

Divine Word College

The Jeanne Clery Act: Working Together to Create Safer Campuses



Jeanne Ann Clery
1966-1986

In April 1986, Jeanne Clery's life ended tragically when another student raped and murdered her in her residence hall room. Alarmed at the lack of transparency around crime and violence on college campuses, Jeanne's parents, Connie and Howard, committed themselves to create enduring change.

In 1990, Congress approved the *Crime Awareness and Campus Security Act*. Later renamed in Jeanne's memory, the *Jeanne Clery Act* took effect in 1991. It requires that colleges and universities:

- keep a public crime log
- publish an annual security report that includes crime statistics and security policies
- provide timely warnings to students and campus employees about a crime posing an immediate or ongoing threat to students and campus employees
- ensure certain basic rights for victims of sexual assault, dating violence, domestic violence, and stalking

The U.S. Department of Education enforces the Clery Act, and is responsible for collecting and disseminating crime statistics from colleges and universities each year.

Clery Act Crimes:

- Homicide
- Sex Offenses
- Robbery
- Aggravated Assault
- Burglary
- Motor Vehicle Theft
- Arson

2013 Clery Additions:

- Domestic Violence
- Dating Violence
- Stalking

Additional Reportable Crimes:

- Theft
- Harassment
- Bullying

Hate Crimes: Any of the above offenses and incidents of Larceny-Theft, Simple Assault, Intimidation, or Destruction/Damage/Vandalism of Property.

Arrests & Referrals for Disciplinary Action are also reportable for:

- Drug Law Violations
- Liquor Law Violations
- Weapons Law Violations

WHO ARE CSAs?

- Officials with significant responsibility for student and campus activities
- Individuals who have responsibility for campus security
- Individuals or offices designated to receive crime reports

These individuals at Divine Word College are CSAs:

- College President
- Dean of Students
- Human Resource Generalist
- Vice President for Finance
- Vice President for Academic Affairs
- Rector of the SVD religious community
- Formation Directors

WHO ARE NOT CSAs?

- Faculty who do not have responsibilities outside of the classroom.
- College Counselors
- Spiritual Directors or pastoral counselors

CSA RESPONSIBILITIES:

- If someone tells you about a crime or an incident that might be a crime, you must report it to your institution's designated office or an official responsible for collecting Clery report information.
- Share the information as related by the person.
- **When in doubt, report.**
- Tell the person who disclosed the crime to you that you must share the information.
- Help connect the person to available options and resources within the College.

DIVINE WORD COLLEGE – REPORTING FORM

Date of report: _____

Name of campus security authority: _____

Date that incident occurred (mm/dd/yyyy): _____

If multiple incidents were reported or if the date the incident occurred is unknown, please note below:

Reporting Person Contact Information

Reported By: The Victim ☐ A Third Party ☐	
First Name:	Last Name:
Phone Number:	E-mail Address:
If a third party reported the crime to you, please enter the relationship of the third party to the victim: _____	

Agency Notified

If, to your knowledge, a law enforcement agency was notified, please enter the name of that agency.

Agency: _____

Does the victim want the incident reported to law enforcement? Yes ____ No ____

Incident Information

Location of incident (<i>building name, street address, office number</i>): _____
Time of incident (<i>if known</i>): _____
Incident description (<i>Please provide specific, detailed information; can attach additional document if necessary.</i>)

Incident category:	(Please see attached for definitions of offenses.)			
Homicide	☐	Burglary	☐	I am not sure how to classify this incident. ☐
Sex Offense	☐	Robbery	☐	
Aggravated Assault	☐	Arson	☐	
Motor Vehicle Theft			☐	
Harassment	☐	Bullying	☐	
Dating Violence	☐	Domestic Violence	☐	
Stalking	☐	Hate Crime <i>Please see below for additional information.</i>	☐	
Arrest for Liquor Law Violation	☐	Referral for Liquor Law Violation	☐	
Arrest for Drug Law Violation	☐	Referral for Drug Law Violation	☐	
Arrest for Weapons Law Violation	☐	Referral for Weapons Law Violation	☐	
Other Crime Category	If the crime was not listed above, please enter the additional crime category: _____			

Is there any evidence that this crime was motivated by bias? Yes ☐ No ☐

If yes, please choose any/all categories of prejudice that apply.

Race ☐ Ethnicity ☐ Disability ☐ Gender Identity ☐
 Gender ☐ Religion ☐ National Origin ☐ Sexual Orientation ☐

If you answered “yes” to the Motivated by Bias question, please provide a brief summary of the evidence supporting a bias motivation:

Location

What best describes the location of the crime? *(If the crime occurred in multiple places, check all that apply. Please see the attached for further explanation as to the geography.)*

- ☐ On campus, residence hall
- ☐ On campus, not in a residence hall
- ☐ Public property immediately adjacent to campus
- ☐ Unknown location, other
- ☐ I do not know which category this location would fall under.

Please review the information within the form. When complete, submit the form to:

For a Student – to the Dean of Students

For a Staff Member – to the Human Relations Generalist

For a Faculty Member – to the VP for Academic Affairs

For Vice Presidents/Supervisors – to the College President

For an SVD Member – to the Rector of the SVD Community

Crime Definitions

Homicide	• Murder/non-negligent manslaughter: the willful (non-negligent) killing of one human being by another • Negligent Manslaughter: the killing of another person through gross negligence
Sex Offenses	• Sex offenses: Any sexual act directed against another person without the consent of the victim, including instances where the victim is incapable of giving consent • Rape: The penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim • Fondling: The touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental incapacity • Incest: Sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law • Statutory Rape: Sexual intercourse with a person who is under the statutory age of consent
Robbery	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	Unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury
Burglary	Unlawful entry of a structure to commit a felony or a theft
Theft	The act of stealing; taking and removing of personal property with intent to deprive the rightful owner of it. An unlawful taking (as by embezzlement or burglary) of property
Motor Vehicle Theft	The theft or attempted theft of a motor vehicle
Arson	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.
Harassment	Harassment consists of unwelcome conduct, whether verbal, physical, or visual, that is based on a person's protected status, such as sex, color, race, religion, national origin, age, physical or mental disability, sexual orientation, gender identity or other protected group status
Bullying	Bullying is unwanted offensive and malicious behavior which undermines an individual or group through negative verbal or psychological abuse. There is typically an element of vindictiveness and the behavior is calculated to threaten, undermine, patronize, humiliate, intimidate, or demean the recipient

Dating Violence	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 following factors: • the length of the relationship • the type of the relationship • the frequency of interaction between the persons involved in the relationship
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 or intimate partner, by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction...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	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
Liquor Law Violation	The violation of state or local laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, or use of alcoholic beverages
Drug Law Violation	The violation of laws prohibiting the production, distribution and/or use of certain controlled substances and the equipment or devices utilized in their preparation and/or use
Illegal Weapons Possession	The violation of laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, concealment, or use of firearms, cutting instruments, explosives, incendiary devices, or other deadly weapons

Geography Definitions

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 within or reasonably contiguous to the area identified in paragraph (1) of this definition, that is owned by the institution but controlled by another person, is frequently used by students, and supports institutional purposes (such as food or other retail vendors)

Non-campus building or 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