

CLERY INCIDENT REPORT

One important purpose of the Clery Act is to encourage the accurate collection of campus crime statistics in order to promote and enhance campus crime awareness and campus safety through reliable statistical crime reporting. The purpose of this report form is to provide Campus Security Authorities (CSAs) with a uniform mechanism for documenting the (who, what, when, where) of crimes reported to them, especially, confidential reporting.

Clery provides the following definitions for reporting locations.

- 1) **On-campus property:** Any building or property owned or controlled by the University within the same reasonably contiguous geographic area and used by the University in direct support of, or in a manner related to, the University's educational purpose, including any buildings or property that is owned by the University but controlled by another person and which is frequently used by students and supports institutional purposes such as a food or other retail vendor. (Excluding Residential Colleges)
- 2) **On-campus Residential Colleges. (Hillside, Parkside and Beachside Colleges)**
- 3) **Non-campus property:** Any building owned or controlled by a student organization that is officially recognized by the University; or any building or property owned or controlled by the University that is used in direct support of, or in relation to the University's educational purposes, is frequently used by students, and is not within the same reasonably contiguous geographic area of the University (includes Blair Field/Greeks/Foundation, etc.).
- 4) **Public property:** All public property, including thoroughfares, streets, sidewalks, parking facilities, that is within the campus, or immediately adjacent to and accessible from campus.
- 5) **Off campus:** Locations not included above.

Data collected on this form shall not include personal identifying information. The student status of the offender or victim is not a relevant fact when determining if a report should be accepted **All reports involving any of the listed crimes must be documented and reported to the University Police Department.** The annual Clery statistical count shall be determined by the University Police Department. Use a separate report form for every Clery reportable incident; if in doubt... file a report.

A Campus Security Authority (CSA) is defined in the Annual Clery Report and on the reverse side of this form.

Homicide Manslaughter Robbery	Aggravated Assault Sex Offense (Rape) Sexual Battery (Fondling)	Burglary (excluding auto burglary) Motor Vehicle Theft Arson	Domestic violence Dating violence Stalking
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Hate Crime (In conjunction with above and/or below listed incidents) Bodily Injury Theft Other _____	Vandalism E-messaging	Intimidation Telephone	Include Category of Bias Gender Race Religion	Disability Ethnicity Sexual Orientation National Origin
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Location of Incident On-Campus (excluding student housing) On-Campus student housing Off Campus Unknown Location	Public property (adjacent to campus) Non-campus property (Blair Field/Greeks)	Date of Incident	Time of Incident	CSA Tracking #
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Name of CSA receiving report:	CSULB Department/Unit	Date report received	Time report received
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CSA received report from Victim Offender	Witness Family	Friend Other _____	Police Report Filed Yes No Ukn	Date/time reported to Police Department	CSULB PD Case# (If known) Other PD & #
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Sex Offense: Sex offenses are of special concern to the campus community because historically they have been under reported. The victim of a sex offense typically desires confidentiality and anonymity; as a result, he/she will often seek a reporting source other than law enforcement such as a designated Campus Security Authority. Because the sex offender may continue to pose a threat to the community, the threat potential needs to be quickly evaluated and the campus community alerted/warned as deemed necessary. In this regard, the following additional information is requested.

Sex Offense Victim: student faculty staff other _____ Known offender: (friend classmate acquaintance date other) Unknown offender: (stranger) Victim was NOT physically injured (excluding emotional/psychological trauma) Victim was physically injured Describe injuries _____	Sex Offense Alcohol Involved Offender Victim Drugs/Narcotics Involved Offender Victim Weapon Involved Yes No Describe weapon _____
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Description of Offender: Race: _____ Gender: _____ Age: _____ Height: _____ Wt: _____ Hair Color: _____ Eye Color: _____ Physical Characteristics: _____	Brief Description of Crime
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CLERY CRIME DEFINITIONS

Criminal Homicide (Manslaughter by Negligence)

The killing of another person through gross negligence. (Attempts are classified as aggravated assaults)

Criminal Homicide (Murder and Non-negligent Manslaughter)

The willful (non-negligent) killing of a human being by another. (Attempts are classified as aggravated assaults)

Robbery

The taking or attempting to take anything of value from the care, custody, or control of a person(s) by force or threat of violence and/or fear

Aggravated Assault

An unlawful attack of another for the purpose of inflicting severe or aggravated bodily injury accomplished by the use of a weapon or means likely to produce death or great bodily harm. It is not necessary that an injury results when a gun, knife or other weapon was used but which could have resulted in serious injury. (Includes attempts)

Burglary

The unlawful entry (or attempt to enter) into a defined structure with the intent to commit a theft or any felony. (Includes attempts, but excludes vehicle burglary.)

