“University police and campus security authorities must report crimes in the annual Uniform Campus Crime & Fire Safety Report”
Clery Act Background

- In 1986, Jeanne Clery was a freshman at Lehigh University.

- She was murdered and sexually assaulted in her room in a campus residential hall.

- The University had not informed students about 38 violent crimes on campus in the three years preceding her murder.
What is the Clery Act?

- The **Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act** is a **federal law** that requires institutions of higher education in the United States to disclose campus security information including crime statistics for the campus and surrounding areas.
What is required by the Clery Act?

- Publish and distribute an annual Campus Security report by October 1\textsuperscript{st} of each year.
- Inform prospective students and employees about the Campus Security Report.
- Notify the campus in a timely way of crimes that threaten safety.
- Support and keep an up-to-date daily log of all reported crimes.
Which schools must comply with the Clery Act?

• All institutions of postsecondary education, both public and private, that participate in federal student aid programs must publish and disseminate an annual campus security report as well as make timely warnings.

• Violations of the act can result in fines up to $35,000 (up from 27,500) by the US Department of Education.
Distribution Requirements

- Each campus must publish its Campus Security Report by October 1st of each year.
- The report must be published within a single document and may come in electronic and print format.
Three Years of Crime Statistics

• The campus security report provides information on crime statistics for the three years prior to publication.

• The 2014 report will include crime statistics from 2011, 2012, and 2013.
What is a Campus Security Authority?

• The definition of “Campus Security Authority” is: “Any official of an institution who has significant responsibility for student and campus activities, including but not limited to, student housing, student discipline, and campus judicial proceedings.”
These Officials May Include (but not limited to)

- Dean of Students
- Director of Student Activities
- Athletic Director
- Athletic Coaches
- Faculty Advisors to Student Groups
- Student Affairs Professionals
- Mentors to Student Clubs and Organizations
- Hall Directors and RA’s
Campus Security Authorities

- In order to comply with the Clery Act, the University administrators must:
  - Determine who the institution’s campus security authorities are
  - Advise them of their role
  - Describe their responsibilities
  - Provide training for them
Campus Security Authority’s Major Responsibilities

- Encourage crime victims and witnesses to report any mandatory reportable crime to the University Police.
- Formally notify the University Police Department of any reportable crime you are made aware of.
General Crime Reporting

• In an emergency situation always dial 911!
• Contact the University Police at 860-465-5310 (press 3)
• You should report a crime whenever a victim or witness calls it to your attention whether they decide to report it or not.
What Crimes Need to be Reported?

- The Clery Act specifies eight crime categories that must be reported:
  
  1) Aggravated Assault
  2) Arson
  3) Burglary
  4) Criminal Homicide Murder and Non-Negligent Manslaughter
  5) Hate Crimes
  6) Motor Vehicle Theft
  7) Robbery
  8) Sex Offenses (Forcible and Non-forcible)
  9) Dating Violence (new)
  10) Domestic Violence (new)
  11) Stalking (new)
What do all of these things have in common?

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5) Hate Crimes
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8) Sex Offenses (Forcible and Non-forcible)
9) Dating Violence (new)
10) Domestic Violence (new)
11) Stalking (new)
Crime Definitions

• Aggravated Assault: An unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury. This type of assault is usually accompanied by the use of a weapon or by means likely to produce death or great bodily harm. Attempts are included since it is not necessary that an injury results when a gun, knife or other weapon is used which could and probably would result in serious personal injury if the crime were successfully completed.

• 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, personal or other property. Only fires determined through investigation to have been willfully or maliciously set are classified as arson. Fires of suspicious or unknown origins are excluded.
Crime Definitions

• Burglary: The unlawful entry of a structure to commit a felony or a theft. The use of force to gain entry is not required to classify an offense as burglary. Burglary in this program is categorized into three sub-classifications: forcible entry, unlawful entry where no force is used, and attempted forcible entry.

