

# THE CITY UNIVERSITY OF NEW YORK

## YORK COLLEGE WORKPLACE VIOLENCE PREVENTION PROGRAM

In accordance with the University's commitment to the prevention of workplace violence, York College adopts the following as its Workplace Violence Prevention Program (the "Program"):

### 1. Purpose

The University's Workplace Violence Prevention Program provides information to the College community about preventing and responding to incidents of workplace violence at the College's worksites and facilities and seeks to develop programs which will prevent or reduce the likelihood of threats or acts of workplace violence. The Program seeks to ensure that any incident, complaint, or report of workplace violence is taken seriously and dealt with appropriately. The Program implements the Workplace Violence Prevention Policy adopted by the Board of Trustees on February 28, 2011. As set forth therein, workplace violence is defined as any physical assault or acts of aggressive behavior occurring where an employee performs any work-related duty in the course of his or her employment, including but not limited to:

- i. An attempt or threat, whether verbal or physical, to inflict physical injury upon an employee;
- ii. Any intentional display of force that would give an employee reason to fear or expect bodily harm;
- iii. Intentional and wrongful physical contact with an employee without his or her consent that entails some injury; and
- iv. Stalking an employee in a manner that may cause the employee to fear for his or her physical safety and health when such stalking has arisen through and in the course of employment.

### 2. Scope

All College employees are required to comply with the (Program). In addition, since students and visitors to the College are required to conduct themselves in conformity with existing law, employees who observe or experience students or visitors engaging in violent or threatening behavior should follow the procedures in the (Program) for reporting such behavior.

### 3. Workplace Violence Advisory Team ("WVAT")

- a. **The WVAT reports directly to the College President and consists of members designated by the President. The following faculty and staff are members of Workplace Violence Advisory Team:**

**Chief Rufus Massiah co-chair, Russell Platzek, Esq. co-chair, Sameea Belle, Jayoung Choi, Barbara Manuel, Geraldine Powell, Professor Francisco Villegas, (See Appendix I for contact information).**

- b. **The WVAT co-chairs are Qiana Watson, Esq. and Chief Rufus Massiah. The co-chairs set the times and agendas for meetings and establishes sub-committees, as necessary, to fulfil the WVAT responsibilities set forth herein and in sections 4, 6 and 10.**
- c. **The co-chairs and members of the WVAT and their contact information are listed in Appendix I.**
- d. **The WVAT will coordinate the Workplace Prevention training at the Colleges.**

#### **4. Risk Assessment and Evaluation Process**

- a. **On an annual basis, in preparation for the physical site evaluation, the WVAT will:**
  - i. **Examine the prior year's relevant records that concern workplace violence incidents to identify patterns in the type and cause of injuries.**
  - ii. **Assess relevant policies, work practices, and work procedures that may impact the Workplace Violence Prevention Program.**
  - iii. **Review survey responses received from employees of the College. Survey forms are available to employees on the College's website and in hardy-copy at the College's Office of Public Safety and Office of Human Resources. Completed survey forms are to be forwarded to the Director of Public Safety, as the physical site evaluation team leader.**
- b. **On an annual basis, the WVAT will conduct a physical site evaluation of the College's workplace to determine the presence of factors that may place employees at risk of workplace violence. Recognized Unions with employees at the College will be given advance notice, in writing, from the Vice President for Administration of the date(s) and time(s) of the site visit(s). Recognized Unions may designate a representative to participate in the site visit(s) by notifying (the WVAT Co-Chair) in writing of the designated representative. In addition to the authorized employee representative(s), an employee may also request to participate directly in the site visit for his/her work area by contacting the WVAT Co-Chair. Union representatives will be provided with incident reports (without names) for the previous year. The Union representative may submit to the WVAT Co-Chair any**

comments regarding situations in the workplace that pose a threat of workplace violence.

- c. Following the annual physical site evaluation, the WVAT will prepare a report of the findings, including a list of the high risk factors identified during the physical site evaluation and recommendations on appropriate work practice control measures to address identified risk factors. The report will be submitted to the President for appropriate action. Copies of the report will be made available, upon request, to employee(s), their authorized representatives(s), and the New York State Department of Labor.

## **5. Employee Information and Training**

All employees must participate in training on the risks of workplace violence in their workplace at the time of initial employment and at least annually thereafter. The employee training and information program includes information regarding how to locate the Policy and Program as well as survey forms.

The College provides training to its employees. The training program addresses the following essential topics:

- a. An overview and definition of workplace violence;
- b. The College's commitment to providing a safe workplace;
- c. Instructions regarding how to obtain a copy of the written Policy and Program;
- d. A listing of significant identified risk factors;
- e. Techniques on how to recognize and avoid potentially violent situations, including de-escalation techniques;
- f. How employees can protect themselves and how employees can suggest improvements to the Program;
- g. The importance of reporting incidents and how to report such incidents;
- h. Where employees can seek assistance during a dangerous situation; and
- i. Resources, such as trauma counseling, that may be available to employees after an incident has occurred.