Motor Vehicle Theft

Taking of a motor vehicle (as defined) without the consent of the owner with the intent to either permanently or temporarily deprive the owner of the vehicle. (Includes attempts and joyriding)

Sex Offense (Rape)

Any sexual act directed against another person without their consent or against an incapacitated person (Includes attempts)

- a. 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.
- b. Incest (sexual intercourse between persons who are related to one another within the degrees wherein marriage is prohibited)
- c. Statutory rape (consensual intercourse with a person who is under the age of consent - 18yrs)

Sexual Battery (Fondling)

- a. Sexual battery (the touching of the intimate parts: sexual organ, anus, groin, or the breast of a female)

Arson

The willful or malicious burning or attempt to burn (w/o the intent to defraud) a dwelling house, public building, motor vehicle or aircraft, or personal property of another, etc. (Includes attempts)

Domestic Violence (Sec. 40002(a), VAWA (42 USC 13925(a)(8))

Includes 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 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 receiving grant monies, 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.

Dating Violence (Sec. 40002(a), VAWA (42 USC 13925(a)(10))

The term "dating violence" means violence committed by a person: **(A)** who is or has been in a social relationship of a romantic or intimate nature with the victim; and **(B)** where the existence of such a relationship shall be determined based on a consideration of the following: (i) length of the relationship, (ii) type of relationship (iii) frequency of interaction between the persons involved in the relationship

Stalking (Sec. 40002(a), VAWA (42 USC 13925(a)(30))

The term "stalking" means engaging in a course of conduct directed at a specific person that would cause a reasonable person to:

- (A)** Fear for his/her safety or the safety of others; or
- (B)** suffer substantial emotional distress

Hate Crime

A criminal act involving one/more of the previous or below listed crimes which was motivated by bias against any person or group of persons, or the property of any person or group of persons because of the race, religion, gender, gender identity, sexual orientation, disability, national origin or ethnicity of the person or group, or bias based upon the perception that the person or group has one or more of those characteristics.

Larceny-Theft (Except Motor Vehicle Theft)

The unlawful taking, carrying, leading, or riding away of property from the possession or constructive possession of another. Attempted larcenies are included. Embezzlement, confidence games, forgery, worthless checks, etc., are excluded.

Simple Assault

An unlawful physical attack by one person upon another where neither the offender displays a weapon, nor the victim suffers obvious severe or aggravated bodily injury involving apparent broken bones, loss of teeth, possible internal injury, severe laceration, or loss of consciousness.

Intimidation

To unlawfully place another person in reasonable fear of bodily harm through the use of threatening words and/or other conduct, but without displaying a weapon or subjecting the victim to actual physical attack.

Destruction/Damage/Vandalism of Property

To willfully or maliciously destroy, damage, deface, or otherwise injure real or personal property without the consent of the owner or the person having custody or control of it.

DEFINITION OF CAMPUS SECURITY AUTHORITY (CSA)

- a. A police department or security department of the university.
- b. Any individual who has responsibility for campus security but who does not constitute a campus police department or the campus security department (e.g. parking enforcement staff, community service officers, contract security).
- c. Any individual or organization specified in the University's statement of campus security policy as an individual or organization to which students and employees should report criminal offenses.
- d. **Any official of the University who has a significant responsibility for student and campus activities** (e.g. Dean of Students; Student Judicial Affairs Officer; Directors of Campus Community Centers; Director of Student Housing; ACs; RCs; RAs; Director of Athletics and team coaches; Coordinators, directors and/or advisors to student organizations, programs, activities, campus recreation, Greek Affairs; etc.).

REPORTING INSTRUCTIONS

- a. If the reported incident constitutes a threat to the safety of the CSULB community, the CSA shall immediately telephone the University Police Department at (562) 985-4101. If the reporting party is a victim of a sex offense, the victim should be encouraged to report the crime directly to the University Police Department. The CSA must file a Clery Report.
- b. "Good faith" confidential, second hand or anonymous reports must be accepted and the CSA must file a Clery Report.
- c. The potential for duplication of reported crimes is not to be a factor in determining whether or not a report is received.
- d. This reporting form does not replace or change any existing reporting requirements or procedures established for disciplinary referrals for student or employee misconduct.
- e. Hate crimes present a special reporting challenge, because Clery also requires the recording of a "category of bias" that is associated with the reported hate crime incident.

Submit Clery reports to clery@csulb.edu, fax to (562) 985-5982, or in person to the Office of Equity & Compliance in Foundation 160. Questions about this report or the Clery Act should also be directed to 562-985-8256.