

**TIMELY WARNING  
NOTICES**  
*CLERY ACT COMPLIANCE  
AND TRANSPARENCY*

**UtahStateUniversity.**  
MARKETING & COMMUNICATIONS



The Clery Act requires all postsecondary institutions receiving Title IV student financial assistance to annually disclose campus crime statistics and security information. Compliance is monitored by the U.S. Department of Education.

*Jeanne Clery*

# UNIVERSITY RESPONSIBILITIES



Collect, classify, and count crime reports and crime statistics.



Maintain a 60-day **daily crime and fire log** open to public inspection.



Publish an **Annual Security and Fire Safety Report**.



# UNIVERSITY RESPONSIBILITIES



Provide educational programs to prevent crime, particularly sexual violence.



Issue campus alerts including **Timely Warning Notices** and **Emergency Notifications**.



Submit annual crime and fire statistics to the Department of Education.



# CONSEQUENCES OF NON-COMPLIANCE

- Civil penalties, up to \$58,328 per violation.
- Department of Education can suspend institutions from participating in federal student aid programs.
- Reputational impact.

# THREE TYPES OF ALERTS

- Emergency Notifications
- Timely Warning Notices
- Community Safety Alerts

# EMERGENCY NOTIFICATIONS

“Significant emergency or dangerous situation poses an immediate threat to the health and safety of the campus community.”

- Gas leak or building fire
- Tornado
- Armed aggressor

# TIMELY WARNING NOTICES

“Potentially dangerous criminal situation on campus poses a serious or continuing threat.”

