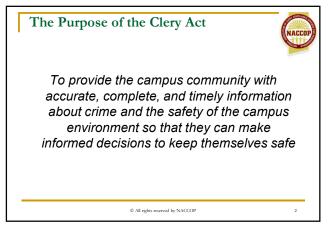
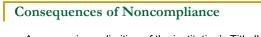


Clery Act 101 Fill Lafferty, CCCO Director of Federal Relations, NACCOP and Consultant, D. Stafford & Associates Email: blafferty@naccop.org

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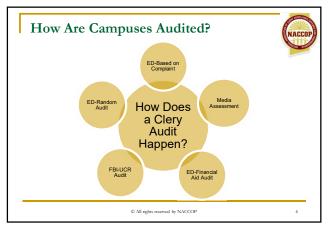


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- A suspension or limiting of the institution's Title IV funding
- The institution's name will be provided to Congress by the Secretary of ED
- ED can issue civil fines for each violation
- Final Review Determination Reports are public records (<u>https://studentaid.ed.gov/sa/about/datacenter/school/clery-act-reports#</u>)
- The institution will receive negative media attention

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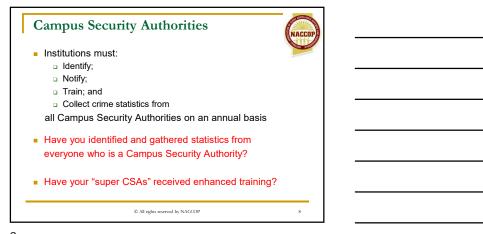


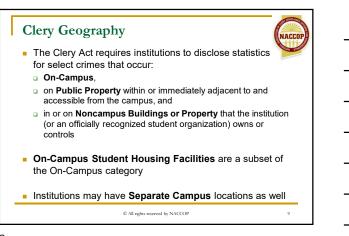
Civil	NACCOP		
	Effective Date	Fine Amount	and a state
	October 17,1986	\$25,000	
	November 18, 2002	\$27,500	
	October 2, 2012	\$35,000	
	August 1, 2016	\$53,907	
	April 20, 2017	\$54,789	
	January 15, 2018	\$55,907	
	February 1, 2019	\$57,317	
	5		













### Clery Geography



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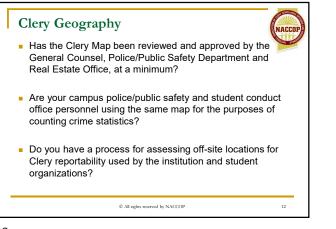
- Institutions must therefore assess any locations they (or their recognized student organizations) own or control, as well as the public property within and immediately adjacent to their campus, to determine how, if at all, these locations correspond to Clery Act-specific geographic categories
- Define your "core campus"
- ED recommends development of a Clery Map for each campus, to clarify the institution's Clery Geography

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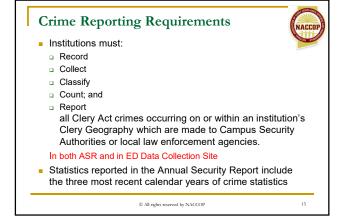
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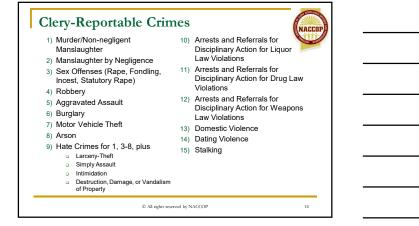
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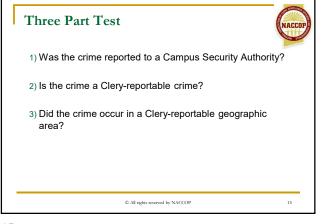
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### **Crime Statistics**

### Key questions:

- Is the campus police department translating the classifications of its incident reports to the Federal Clery Act definitions before reporting statistics in the Annual Security Report?
- Is the Clery Compliance Officer requesting statistics from all correct entities on campus?
- Is the Clery Compliance Officer requesting statistics from all local/state law enforcement agencies that have jurisdiction on or within the institution's Clery Geography? © All rights reserved by NACCOP

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## **Crime Statistics**



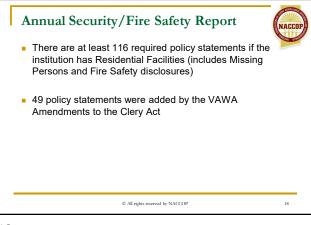
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- Is the student conduct office using the Clery Act crime definitions to report statistics in the Annual Security Report?
- Has the campus police/public safety department and the student conduct office determined which state laws and local ordinances are reportable under the broader UCR definitions for the liquor, drug, and weapon law violation categories?
- Have the people who classify crime statistics in the campus police/public safety department and in the student conduct office received adequate training for this purpose?

