime therein.

Aggravated burglary is:

- ▶ Without authority, entering into or remaining within any:
 - Dwelling in which there is a human being, with intent to commit a felony, theft or sexually motivated crime therein;
 - Building, manufactured home, mobile home, tent or other structure which is not a dwelling in which there is a human being, with intent to commit a felony, theft or sexually motivated crime therein; or
 - Vehicle, aircraft, watercraft, railroad car or other means of conveyance of persons or property in which there is a human being, with intent to commit a felony, theft or sexually motivated crime therein.

K.S.A. 21-5801. Theft

Theft is:

- ▶ Any of the following acts done with intent to permanently deprive the owner of the possession, use or benefit of the owner's property or services:
 - Obtaining or exerting unauthorized control over property or services;
 - Obtaining control over property or services, by deception;
 - Obtaining control over property or services, by threat;
 - Obtaining control over stolen property or services knowing the property or services to have been stolen by another; or
 - Knowingly dispensing motor fuel into a storage container or the fuel tank of a motor vehicle at an establishment in which motor fuel is offered for retail sale and leaving the premises of the establishment without making payment for the motor fuel.

K.S.A. 21-5802. Theft of property lost, mislaid or delivered by mistake

Theft of property lost, mislaid or delivered by mistake is:

- ▶ Obtaining control of property of another by a person who:
 - Knows or learns the identity of the owner thereof;
 - Fails to take reasonable measures to restore to the owner lost property, mislaid property or property delivered by a mistake; and
 - Intends to permanently deprive the owner of the possession, use or benefit of the property.

K.S.A. 21-5415. Criminal threat; aggravated criminal threat

A criminal threat is any threat to:

- ▶ Commit violence communicated with intent to place another in fear, or to cause the evacuation, lock down or disruption in regular, ongoing activities of any building, place of assembly or facility of transportation, or in reckless disregard of the risk of causing such fear or evacuation, lock down or disruption in regular, ongoing activities;
- ▶ Adulterate or contaminate any food, raw agricultural commodity, beverage, drug, animal feed, plant or public water supply; or
- ▶ Expose any animal in this state to any contagious or infectious disease.
- ▶ Aggravated criminal threat is:
- ▶ The commission of a criminal threat when a public, commercial or industrial building, place of assembly or facility of transportation is evacuated, locked down or disrupted as to regular, ongoing activities as a result of the threat.

K.S.A. 21-5408. Kidnapping; aggravated kidnapping

Kidnapping is:

- ▶ The taking or confining of any person, accomplished by force, threat or deception, with the intent to hold such person:
 - For ransom, or as a shield or hostage;
 - To facilitate flight or the commission of any crime;
 - To inflict bodily injury or to terrorize the victim or another; or
 - To interfere with the performance of any governmental or political function.

Aggravated kidnapping is:

- ▶ Kidnapping when bodily harm is inflicted upon the person kidnapped.



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