• Criminal Homicide Murder and Non-negligent Manslaughter: The willful (non-negligent) killing of one human being by another. Negligent manslaughter is the killing of another person through gross negligence.
Crime Definitions

- **Hate Crime**: A hate crime, also known as a bias crime, is a criminal offense committed against a person, property, or society which is motivated, in whole or in part, by the offender’s bias against a race, gender, gender identity, religion, disability, sexual orientation, ethnicity or national origin.

- **Motor Vehicle Theft**: Defined as the theft or attempted theft of a motor vehicle, this offense category includes the stealing of automobiles, trucks, buses, motorcycles, motor scooters, snowmobiles, etc. The definition excludes the taking of a motor vehicle for temporary use by persons who have lawful access.
Crime Definitions

- Robbery: Robbery is the taking or attempting to take anything of value from the care, custody or control of a person or persons by force or threat of force or violence and/or by the victim in fear.
Crime Definitions - Sex Offenses

- **Sex Offenses – Forcible**: 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 Rape**: The carnal knowledge of a 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 because of his or her temporary or permanent mental or physical incapacity (or because of his or her youth).
Crime Definitions-Sex Offenses

- Forcible sodomy: Oral or anal sexual intercourse with 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 because of his or her temporary or permanent mental or physical incapacity.

- Sexual assault with an object: The use of an object or instrument to unlawfully penetrate, however slightly, the genital or anal opening of the body of 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 because of his or her temporary or permanent mental or physical incapacity (or because of his or her youth).
Crime Definitions-Sex Offenses

- Forcible fondling: The touching of the private body parts of another person for the purpose of sexual gratification, 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 because of his or her temporary or permanent mental or physical incapacity (or because of his or her youth).

- Sex Offenses – Non-Forcible: Unlawful, non-forcible sexual intercourse.

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

- Statutory rape: Non-forcible sexual intercourse with a person who is under the statutory age of consent.
New Crime Definitions

• Dating Violence: Committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim; and where the existence of such a relationship shall be determined based on a consideration of the length of the relationship, the type of relationship or the frequency of interaction between the persons involved in the relationship.
New Crime Definitions

- Domestic Violence: Felony or misdemeanor crimes of violence committed by a current or former spouse or intimate partner of the victim, by a person with whom the victim shares a child in common, by a person who is cohabitating with or has cohabitated with the victim as a spouse, by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction receiving grant monies, or 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.
New Crime Definitions

• 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.
Campus Property Definitions

For a crime to be reportable, it must occur at one of the following locations:

- **On Campus:** Any building or property owned or controlled by an institution within the same reasonably contiguous geographic area and used by the institution in direct support of, or in a manner related to, the institution’s educational purposes, including residence halls; and any building or property that is owned by the institution but controlled by another person, is frequently used by students and supports institutional purposes.
Campus Property Definitions

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

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

- **Residential Facility**: Dormitories or other residential facilities for students on campus is a subset of the on-campus category. Institutions must disclose the total number of on-campus crimes, including those in dorms or other residential facilities for students on campus, and must also make a separate disclosure limited to the number of crimes occurring in student dorms or residential facilities on campus.
Alcohol, Drug, and Weapons Offenses That Must be Reported

- Campuses must include three years of statistics for arrests in these areas.

- Campuses must also include statistics for persons not arrested but referred for campus disciplinary action in regard to liquor law, drug law violations, and illegal weapons possession.
Disciplinary Referrals

• It is a disciplinary referral:
  ▫ If a campus official initiates disciplinary action against a student who was referred
  ▫ When officials keep a record of the referral
  ▫ When the violation results in a sanction
Clery Reporting Flowchart

START HERE
Are you a “Campus Security Authority?”

No

Not required to report but encouraged to do so if a Reportable Crime

Yes

Reportable Clery Crime
1- Aggravated Assault 2- Arson 3- Burglary
4- Criminal Homicide 5- Forcible Rape
6- Hate Crime 7- Motor Vehicle Theft 8- Robbery
9- Dating Violence 10- Domestic Violence 11- Stalking

No

Occurred on Campus Property
1- On Campus 2- Non-Campus Property
3- Public Property 4- Residential Facility

Yes

Reportable Violation
1- Alcohol 2- Drugs 3- Weapons

No

Not a reportable Crime or Violation

CLERY REPORTABLE
Complete “EASTERN CONNECTICUT STATE UNIVERSITY CAMPUS SECURITY AUTHORITY CLERY REPORTING FORM”

Yes

Crime

Violation

CLERY REPORTABLE
Contact Police or file a Judicial Referral Report
Clery Reporting Flowchart

START HERE
Are you a “Campus Security Authority?”

