

	7-102 The Jeanne Cleary Disclosure of Campus Security Policy and Campus Crime Statistics Act
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7-102.1 Discussion

The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act, codified at 20 USC 1092 (f) as a part of the Higher Education Act of 1965, is a federal law that requires colleges and universities to disclose certain timely and annual information about campus crime and security policies. All public and private institutions of postsecondary education participating in federal student aid programs are subject to it. Violators can be "fined" up to \$27,500 by the U.S. Department of Education, the agency charged with enforcement of the Act and where complaints of alleged violations should be made, or face other enforcement action. The Clery Act, originally enacted by the Congress and signed into law by President George Bush in 1990 as the Crime Awareness and Campus Security Act of 1990, was championed by Howard & Connie Clery after their daughter Jeanne was murdered at Lehigh University in 1986. They also founded the non-profit Security On Campus, Inc. in 1987. Amendments to the Act in 1998 renamed it in memory of Jeanne Clery.

7-102.2 Policy

It shall be the policy of the University of West Georgia Police Department to provide to the general public an annual campus security report and be in compliance with the federal law known as the Clery Act. This security report will be updated annually and presented as one cohesive document as required by federal law **20 USC 1092 (f)**.

7-102.3 Annual Report Procedures

1. The Chief of Police or designee will publish an annual report every year by October 1st that contains 3 years worth of campus crime statistics and certain security policy statements including sexual assault policies which assure basic victims' rights, the law enforcement authority of campus police and where students should go to report crimes.

2. The report is to be made available automatically to all current students and employees.
3. Prospective students and employees are to be notified of its existence and afforded an opportunity to request a copy.
4. The report can also be viewed on the departmental website. The website will indicate where the report can be found and paper copies are available upon request.
5. A copy of the statistics must also be provided to the U.S. Department of Education.

7-102.4 Crime Statistics

The University of West Georgia Police Department will disclose its crime statistics for the campus, unobstructed public areas immediately adjacent to or running through the campus, and certain non-campus facilities including Greek housing and remote classrooms.

1. Other statistics will be gathered from the following sources:
 - a. Carrollton Police Department
 - b. Carroll County Sheriff's Office
 - c. University of West Georgia Student Activities Department
 - d. University of West Georgia Resident Life Department
 - e. University of West Georgia Student Services Department
 - f. University of West Georgia Health Services Department

Professional mental health such as the University of West Georgia Student Development Center and religious counselors are **exempt** from reporting obligations, but may refer patients to a confidential reporting system by completing an anonymous referral form that can be found on the departmental website at: <http://www.westga.edu/assetsDept/pubsafe/sexualassault.pdf>

2. Types of Crimes to be reported are:
 - a. Criminal Homicide

1. Murder
 2. Negligent Manslaughter
 3. Non Negligent Manslaughter
 - b. Sex Offenses
 1. Forcible Sex Offenses
 2. Non Forcible Sex Offenses
 - c. Robbery
 - d. Aggravated Assault
 - e. Burglary
 - f. Motor Vehicle Theft
 - g. Arson
3. Other crimes to be reported if they result in arrest or disciplinary referral to University of West Georgia Student services are:
 - a. Liquor Law Violations
 - b. Drug Law Violations
 - c. Illegal Weapons Possession

If both an arrest and referral are made only the arrest is counted.

4. The statistics are also broken down geographically into the following
 - a. On Campus
 - b. Residential Facilities for Students on Campus
 - c. Non Campus Buildings
 - d. On Public Property (Streets & Sidewalks)

A map may be used to denote these areas.

6. The report must also indicate if any of the reported incidents, or any other crime involving bodily injury, was a "hate crime."

7-102.5 Access to Timely Information

1. Crime Log

- a. The University of West Georgia Police Department is also required to provide and a separate more extensive public crime log.
- b. The Crime Log records all incidents reported to the University of West Georgia Police Department which are most likely to affect the day to day lives of students and covers all crimes not just those required in the annual report, meaning crimes like theft are included in the log.
- c. State crime definitions may be used.
- d. The log is required to include the "nature, date, time, and general location of each crime" as well as its disposition if known. Incidents are to be included within two business days but certain limited information may be withheld to protect victim confidentiality, ensure the integrity of ongoing investigations, or to keep a suspect from fleeing.
- e. Only the most limited information necessary may be withheld and even then it must be released once the adverse effect is no longer likely to occur.
- f. The log must be publicly available during normal business hours. This means that in addition to students and employees the general public such as parents or members of the press may access it.
- g. Logs remain open for 60 days and subsequently must be available within 2 business days of a request.

2. Timely Warnings

The timely warning is only triggered when the school considers a crime to pose an ongoing "threat to students and employees". Timely warnings cover a broader source of reports, Such as but not limited to:

- a. Departmental Incident Reports
- b. Other law enforcement agencies incidents that could effect the university community
- c. Campus Officials (faculty & staff)