

# **DIVISION OF HIGHER LEARNING**

## **ASSOCIATED BETH RIVKAH SCHOOLS**

Annual Security Report

2021-22

Includes

- Campus Crime Statistics
- Campus Security Procedures
- Drug and Alcohol Policies

1. Annual Crime Statistics 2018-2020

Campus Crime Statistics 2018-2020		
	On-Campus	Public Property
<b>2018</b>		
Murder/Non-Negligent Manslaughter	0	0
Negligent Manslaughter	0	0
Rape	0	0
Fondling	0	0
Incest	0	0
Statutory Rape	0	0
Robbery	0	0
Aggravated Assault	0	0
Burglary	0	0
Motor Vehicle Theft	0	0
Arson	0	0
Arrests for Liquor Law Violations	0	0
Arrests for Drug Law Violations	0	0
Arrests for Illegal Weapons Possession	0	0
Liquor Law Violation Referrals	0	0
Drug Law Violation Referrals	0	0
Illegal Weapons Possession Referrals	0	0
Dating Violence	0	0
Domestic Violence	0	0
Stalking	0	0
<b>Hate Crimes</b>	0	0
Criminal Homicide	0	0
Sex Offenses	0	0
Robbery	0	0
Aggravated Assault	0	0
Burglary	0	0
Motor Vehicle Theft	0	0
Arson	0	0
Larceny-Theft	0	0
Simple Assault	0	0
Intimidation	0	0
Destruction/Damage/Vandalism of Property	0	0
<b>2019</b>		
Murder/Non-Negligent Manslaughter	0	0

Negligent Manslaughter	0	0
Rape	0	0
Fondling	0	0
Incest	0	0
Statutory Rape	0	0
Robbery	0	0
Aggravated Assault	0	0
Burglary	0	0
Motor Vehicle Theft	0	0
Arson	0	0
Arrests for Liquor Law Violations	0	0
Arrests for Drug Law Violations	0	0
Arrests for Illegal Weapons Possession	0	0
Liquor Law Violation Referrals	0	0
Drug Law Violation Referrals	0	0
Illegal Weapons Possession Referrals	0	0
Dating Violence	0	0
Domestic Violence	0	0
Stalking	0	0
<b>Hate Crimes</b>	0	0
Criminal Homicide	0	0
Sex Offenses	0	0
Robbery	0	0
Aggravated Assault	0	0
Burglary	0	0
Motor Vehicle Theft	0	0
Arson	0	0
Larceny-Theft	0	0
Simple Assault	0	0
Intimidation	0	0
Destruction/Damage/Vandalism of Property	0	0
<b>2020</b>		
Murder/Non-Negligent Manslaughter	0	0
Negligent Manslaughter	0	0
Rape	0	0
Fondling	0	0
Incest	0	0
Statutory Rape	0	0
Robbery	0	0
Aggravated Assault	0	0

Burglary	0	0
Motor Vehicle Theft	0	0
Arson	0	0
Arrests for Liquor Law Violations	0	0
Arrests for Drug Law Violations	0	0
Arrests for Illegal Weapons Possession	0	0
Liquor Law Violation Referrals	0	0
Drug Law Violation Referrals	0	0
Illegal Weapons Possession Referrals	0	0
Dating Violence	0	0
Domestic Violence	0	0
Stalking	0	0
<b>Hate Crimes</b>	0	0
Criminal Homicide	0	0
Sex Offenses	0	0
Robbery	0	0
Aggravated Assault	0	0
Burglary	0	0
Motor Vehicle Theft	0	0
Arson	0	0
Larceny-Theft	0	0
Simple Assault	0	0
Intimidation	0	0
Destruction/Damage/Vandalism of Property	0	0

**2. Reporting Campus Crime and Other Emergencies:** Immediately after witnessing a crime on campus, a student or other witness should notify a CSA (Campus Security Authority) or an officer at the local law enforcement agency. In the event of any danger, risk or emergency, such as a bomb threat, suspected criminal or suspicious character on premises, etc., students or others should notify a CSA on campus discreetly and cautiously.