Yes → Reportable Clery Crime
1. Aggravated Assault
2. Arson
3. Burglary
4. Criminal Homicide
5. Forcible Rape
6. Hate Crime
7. Motor Vehicle Theft
8. Robbery
9. Dating Violence
10. Domestic Violence
11. Stalking

No → No
Occurred on Campus Property
1. On Campus
2. Non-Campus Property
3. Public Property
4. Residential Facility

Yes → Reportable Violation
1. Alcohol
2. Drugs
3. Weapons

No → CLERY REPORTABLE
Complete “EASTERN CONNECTICUT STATE UNIVERSITY CAMPUS SECURITY AUTHORITY CLERY REPORTING FORM”

Yes → CLERY REPORTABLE
Contact Police or file a Judicial Referral Report

No → CLERY REPORTABLE
Reportable Violation
1. Alcohol
2. Drugs
3. Weapons
Clery Reporting Forms

• Anyone identified as a Campus Security Authority must complete and submit the “EASTERN CONNECTICUT STATE UNIVERSITY CAMPUS SECURITY AUTHORITY CLERY REPORTING FORM” when a Clery reportable crime is brought to their attention.

• See the next slide for Eastern’s Reporting Form.
**EASTERN CONNECTICUT STATE UNIVERSITY**
**CAMPUS SECURITY AUTHORITY CLERY REPORTING FORM**

(This form is to be used to report any of the crimes listed below that have not been reported to the University Police)

**Campus Security Authority Reporting Person____________________________/________________________________
_____________________________ 
(Print) (Signature)

**Phone Number(s) _________________________________

**Date Incident Occurred __________________ Date Reported ________________

**Location of Incident (be specific) ___________________________________________________________________________

**Brief Description of Incident _______________________________

**Check the appropriate box for the following Campus Geography description. If the crime reported to you did not occur in one of these areas it is not reportable and you do not need to submit this form.

**STEP ONE
Check the appropriate box for the following Campus Geography description. If the crime reported to you did not occur in one of these areas it is not reportable and you do not need to submit this form.

** However, any crime or offense that poses an immediate threat to the health and safety of the campus community must be reported to the Campus Police IMMEDIATELY at 860-465-5310**

The crime occurred ON CAMPUS if: (contiguous to campus)

☑ It occurred in a building or property owned or controlled by an institution within the same reasonably contiguous geographic area and used by the institution in direct support of, or in a manner related to, the institution’s educational purposes

☑ It occurred in a residence hall or any building or property that is owned by the institution but controlled by another person and is frequently used by students and supports institutional purposes

☑ The crime occurred in another on campus building

The crime occurred ON NON-CAMPUS property if: (not contiguous to campus)

☑ It occurred in or on any building or property owned or controlled by a student organization that is officially recognized by the institution

☑ It occurred in or on any building or property owned or controlled by an institution that is used in direct support of or in relation to the institution’s educational purposes that is frequently used by students and is not within the same reasonably contiguous geographic area of the institution

The crime occurred ON PUBLIC PROPERTY if:

☑ It occurred on thoroughfares, streets, sidewalks, and parking facilities, that is within the campus or immediately adjacent to and accessible from the campus and includes a sidewalk that borders campus, a public street that borders the adjacent sidewalk and the sidewalk on the other side of the street

The crime occurred IN A RESIDENTIAL FACILITY if:

☑ It occurred in a dormitory or other residential facilities for students on campus (if this box is checked please check appropriate corresponding box in the ON CAMPUS section)

**STEP TWO
Check the appropriate box for the following Crime Definition description that occurred. If more than one crime occurred check all that apply.