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### Annual Security/Fire Safety Report

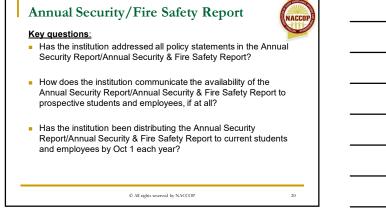


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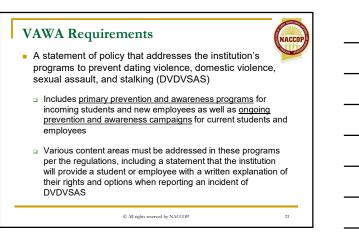
- Institutions must publish and distribute an Annual Security Report containing all required policy statements by no later than October 1 each year
- Direct distribution of compliance document to all students and employees or push out a 4-part notice of availability with the exact URL
- Provide notice of the availability of the Annual Security (& Fire Safety) Report to all prospective students and employees (ongoing)

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### **VAWA Requirements**

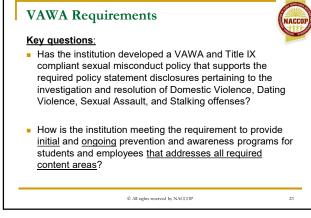


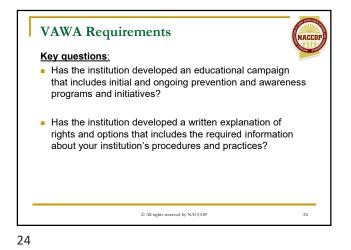
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- A statement of policy that addresses the procedures that the institution will follow when one of these crimes is reported.
- A clear statement of policy that addresses the procedures for institutional processes and disciplinary action in cases of alleged dating violence, domestic violence, sexual assault, or stalking
  - The procedures that must be addressed in this statement also include procedural components that institutions must adhere to, such as annual training requirements for officials involved in these proceedings, providing the accuser and accused with the same opportunities to have others present and be simultaneously notified of the result, etc.

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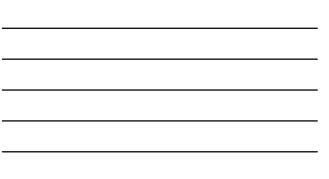
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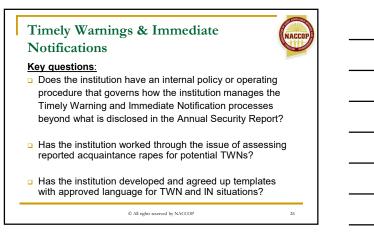


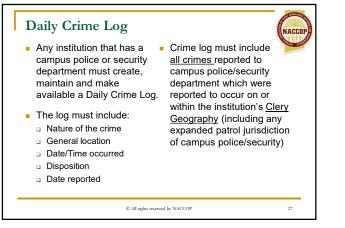




TWN vs. Immediate Notification								
	Timely Warning (TWN)	Immediate Notification (IN)						
Legal Standard:	Potential ongoing or serious threat	Immediate threat to health and safety						
Circumstances:	Clery-reportable crimes that have been reported (occurred in past)	Clery-reportable crimes as well as other types of emergencies (happening right now or about to happen)						
Audience:	Community-wide	Can send to a segment of the community, if appropriate						
When Issued:	As soon as pertinent information is available	Upon confirmation of emergency (when possible)						
Follow-Up:	Not Required	Required						









### Daily Crime Log

 Entries to the log, or updates, must be made within 2 business days of receiving the information ACCO

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- The 60 most recent days of the log must be immediately available to the consumer
- We recommend institutions develop a standard list of dispositions, define them for the consumer, and publish them in tandem with the Daily Crime Log

Has the institution developed a crime log containing all required categories that is being updated within 2 business days of receiving crime reports?

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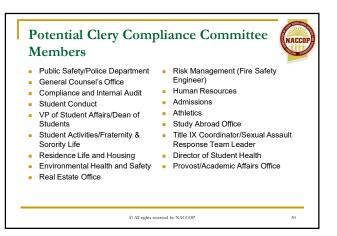
# Managing Compliance Key questions Does the institution have a Clery Compliance Committee?

 Has the institution officially designated a Clery Compliance Officer and given them the authority and responsibility to manage compliance with the Clery Act on behalf of the institution?

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 Has the Clery Compliance Officer received in-depth training in the Clery Act?

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# You are fairly new to the job-What should your priorities be?



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- Assess your Clery Geography, create a map and a list that supports the map.
- Assess your CSAs and develop a system to actively gather information from them for the past calendar year.
- Assess your law enforcement letter and ensure that you are asking for all of the correct crime categories for all of the correct locations.
- Assess your ASR/AFSR-are all 116 policy statements addressed?
- Assess how the Student Conduct Office is pulling the data from their RMS. Are they capturing the current geographic categories and ALL correct incidents that relate to the 15 Clery crimes?

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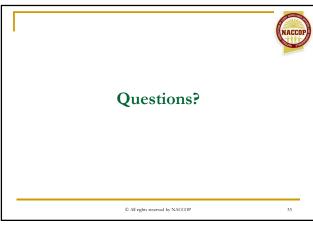
31

### You are fairly new to the job-What should your priorities be? Assess the Daily Crime Log Assess the Fire Log Assess your Noncampus properties to ensure that none of the locations qualify as a Separate Campus.

- Verify that the Notice of Availability sent to the current students/employees has the 4 required statements.
- Verify that the Notice of Availability conspicuously available to prospective students/employees and has the 4 required statements.

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	t #NACCOP2019						
	Conference Agenda	Session Materials	Session Evaluations		Click	Here	
	Conference Badge Scanner	Meeting Room Map	Speaker Blos				
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