**Policies for making timely warning reports:** Prompt reporting of any emergencies or criminal actions to local law enforcement agencies or CSAs will prompt timely notification to all students and employees as to precautions to take while avoiding panic. Relevant information will be communicated to the employees and student body as soon as the information is available.

**Policies for preparing the annual disclosure of crime statistics:** Associated Beth Rivkah Schools prepares and publishes a crime statistics report annually as required by the Clery Act. The report contains statistics for the previous three calendar years on Clery crimes that were reported to have occurred on Clery Geography – on campus, and on public property within or

immediately adjacent to campus. Crime statistics are obtained from local law enforcement agencies and CSAs.

**Policies for reporting Clery Act crimes:** Victims or witnesses are encouraged to report Clery act crimes on a voluntary, confidential basis for inclusion in the annual disclosure of Crime Statistics.

The Campus Security Authority (CSA) to whom students and employees should report Clery Act crimes for the purpose of making timely warning reports and the annual statistical disclosure is listed below.

Mr. Sholom Goldstein, Chief Executive Officer

**3. Policies concerning security of and access to campus facilities, including residence halls:** Access to all school facilities is restricted to approved students and employees, and authorized visitors. All buildings are securely locked after programs and study sessions have ended. After-hours student access is provided only by contacting appointed employees and/or students. Campus maintenance is performed during daylight hours by trusted employees or contractors.

There are no residence halls located on this campus.

**4. Policies concerning Campus Law Enforcement:** The institution maintains no security department of its own.

A victim or witness to a criminal, dangerous or suspect situation on campus is encouraged to promptly and accurately report the crime to the local law enforcement agency or a CSA. Should the victim of a crime be unable or elect not to make a report, a report may be made on his or her behalf.

**Policies Concerning Pastoral and Professional Counselors:** When deemed appropriate, pastoral or professional counselors are encouraged to inform the persons they are counseling of any procedures to report crimes on a voluntary, confidential basis for inclusion in the annual disclosure of crime statistics.

**5. Programs to Educate Students and Employees about Campus Security Procedures:** Students and employees are instructed to review all security materials annually, and to strictly adhere to all policies. They are encouraged to be mindful of the responsibility for their security and that of others. Alertness, awareness and prompt reporting of any suspicious or criminal activity can help ensure a safer campus.

**6. Programs to Educate Students and Employees about Crime Prevention:** Students and employees are frequently reminded to observe rudimentary safety precautions, such as traveling in groups after dark and in high crime areas. General safety tips, alcohol awareness, theft prevention and dormitory safety are discussed at least once annually.

**7. Policy Regarding Police Monitoring of Crime at Recognized Off-Campus Organizations:** Our institution does not have any recognized off-campus organizations.

**8. Policy on the possession, use, and sale of alcoholic beverages and enforcement of state underage drinking laws:** The unlawful possession, use or sale of alcoholic beverages on campus, or as part of school activities is strictly prohibited. State underage drinking laws will be fully enforced, and any student misusing alcohol on or off-campus will be subject to reprimands and disciplinary sanctions, up to and including suspension or expulsion.

**9. Policy on the possession, use, or sale of illegal drugs and enforcement of federal and state drug laws:** The unlawful possession, use or sale of illegal drugs on campus, or as part of school activities is strictly prohibited. Both federal and state drug laws will be fully enforced, and any student misusing drugs on or off-campus will be subject to reprimands and disciplinary sanctions, up to and including suspension or expulsion.

**10. Description of drug or alcohol-abuse education programs:** See the Drug and Alcohol Abuse Prevention Policy here: [https://63223083-ce05-4989-bc20-8effceob1760.filesusr.com/ugd/e07abo\\_af3oabf74ce742fdb9321ebf4e652db3.pdf](https://63223083-ce05-4989-bc20-8effceob1760.filesusr.com/ugd/e07abo_af3oabf74ce742fdb9321ebf4e652db3.pdf) and the Biennial Drug and Alcohol Abuse Report here: [https://www.bethrivkah.edu/\\_files/ugd/e07abo\\_13d8d3c6c2754fc88b1bdbbc17391e00a.pdf](https://www.bethrivkah.edu/_files/ugd/e07abo_13d8d3c6c2754fc88b1bdbbc17391e00a.pdf) for specifics of the drug and alcohol abuse programs.

