



Indiana University Police Department

Family Violence & Protection Orders

Issue Date:	9/23/2016	Effective Date:	9/23/2016
Review Date:	9/23/2017	Number of Pages:	6
Rescinds:	None		
IACLEA Standards:	13.3.1		

I. Purpose

To establish a consistent procedure for the response to and thorough investigation of family violence complaints in order to take necessary action to restore order; ensure the safety of all persons involved in or affected by the incident; and hold perpetrators accountable.

II. General Order

The Indiana University Police Department (IUPD) is committed to the immediate response and thorough investigation of reported incidents of family violence and domestic violence, dating violence, sexual abuse, battery, and elder or child abuse or neglect as required by Indiana law and Indiana University policy. The department shall respond with the same protections and sanctions for every family violence incident, regardless of age, color, disability, ethnicity, sex, gender identity, marital status, national origin, race, religion, sexual orientation, veteran status., and/or socioeconomic status, including cases where any of the alleged parties may be a law enforcement officer, a public official, or a prominent citizen. When probable cause exists, arrest is the preferred response to incidents involving violations of Offense against the Person (IC 35-42) and Invasion of Privacy (IC 35-46-1-15.1). The statutory requirements set forth in Law Enforcement Responsibilities (IC 35-33-1-1.5) and Victim’s Rights (IC 35-40-5) establish the standards that departmental personnel shall adhere to. All other violations of Indiana law shall be handled as criminal acts and acted upon according to the appropriate statute and circumstances of the incident.

III. Regulatory Requirements & University Policy

- A. Indiana University’s (IU) Non-Discrimination/Equal Opportunity/Affirmative Action policy UA-01 prohibits discrimination based on arbitrary considerations of such characteristics as age, color, disability, ethnicity, sex, gender identity, marital status, national origin, race, religion, sexual orientation, or veteran status.
- B. IU also prohibits discrimination on the basis of sex or gender in educational programs or activities. IU’s Sexual Misconduct policy UA-03 is designed to protect all members of the university community, and covers institutional procedures, definitions, and sanctions for violations of IU’s policy. Under UA-03, sexual misconduct includes sexual harassment, sexual violence, dating violence, domestic violence, sexual exploitation and stalking.



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1. Once the IUPD and/or an Indiana University Title IX official becomes aware of an incident of sexual misconduct, through a direct report or a responsible employee, the institution shall promptly respond. This action is separate from any IUPD or local agency’s criminal investigation.
 - a. Indiana University Title IX officials include the University Title IX Coordinator and the Deputy Title IX Coordinators.
 - b. Responsible employees are university employees who have the authority to redress sexual misconduct, who have the duty to report incidents of sexual misconduct, or who a student could reasonably believe has this authority or duty; all IUPD personnel are responsible employees under this policy. Employees designated as confidential are not included.
 - c. Pursuant to UA-03, any incident of sexual misconduct reported to IUPD, or when IUPD otherwise becomes aware of sexual misconduct involving any member(s) of the IU community, shall be promptly conveyed along with known information to the University Title IX officials. This includes any violations that occurred on or off campus involving any member(s) of the IU community.

- B. The Clery Act requires universities to maintain and disclose information regarding crimes occurring on campus, in or on non-campus buildings or property owned or controlled by the university and on public property within or immediately adjacent to the campus (“Clery Geography”).

- C. Any student or employee who makes a report to IUPD of sexual misconduct, as defined by IU’s policy UA-03 Sexual Misconduct, shall be given written notification about existing counseling, health, mental health, victim advocacy, legal assistance, visa and immigration assistance, student financial aid and other services available for victims, within the institution and in the community.
 1. IU has developed campus-specific Sexual Assault and Relationship Violence Rights and Options (SARVRO) brochures with area specific information that addresses these requirements and available services. These brochures are located on the [IUPD SharePoint](#) website.

- D. All reports of suspected child abuse or neglect, including any family violence incidents where children are present, involved, or injured shall be reported to the Department of Child Services.
 1. IU’s policy PS-01 Programs Involving Children requires that, in addition to notifying the Department of Child Services, university personnel shall also notify the Superintendent of Public Safety regarding any reports of suspected child abuse or neglect.



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E. All reports of suspected abuse or neglect to an endangered adult, including any family violence incident where the individual is involved or injured shall be reported to Adult Protective Services.

IV. Communications Operators/Initial Contact Responsibility

- A. Communications operators shall give a family violence call the same priority as any other life-threatening call and shall not delay dispatching officers to the incident. Communications operators shall, when possible, dispatch at least two officers to every incident involving family violence, and when possible, shall dispatch one male and one female officer.
- B. In addition to information normally gathered, an effort should be made to obtain and relay to officers the following vital information that could save the victim’s and the officer’s life. Obtaining of this additional information shall not delay the dispatching of officers.
 - 1. Obtaining detailed suspect information such as:
 - a. If the suspect is still present, and if not, the suspect’s description, direction and mode of travel, and possible whereabouts.
 - b. If the suspect is under the influence of drugs or alcohol.
 - c. The suspect’s relationship to the victim.
 - d. The suspect’s history of violence and if officers have previously responded.
 - e. If there is a current court order prohibiting contact.
 - 2. Inquiring if weapons are involved, and if so, what type.
 - 3. Inquiring if any of the following are present, and if so their current location:
 - a. Children, individuals under the age of 18.
 - b. Endangered adults, individuals over the age of 18 with any physical or mental incapacities that limit the ability to self-care.
- C. The communications operator shall not cancel police response to a family violence complaint based solely on a follow-up call from the residence requesting a cancellation. However, the communications operator shall advise the responding officers of the caller’s request.



