

Attachment 1

Crime Reporting and Campus Security:

What you need to know about the Violence Against Women Act (VAWA) and the Clery Act?

The VAWA Reauthorization, enacted March 7, 2013, amended section 485(f) of the Higher Education Act, known as the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (the Clery Act). It is enforced by the U.S. Department of Education, which has imposed significant fines against universities in recent years for violations ranging from failure to timely notify the community of crimes to omissions of policy statements and crime statistics in the annual security report. These amendments address the high rates of dating violence and sexual assault on college campuses by requiring institutions to provide information to students about domestic violence, dating violence, sexual assault, and stalking, and to inform students and staff about the number of these crimes that occur on and near campus. Institutions are also required to create and disseminate policies describing the protections, resources, and services available to victims to help them safely continue their education. The changes must be in effect October 2014.

K-States annual crime statistics and security policies are found in the Annual Campus Security and Fire Safety Reports for each campus. See Reports at: <http://www.k-state.edu/studentlife/reportsandpolicies/>

[Excerpted from an article in the OGC Newsletter: *Legal Briefings* (August 2012). The full article can be accessed here: <http://www.k-state.edu/generalcounsel/newsletter/>]

Legal Obligation	Status at Kansas State University
Policy statement must now cover domestic violence, dating violence and stalking.	<i>The OAA has collaborated with the OGC and are engaged in a conversation about where domestic violence and dating violence allegations shall be made.</i> Revisions to PPM 3010 reflect the inclusion of the stalking definition. The OAA will present the revisions to a committee of faculty, unclassified professionals, classified professionals, and OSL representatives on September 27, 2013. Upon completion, the OAA will present a final draft to the Cabinet for comments.
Incoming students and new employees must receive “primary prevention and awareness programs.”	<i>KSU offers alcoheldu training for incoming, first semester undergraduates under the age of 22. The students are required to participate in the sexual assault component of the training; however, the training does not address all of the areas of concerns as identified in the Clery Report.</i> The OAA has collaborated with the OGC to develop training for new and existing employees on prevention and awareness programs. The OAA will present the draft training content to a committee of faculty, unclassified professionals, classified professionals, and OSL representatives on September 27, 2013.
Schools must offer “ongoing prevention and awareness campaigns for students and faculty.”	The OAA offers preventive training to all faculty and staff on an annual basis. The Women Center, in cooperation with the OSL offers preventive training to all faculty, staff, and students through the SafeZone program. and “Can I Kiss you?” programs to students.
Have emergency notification and evacuation procedures for alerting the campus community...	<i>KSU Emergency Management Manual exists for the Manhattan campus.</i>
Issue of timely warnings to alert the campus community of serious or ongoing threats to students and employees.	The Division of Public Safety, in consultation with campus partners such as the Office of Student Life and the Division of Communications and Marketing
Publish an Annual Security Report containing campus security policy disclosures and crime statistics for the previous three years. Distribute to employees and students annually.	<i>For Olathe and Salina: Currently, staff at these campuses need to be trained. Communication of training and changes in reporting requirements, as well as coordination of reporting process have fallen to Manhattan campus by default, increasing OSL Clery officer's responsibility with no authority or resources (time or money). Recommend having a centralized Clery director at Manhattan who oversees the other campuses and has authority and resources to effect necessary changes and improvements at other campuses. New definitions are introduced that require revisions to policy statements, such as: Security Awareness, Drug, Alcohol, and Substance Abuse, Sex Offense, and policy disclosures. The university must discuss a method of gathering such data to avoid duplication and errors now, in order to ensure compliance for the next report. Further investigation is necessary to confirm if the university is distributing the annual report.</i> The ASR is completed for Manhattan and Salina campuses.
Publish a crime log documenting the nature, date, time, and general location of each crime.	<i>Must be completed for the Olathe and Salina campus. Olathe and Salina need to identify their non-campus and public properties. All campuses need to review properties and locations under new criteria, which include student international study locations.</i>
Disclose crime statistics for incidents that occur on campus, in obstructed public areas immediately adjacent to or running through the campus and at certain non-campus facilities.	<i>This is collaboration between the OSL, KSUPD, OAA, Residential Life, Women’s Center, and local law enforcement.</i>
Identify and train Campus Security Authorities (CSAs).	<i>CSAs have not been identified for all campus locations, nor has training been provided. This should also be reflected in job descriptions.</i>
Compile and report fire data to the federal government and publish an annual fire safety report.	<i>Must be completed for the Olathe campus.</i> Completed for the Manhattan campus.
Enact policies and procedures to handle reports of missing students.	<i>Must be completed for the Olathe campus.</i> Completed for the Manhattan campus.