**11. Policies on Dating Violence, Domestic Violence, Sexual Assault, and Stalking:** Associated Beth Rivka Schools is completely committed to maintaining a safe and secure environment for all students. Accordingly, the school adheres to a strict and uncompromising no-tolerance policy with regard to any form of dating violence, domestic violence, sexual assault or stalking.

Should Associated Beth Rivka Schools become aware of an incident of sexual assault, dating violence, domestic violence or stalking, Associated Beth Rivka Schools will promptly and effectively respond in a manner designed to eliminate the misconduct, prevent its recurrence, and address its effects.

The school official who is responsible for coordinating efforts to prevent sexual assault, dating violence, domestic violence and stalking is Mr. Sholom Goldstein. He can be contacted at Division of Higher Learning of Associated Beth Rivkah Schools, Administrative Offices, 310 Crown Street, Brooklyn, NY. He can also be reached by phone at 718-916-3613 or by email at [sgoldstein@bethrivkah.edu](mailto:sgoldstein@bethrivkah.edu).

**Description of the institution's educational programs and campaigns to prevent and promote awareness of Dating Violence, Domestic Violence, Sexual Assault, and Stalking:** Associated Beth Rivka Schools provides annual primary prevention and awareness programs for all students and employees. As detailed below, primary prevention and awareness defines dating violence, domestic violence, sexual assault, and stalking, as well as consent with

relation to sexual activity. Topics such as risk reduction and bystander intervention, among others, are also covered.

### **Definitions:**

**Consent:** In the state of New York, affirmative consent is a knowing, voluntary, and mutual decision among all participants to engage in sexual activity. Consent can be given by words or actions, as long as those words or actions create clear permission regarding willingness to engage in the sexual activity. Silence or lack of resistance, in and of itself, does not demonstrate consent. The definition of consent does not vary based upon a participant's sex, sexual orientation, gender identity, or gender expression.

- a. Consent to any sexual act or prior consensual sexual activity between or with any party does not necessarily constitute consent to any other sexual act.
- b. Consent is required regardless of whether the person initiating the act is under the influence of drugs and/or alcohol.
- c. Consent may be initially given but withdrawn at any time.
- d. Consent cannot be given when a person is incapacitated, which occurs when an individual lacks the ability to knowingly choose to participate in sexual activity. Incapacitation may be caused by the lack of consciousness or being asleep, being involuntarily restrained, or if an individual otherwise cannot consent. Depending on the degree of intoxication, someone who is under the influence of alcohol, drugs, or other intoxicants may be incapacitated and therefore unable to consent.
- e. Consent cannot be given when it is the result of any coercion, intimidation, force, or threat of harm.
- f. When consent is withdrawn or can no longer be given, sexual activity must stop.

**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 is dating violence. The existence of such a relationship shall be determined based on a consideration of the following factors:

- the length of the relationship
- the type of relationship
- the frequency of interaction between the persons involved in the relationship

**Domestic violence:** A felony or misdemeanor crime of violence committed by:

- a current or former spouse or intimate partner of the victim,
- a person with whom the victim shares a child in common,
- a person who is cohabitating with or has cohabitated with the victim as a spouse or intimate partner,
- a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction receiving grant monies [under VAWA], 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.

**Sexual assault:** An offense that meets the definition of rape, fondling, incest, or statutory rape.

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

Associated Beth Rivka Schools prohibits any and all forms of dating violence, domestic violence, sexual assault or stalking.

An **engaged bystander** is someone who intervenes in a positive way before, during, or after a situation or event in which they see or hear behaviors that promote sexual violence (NSVRC, 2013). The bystander approach attempts to teach community members how to be engaged bystanders in a safe and effective way.