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D. The communications operator shall maintain telephone contact, if safe for the caller, until the officers arrive in order to monitor the incident and provide support to the victim.

1. Any changes in the situation shall be immediately relayed to responding officers, including but not limited to: additional conversation, threats, and noises.

V. Uniform Responsibilities

A. The responding officers should obtain all available information from the communications operator, and shall respond immediately using all due care and caution.

1. In the event an officer directly receives a report or witnesses an incident, they shall obtain the information located in section IV. Communications Operators/Initial Contact Responsibility.

B. Upon arrival, when approaching the scene and investigating the incident, the officers should use all reasonable tactics to ensure their safety as well as the safety of those in the area.

C. Assess the need for medical attention and call for medical assistance if indicated or requested.

D. Thoroughly investigate the incident, including but not limited to:

1. Interview all parties involved.
2. Collect and record evidence.
3. Complete appropriate departmental paperwork to document all actions and findings during the incident.
4. Make an arrest or request a warrant when probable cause exists that a crime of Family Violence (IC 35-31.5-2-76) has been committed.
5. If, after speaking with any children and/or endangered adults present, the officer determines there is injury, serious injury, and/or death of a child or endangered adult, the officer shall immediately contact the Department of Child Services and/or Adult Protective Services.



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- E. Anytime an officer investigates a family/domestic/dating violence incident or disturbance, an incident report must be prepared regardless of the wishes of the parties involved in the incident.
 - 1. The incident report must also include a statement describing the nature of the relationship between the victim and the offender.
 - 2. Supply any victim, who is a member of the IU community, with the campus’s Sexual Assault and Relationship Violence Rights and Options (SARVRO) brochure.
 - 3. Provide all victims with the Victim’s Rights form as required by Indiana law (IC 35-33-1-1.5).
- F. If it is determined that a protective order is in effect, has been served, and the conditions of the order have been violated an arrest should be made for Invasion of Privacy (IC 35-46-1-15.1).
 - 1. Pursuant to Indiana law and federal code, foreign orders of protection must be enforced the same as local orders of protection.
 - 2. If a protective order is in effect but has not been served, the officer shall serve the order and update the InCITE Protective Order Registry and have the communications operator update the IDACS file. Service shall also be documented in the narrative of an Incident Report.

VI. Related Information

Indiana University Police Department:

Sexual Assault and Relationship Violence Rights and Options (SARVRO)
Brochure: <https://www.sharepoint.iu.edu/sites/iupd/SitePages/CleryUCR.aspx>

Indiana University:

UA-01 Non-Discrimination/Equal Opportunity/Affirmative Action

UA-03 Sexual Misconduct

PS-01 Programs Involving Children

Stop Sexual Violence Website: <http://stopsexualviolence.iu.edu/>

Indiana Code:



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12-10-3-2 Endangered adult; 35-31.5-2-76 Crimes involving domestic or family violence; 35-31.5-2-78 Crime of domestic violence; 35-31.5-2-128 Family or household member; 35-33-1-1.5 Crime involving domestic or family violence, duties of law enforcement officers confiscation of firearm, ammunition, or deadly weapon; 35-40-5 Victim’s Rights; 35-41-3-2 Use of force to protect person or property; 35-42-2-1 Battery; 35-42-2-1.3 Domestic Battery; 35-46-1-15.1 Invasion of Privacy; 35-46-1-20 Enforcement of foreign protection orders.

Indiana Department of Child Services (DCS):

Hotline Number: (800) 800-5556
 Website: <https://secure.in.gov/dcs/index.htm>

Indiana Family & Social Security Administration, Adult Protective Services (APS):

Hotline Number: (800) 992-6978
 Website: <http://www.in.gov/fssa/da/3479.htm>

Civil Rights Act of 1964, Title VII: Section 2000e

Website: <http://www.eeoc.gov/laws/statutes/titlevii.cfm>

Education Amendments of 1972, Title IX: Code of Federal Regulations, Title 34 Education, Part 106:


Website: <https://www2.ed.gov/policy/rights/reg/ocr/edlite-34cfr106.html>

Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act of 1990: 20 U.S.C. § 1092(f):

Website: <http://www.ecfr.gov/cgi-bin/text-idx?rgn=div8&node=34:3.1.3.1.34.4.39.6>

Violence Against Women Reauthorization Act of 2013: 42 U.S.C. 13701:

Website: <https://www.congress.gov/bill/113th-congress/senate-bill/47/text>



 Robert L. True (9/23/16)
 Interim Superintendent of Public Safety