- Burglary
- Sexual assault
- Arson

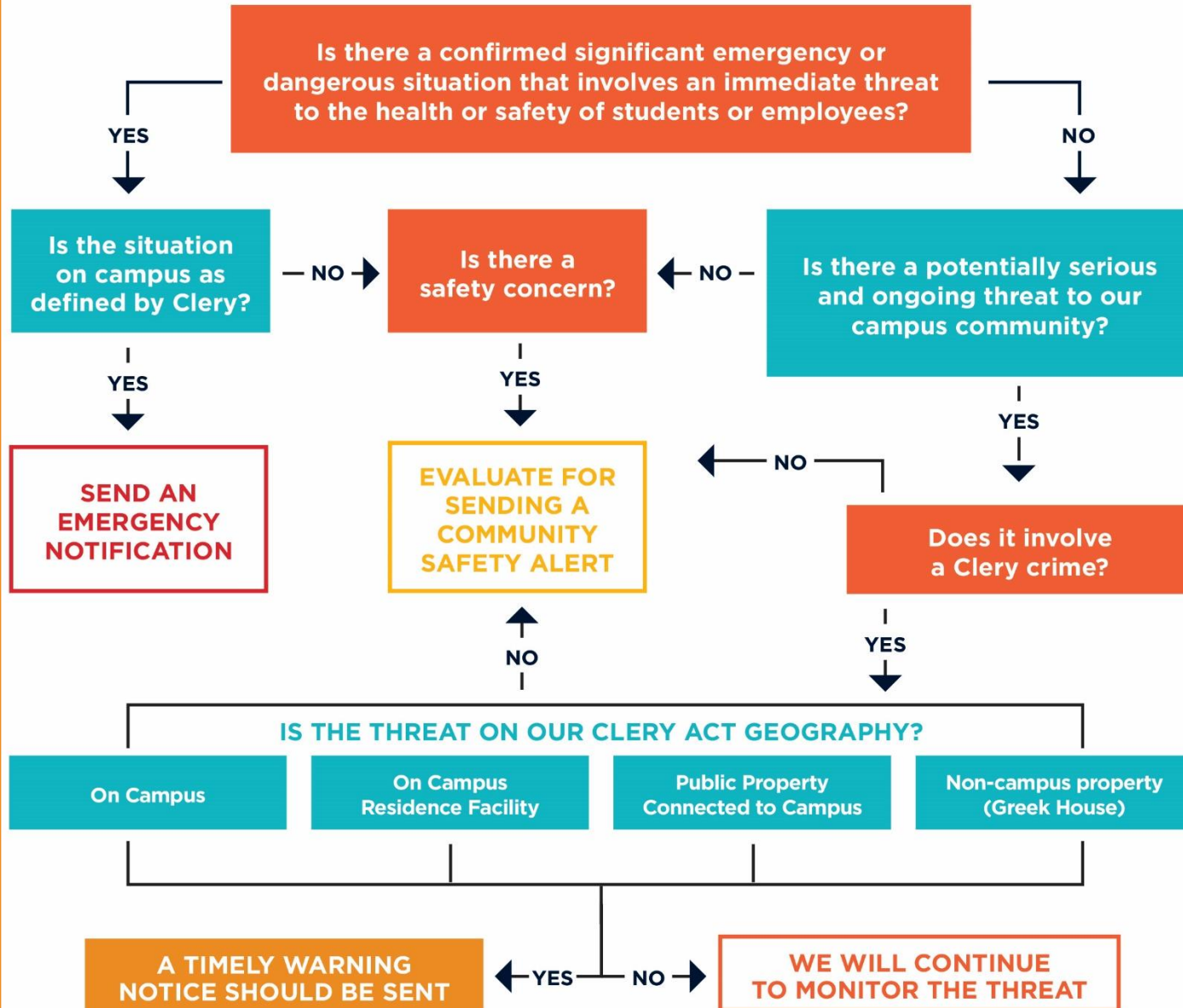


# COMMUNITY SAFETY ALERT

Safety issues that don't fit in the other categories or are in the surrounding communities.

- **Outbreak of infectious disease locally**
- **Auto burglaries on or off campus**
- **Severe weather or campus closure**

# CAMPUS ALERT DECISION FLOWCHART



# TIMELY WARNING

“You must issue a timely warning for all *Clery Act crimes* that occur on your *Clery Geography* that are:

- reported to *campus security authorities* or local police agencies; and
- considered by the institution to represent a *serious or continuing threat* to students and employees.”

# CLERY CRIMES

- Homicide (non-negligent)
- Burglary (not auto burglary)
- Aggravated assault
- Robbery
- Arson
- Motor vehicle theft
- Domestic violence
- Stalking
- Sex offenses
- Any crime motivated by hate or bias toward a protected class (hate crimes)

# CLERY GEOGRAPHY

- On campus
  - Residence hall
- Adjacent public property
  - e.g., *Logan cemetery*
- Non-campus property
  - Fraternity and sorority houses

<b>Gender-Based Discrimination or Harassment</b>	<b>17% (1,026)</b> of participants
<b>Sexual Harassment</b>	<b>27% (1,651)</b> of participants
<b>Nonconsensual Sexual Contact</b>	<b>10% (497)</b> of participants
Attempted or completed nonconsensual sexual touching	<b>7% (413)</b> of participants
Attempted or completed nonconsensual sexual penetration	<b>4% (219)</b> of participants
<b>Stalking</b>	<b>13% (789)</b> of participants
<b>Dating or Domestic Violence</b>	<b>11% (661)</b> of participants

➤ [usu.edu/sexual-assault/survey](https://usu.edu/sexual-assault/survey)

# CAMPUS SECURITY AUTHORITY

- USU Public Safety
- Security for entrances
- USU official with significant responsibility for student and campus activities
  - RAs and Res Life staff
  - Student Involvement
  - Coaches
  - Student Club advisors
  - Title IX Coordinator
  - Student Conduct
  - **Victim advocates**

# TIMELY WARNING EVALUATION

Serious or continuing threat: evaluated on case by case.

- Suspect in custody?
- Suspect known but not in custody?
  - Criminal or violent history?
- Crime was violent?
- Predatory behavior: use of GHB or Rohypnol used?
- Timeliness: did it occur within last 30 days?



# TWN EVALUATION

Is there a potentially serious and ongoing threat to our campus community?

YES  
↓

Does it involve a Clery crime?

YES  
↓

IS THE THREAT ON OUR CLERY ACT GEOGRAPHY?

On Campus

On Campus  
Residence Facility

Public Property  
Connected to Campus

Non-campus property  
(Greek House)

A TIMELY WARNING  
NOTICE SHOULD BE SENT

← YES

# TIMELY WARNING CONTENT

“All information that would promote safety and that would aid in the prevention of similar crimes.”

- Pertinent information about the crime
- Info about suspect (if sought)
- Risk reduction/prevention tips
- No personally identifying information of victim

# USU CAMPUS ALERTS

## Code Blue Alert Notification System

- Text
- Email
- Utah State Safe app notifications

# KEY TAKEAWAYS

- Opportunity to educate students about sexual violence: how to reduce risk and how to be an Upstander.
- Transparency leads to greater trust and more reports.
- Culture of reporting where perpetrators can be held accountable.
- Actual reports will likely go up while actual incidents will go down.

When an institution's reporting systems and campus safety and crime prevention policies, procedures, and programs function properly, **they create an environment in which crime reporting is encouraged and the issuance of Timely Warnings and Emergency Notifications are an expected part of campus life.** In such an environment, there is an expectation that criminal acts and other threats will be identified quickly and communicated to the appropriate institutional officials who will take action to mitigate or eliminate such threats, and to provide accurate, complete, and timely information to those who may be adversely impacted. This allows community members and other stakeholders to make informed decisions about, and to play active roles in, their own safety and security.

*Department of Education, Federal Student Aid  
Michigan State University Program Review Report  
Dec. 14, 2018*