If you see someone in danger of being assaulted:

- Call 911.
- Before becoming actively involved, evaluate the risk. If you feel it is safe to do so, offer assistance. Ask if the person needs help.
- Assess if it is safe for you to remain at the scene. If it is, remain there. If there is a witness the perpetrator is less likely to follow through.
- Solicit help from other bystanders.
- If you know the perpetrator, tell them you do not approve of their actions. Ask them to leave the potential victim alone.

**Risk Reduction:**

- Be mindful of your surroundings. Avoid isolated or poorly lit areas if at all possible.
- Don't be afraid to be firm, speak up and verbalize any misgivings you may have.
- At social events, stick together with friends you trust. Arrange to look out for one another.
- Plan to check in with your friends during and after social events.
- Always listen to your gut feelings. If you feel uneasy or unsafe, leave the area immediately.
- Never accept alcohol or any drink from someone you don't know.
- Be aware that drinking can impair your judgment.

**Procedures victims should follow if a crime of dating violence, domestic violence, sexual assault, or stalking has occurred:** It is important for the victim to preserve all physical evidence that may assist in proving that the alleged criminal offense occurred. This evidence may also be helpful in obtaining a protection order.

Victims are urged to report the alleged offense to the police immediately. The nearest police station is located at 421 Empire Boulevard in Brooklyn, NY. Their phone number is (718) 735-0511. Should the victim feel uncomfortable contacting the police directly, she may do so indirectly through the Yeshiva's police liaison, Mr. Sholom Goldstein or with the assistance of any of the CSAs listed above. She may also decline to notify such authorities.



**Rights of Victims and the Institution's Responsibilities for Orders of Protection, "No-Contact" Orders, Restraining Orders, or Similar Lawful Orders Issued by a Criminal, Civil, or Tribal Court or by the Institution:** Associated Beth Rivka Schools will comply with New York State law in regard to orders of protection and similar lawful orders. Associated Beth Rivka Schools does not issue restraining or other orders of protection.

Associated Beth Rivka Schools will complete publicly available recordkeeping, including Clery Act reporting and disclosures, without the inclusion of personally identifying information about the victim. Associated Beth Rivka Schools will also maintain as confidential any accommodations or protective measures provided to the victim, to the extent that maintaining such confidentiality would not impair the ability of the institution to provide the accommodations or protective measures.

Associated Beth Rivka Schools will provide written notification to students and employees regarding available resources (including confidential resources) relating to existing counseling, health, mental health, victim advocacy, legal assistance, visa and immigration assistance, student financial aid, and other services available for victims, both within the institution and in the community.

Victims may also be directed to contact a special culturally-sensitive project called Amudim. Their confidential hotline is (646) 517-0222. This is a dedicated hotline and is answered by culturally sensitive social workers and legal staff. Information about their services is available at the following website: [Amudim.org](http://Amudim.org).

Victims of domestic violence may also contact the Shalom Task Force's Confidential Hotline at (718) 337-3700.

Counseling is available on campus and is provided by faculty and administration members. Should the victim prefer to work with someone outside of the school administration, the institution may refer her to Operation Survival, located at 824 Eastern Parkway, Brooklyn, NY. Their phone number is (718) 735-0200.

Associated Beth Rivka Schools will also provide written notification to victims about options for, available assistance in, and how to request changes to academic, living, transportation, and working situations or protective measures. Upon request and if reasonably attainable, Associated Beth Rivka Schools will provide such accommodations after the alleged sex offense, regardless of whether the victim chooses to report the crime to local law enforcement.

Should a student or employee report to the institution that the student or employee has been a victim of dating violence, domestic violence, sexual assault, or stalking, whether the offense occurred on or off campus, the institution will provide the student or employee a written explanation of the student's or employee's rights and options.