☑ Murder and Non-negligent Manslaughter is defined as the willful (non-negligent) killing of one human being by another.

☑ Negligent Manslaughter is defined as the killing of another person through gross negligence.

☑ Sex Offenses-Forcible is defined as 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.

☑ Sex Offenses-Non-Forcible (two types)
  ☑ Incest is non-forcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
  ☑ Statutory Rape is non-forcible sexual intercourse with a person who is under the statutory age of consent.

☑ Dating Violence is committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim; and where the existence of such a relationship shall be determined based on a consideration of the length of the relationship, the type of relationship or the frequency of interaction between the persons involved in the relationship.

☑ Domestic Violence are felony or misdemeanor crimes of violence committed by a current or former spouse or intimate partner of the victim, by a person with whom the victim shares a child in common, by a person who is cohabitating with or has cohabitated with the victim as a spouse, by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction receiving grant monies, or 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.

☑ Stalking is 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.

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

☑ Aggravated Assault is an unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury. This type of assault usually is accompanied by the use of a weapon or by means likely to produce death or great bodily harm.

☑ Burglary is the unlawful entry of a structure to commit a felony or theft.

☑ Motor Vehicle Theft is the theft or attempted theft of a motor vehicle.

☑ Arson is any willful or malicious burning or attempt to burn, with or without intent to defraud, a dwelling house, public building, motor vehicle or aircraft, personal property of another, etc.

☑ Hate crime is a criminal offense committed against a person or property which is motivated, in whole or in part, by the offender’s bias. Any of the above crimes or any other crime involving injury, larceny-theft, simple assault, intimidation, and destruction/damage/vandalism of property committed based on the following category of prejudice (race, gender, gender identity, religion, sexual orientation, ethnicity, or disability).

If you have any questions about properly completing this form, please contact one of the following individuals for guidance:

- Ms. Karen Collins at Collins@easternct.edu or at 860-465-5313
- Lt. Tom Madera at Maderar@easternct.edu or at 860-465-0007
- Chief Jeffrey Garewski at Garewskij@easternct.edu or at 860-465-4521

Completed forms can be sent to the University Police three ways:

1. (Preferred) Please return all completed incident forms electronically by e-mail in .pdf format to Ms. Karen Collins at Collins@easternct.edu.
2. Forms can be faxed to the University Police Administrative Office at 860-465-5597.
3. Forms can be mailed or inter-office mailed to:
   - Eastern Connecticut State University
   - Police Department
   - 83 Windham Street
   - Willimantic, CT 06226
   - (ATTN: Police Administrative Office)

APPROVED BY _______________________________

NOT CLERY REPORTABLE

CLERY REPORTABLE

FORMS 

NOT CLERY REPORTABLE

FORMS

NOT CLERY REPORTABLE
ALL THINGS THAT YOU CALL PROSTAFF & the POLICE
So You Won’t fill this out, but may be referenced in description
Informing Prospective Students and Employees about the Campus Security Report

- To comply with the Clery Act, campuses must let everyone who asks for information about a job or admissions to the school know that the report is available.
Timely Warnings/Reporting of Crimes That Threaten Campus Safety

- Notification may be given by several venues including the University Police Website, E-Mails and in immediate emergencies via the “EASTERN ALERT” warning system.

- The campus must be notified in a timely manner. (Usually 24-48 hours of a threatening incident.)
Daily Log of all Reported Crimes

- Each entry on the daily log should include:
  - The date, time, and location of the crime.
  - An easy-to-understand crime definition.
  - The disposition of the crime.
Clery Act Resources

• Eastern Connecticut State University Public Safety Web Page:
  http://www.easternct.edu/police/clery.html

• Security on Campus Inc.:
  http://clerycenter.org/

CONTACT THE EASTERN CONNECTICUT STATE UNIVERSITY POLICE ADMINISTRATION FOR QUESTIONS CONCERNING PROPER CLERY REPORTING
860-465-5313
Campus Security Authority
Training Verification

Click here to submit your training verification