The Clery Act & Title IX
Implications of Atypical Reports

2nd Annual Mid-Year Conference

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Session Agenda

- Clery Act
- Title IX
- Examine Reporting Pathways
- Training Report Receivers
Reporting Pathways

- BIT/CARE
- Bias Response Teams
- Facility Work Orders
- Human Resources
Clery Act Considerations

- Annual Crime Statistics Disclosures
  - ASR/CSSDACT
- Ongoing Disclosure Requirements
  - Timely Warnings, Emergency Notifications, Daily Crime Log
- VAWA Implications
  - Notice of Rights and Options, Accommodations & Protective Orders, Disciplinary Proceedings
### 22 Crime Statistics Omitted in 2015 ASR

- 6 Forcible Sex Offenses/Rape - $35,000 x 6 = $210,000
- 4 Fondling - $35,000 x 4 = $140,000
- 6 Burglaries - $5,500 x 6 = $33,000
- 1 Motor Vehicle Theft - $5,500 x 1 = $5,500
- 1 Domestic Violence - $35,000 x 1 = $35,000
- 4 Stalking - $35,000 x 4 = $140,000

**TOTAL = $563,500**

### 3 Crime Statistics Omitted in 2016 ASR

- 1 Burglary - $8,500 x 1 = $8,500
- 2 Stalking - $55,907 x 2 = $111,814

**TOTAL = $120,314**
Title IX Considerations: Actual Knowledge

- Actual Knowledge: Report to “Official with Authority”
- If Actual Knowledge: Outreach to Complainant
  - Explain reporting options (law enforcement, Title IX formal complaint)
  - Offer Supportive Measures
  - Determine if Title IX Coordinator should sign formal complaint
  - Document process
Clery Act & Title IX Intersections

- VAWA Offenses
  - Sexual Assaults (Rape, Fondling, Incest & Statutory Rape)
  - Domestic Violence
  - Dating Violence
  - Stalking
TRAINING RECEIVERS OF REPORTS

- Provide formal ongoing training for preferred receivers of reports.
- Track staffing changes to ensure new hires are trained.
- Require record keepers/intake specialists be proficient in Clery and Title IX.
- Establish reporting structures and processes for submitting reports.
- Document institutional training and include annual refreshers.
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