Additional training will be conducted as necessary and as determined by the needs of the College.

## **6. Reporting Process/Procedures to Report Incidents of Workplace Violence**

In order to maintain a safe working environment, incidents of workplace violence must be reported promptly to a supervisor and the Office of Public Safety. The phone number of the College's Office of Public Safety is (718)262-2222. Members of the College community are also encouraged to report other behavior they believe may lead to potential workplace violence. After an incident occurs or upon receipt of complaint, an investigation will be conducted by the Office of Public Safety. Complaints involving the Office of Public Safety will be investigated by the Office of Legal Affairs and Labor Relations.

- a. The College will use a form developed by the University's Office of Public Safety to record incidents of workplace violence. As set forth therein, investigative reports must include:
  - i. Workplace location where the incident occurred;
  - ii. Time of day/shift when the incident occurred;
  - iii. A detailed description of the incident, including events leading up to the incident and how the incident ended;
  - iv. Names and job titles of employees involved;
  - v. Name of other identifier or other individual(s) involved;
  - vi. Nature and extent of injuries arising from the incident; and
  - vii. Names of witnesses.
- b. The WVAT reviews the investigation results of incidents and complaints, determines whether there is a violation of the Policy and provides a report to the President.
- c. The WVAT, with the participation of the authorized employee representative(s), conducts a review of the Campus Workplace Violence Incidents Report at least annually to identify trends in the types of incidents in the workplace and reviews the effectiveness of the mitigating actions taken.

## **7. Report of Violations of the Workplace Violence Prevention Policy and Program**

**Any employee or authorized employee representative who believes that the College's Workplace Violence Prevention Programs is in violation of CUNY's Workplace Violence Prevention Policy or that a threat of imminent danger exists that is not being adequately addressed should bring such exigent concerns to the attention of the University's Senior University Executive Director of Human Resources Strategic Planning, 395 Hudson Street, New York, NY 10014.**

## **8. Retaliation**

**No employee is subject to criticism, reprisal, retaliation or disciplinary action by the College for good faith reporting pursuant to the Program. Individuals who make false and malicious complaints of workplace violence, as opposed to complaints that, even if erroneous, are made in good faith, may be subject to disciplinary or other appropriate action.**

## **9. Recordkeeping**

**All recordkeeping and reporting shall be made in compliance with the applicable law and regulation (currently New York Labor Law Sections 27-a and 27-b and 12 NYCRR Part 800) and the Policy and Program.**

## **10. Program Effectiveness and Evaluation/Post Incident Response**

**At least annually or after serious incidents, the WVAT evaluates the effectiveness of the Workplace Violence Prevention Program, including, post-incident responses and evaluation processes. The review focuses on incident trends and the effectiveness of the control measures taken by the College. The review also assesses whether the reporting and recordkeeping systems are effective in collecting relevant information.**

## Appendix I

### 2016 York College Workplace Violence Committee

<b>Name</b>	<b>Title &amp; Department</b>	<b>Phone Number</b>	<b>Email Address</b>
<b>Rufus Massiah, Co-Chair</b>	<b>Director Public Safety &amp; Campus Security</b>	<b>(718) 262-2218</b>	<b><a href="mailto:rmassiah@york.cuny.edu">rmassiah@york.cuny.edu</a></b>
<b>Russell Platzek, Esq., Co-Chair</b>	<b>Executive Director Legal Affairs and Labor Relations</b>	<b>(718)262-2140</b>	<b><a href="mailto:rplatzek@york.cuny.edu">rplatzek@york.cuny.edu</a></b>
<b>Sameea Belle</b>	<b>Director SEEK Program</b>	<b>(718) 262-2314</b>	<b><a href="mailto:sbelle@york.cuny.edu">sbelle@york.cuny.edu</a></b>
<b>Jayoung Choi</b>	<b>Director Counseling Center</b>	<b>(718)262-2297</b>	<b><a href="mailto:jchoi@york.cuny.edu">jchoi@york.cuny.edu</a></b>
<b>Barbara Manuel</b>	<b>Executive Director Human Resources</b>	<b>(718)262-2362</b>	<b><a href="mailto:bmanuel@york.cuny.edu">bmanuel@york.cuny.edu</a></b>
<b>Geraldine Powell</b>	<b>Legal Specialist Legal Affairs and Labor Relations</b>	<b>(718)262-2503</b>	<b><a href="mailto:gpowell@york.cuny.edu">gpowell@york.cuny.edu</a></b>
<b>Dr. Francisco Villegas</b>	<b>Associate Professor Psychology</b>	<b>(718)262-2674</b>	<b><a href="mailto:fvillegas@york.cuny.edu">fvillegas@york.cuny.edu</a></b>