**Policies regarding Disciplinary Proceedings in Cases of Alleged Dating Violence, Domestic Violence, Sexual Assault or Stalking:** A student or employee who wishes to file a complaint or a report of sexual violence, dating violence, domestic violence and stalking or any other form of sexual misconduct should contact Mrs. Chana Gorowitz at (718) 735-0400 or 310 Crown Street, Brooklyn, NY.

Within 10 days of the complaint or report filing, disciplinary proceedings will begin. Both the accuser and the accused will be called before a disciplinary committee headed by Mrs. Chana Gorowitz, who receives annual training in sexual violence, dating violence, domestic violence and stalking, and will include a prompt, fair, and impartial process. The accuser and the accused are entitled to the same opportunities to have others present - including an advisor of the individual's choosing - during the disciplinary proceedings. Mrs. Chana Gorowitz will interview both parties and any witnesses in order to make a determination of the culpability of the accused. Within 30 days, the accuser and the accused will be informed simultaneously in writing the results of the school's disciplinary proceeding with respect to the alleged offense or incident.

Any student found guilty of sexual violence, domestic violence, dating violence or stalking, or any other form of sexual misconduct, as determined by an investigation by a faculty board of inquiry, will immediately be expelled from the institution. Attendance at our institution is a privilege, not a right, and may be withdrawn without notice if the student is deemed a threat to the safety and security of the institution. There is no due process involved, and no appeals will be accepted.

Any employee found guilty of sexual violence, domestic violence, dating violence or stalking, or any other form of sexual misconduct, as determined by an investigation by a faculty board of inquiry, will immediately be terminated from their position. There is no due process involved, and no appeals will be accepted.

**12. Sex Offender Registration:** The following link is provided to enable students and employees of Associated Beth Rivka Schools access to information concerning registered sex offenders in the state of NY - <http://www.criminaljustice.ny.gov/nsor>.

**13. Emergency Notifications and Timely Warnings:** Institutions are required to provide emergency notifications or timely warnings based upon the circumstances. Emergency notifications are required to provide immediate notification to the campus community upon confirmation of a significant emergency or dangerous situation occurring on campus that involves an immediate threat to the health or safety of students or employees.

In the event of an emergency or dangerous situation on campus confirmed by Mr. Sholom Goldstein, Mr. Sholom Goldstein will determine the appropriate community to notify and the content of the notification, including the withholding as confidential the names and other identifying information of victims. Mr. Sholom Goldstein will then activate an alarm which

sounds throughout the entire area under notification. Upon hearing the alarm, students and employees are expected to immediately evacuate the premises and meet at the designated emergency evacuation site.

If an emergency or threat requires that students remain in the building and that the building remains securely locked, Lockdown Procedures will go into effect securing the building and students from any outside threat.

Mr. Sholom Goldstein will also coordinate the disseminating of emergency information to the larger community via the school's website or local news station.

Emergency procedures are tested at least once annually, on an announced or unannounced basis. Each test is documented, with the description of the exercise, date and time, as well as whether it was announced or unannounced.

Timely warnings are required for all Clery Act crimes that occur on Clery Geography, are reported to CSAs or local law enforcement agencies and are considered by the institution to represent a serious or continuing threat to students and employees.

Prompt reporting of Clery Act crimes on Clery Geography to CSAs or local law enforcement agencies will initiate timely warnings to all students and employees as to precautions to take while avoiding panic. Timely warnings may include the posting of notices in the schools common areas, a bulletin on the schools website or via a public announcement. Relevant crime information will be disseminated in the same manner, as soon as the information is available.

In an emergency or a dangerous situation, the institution will, without delay and accounting for 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 responsible authorities, compromise efforts to assist a victim or contain, respond to, or otherwise mitigate the emergency.

**Information for Crime Victims about Disciplinary Proceedings:** Upon written request, Associated Beth Rivka Schools will provide the alleged victim of any crime of violence or non-forcible sex offense the report on the results of any disciplinary hearing against a student who is the alleged perpetrator of such crime or offense. If the alleged victim is deceased as a result of the crime, the next of kin shall be treated as the alleged victim for purposes of disclosure.