

SENATE, No. 1205

STATE OF NEW JERSEY

INTRODUCED MAY 30, 1996

By Senator ZANE

1 AN ACT requiring public and private institutions of higher education  
2 to compile and report information regarding campus crime and  
3 security, supplementing Title 18A of the New Jersey Statutes and  
4 amending the title and body of P.L.1966, c.37.

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6 **BE IT ENACTED** by the Senate and General Assembly of the State  
7 of New Jersey:

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9 1. (New section) As used in this act:

10 a. "Branch campus" means a physical facility located at a place  
11 other than the institution's principal campus offering one or more  
12 complete programs leading to a credit bearing certificate, degree or  
13 diploma, without regard to the number of courses and course  
14 enrollments per academic year.

15 b. "Private institutions of higher education" means independent  
16 colleges or universities incorporated and located in New Jersey, which  
17 by virtue of law or character or license, are nonprofit educational  
18 institutions authorized to grant academic degrees and which provide  
19 a level of education which is equivalent to the education provided by  
20 the State's public institutions of higher education as attested by the  
21 receipt of and continuation of regional accreditation by the Middle  
22 States Association of Colleges and Schools, and which are eligible to  
23 receive State aid under the provisions of the Constitution of the United  
24 States of America and the Constitution of the State of New Jersey, but  
25 does not include any educational institution dedicated primarily to the  
26 education or training of ministers, priests, rabbis or other professional  
27 persons in the field of religion.

28 c. "Public institutions of higher education" means Rutgers, The  
29 State University, the State colleges, the New Jersey Institute of  
30 Technology, the University of Medicine and Dentistry of New Jersey,  
31 the county colleges and any other public university or college now or  
32 hereinafter established or authorized by law.

33 d. "Student housing" means dormitories, student apartments,  
34 residence halls, and fraternity and sorority residences owned or under

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.**

**Matter underlined thus is new matter.**

1 the control of the institution of higher education.

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3 2. (New section) Each public and private institution of higher  
4 education within the State shall annually report to the Division of State  
5 Police in the Department of Law and Public Safety for inclusion in the  
6 division's uniform crime reporting system the number and types of  
7 crimes which have occurred during the year on the institution's main  
8 and branch campuses. The institution shall make the report in such  
9 form as is required by the division.

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11 3. (New section) Each public and private institution of higher  
12 education within the State shall prepare and annually update a report  
13 on the institution's crime statistics for its main and branch campuses as  
14 reported to the Division of State Police for the most recent three year  
15 period. The report shall include the number and types of crimes as  
16 reported for each campus to the Division of State Police.

17 The institution shall notify each applicant for admission to the  
18 institution and each applicant for employment at the time of initial  
19 application, and every student and employee annually of the  
20 availability of the report, and shall upon request provide the report to  
21 the requesting party at no cost.

22

23 4. (New section) Each public and private institution of higher  
24 education within the State, upon request, shall provide to each  
25 applicant for admission to the institution, to each new employee at the  
26 time of initial employment, and annually to all students and employees,  
27 information regarding the institution's security policies and procedures.  
28 An institution with a main campus and one or more branch campuses  
29 shall provide the information on a campus-by-campus basis.  
30 Institutions without campus housing shall not be required to comply  
31 with the provisions in this section requiring information on student  
32 housing. The information shall include, but not be limited to, the  
33 following:

34 a. the number of undergraduate and graduate students enrolled at  
35 that campus;

36 b. the number of undergraduate and graduate students living in  
37 student housing;

38 c. the total number of full-time and part-time nonstudent employees  
39 working on the campus;

40 d. the average daily number of visitors to the campus;

41 e. the administrative office responsible for campus security;

42 f. whether the security personnel is sworn and trained, trained or  
43 untrained, proprietary or non-proprietary and whether or not the  
44 security personnel meet the minimum training requirements of the  
45 Police Training Commission;

- 1 g. the enforcement authority of campus security personnel,  
2 including information on their working relationship with State and  
3 local police agencies;
- 4 h. the institution's policy on reporting criminal incidents to State  
5 and local police agencies;
- 6 i. the institution's policy regarding access to institutional facilities  
7 and programs by students, employees, guests and other persons;
- 8 j. procedures for students and other persons to report  
9 criminal activities or other emergencies occurring on campus and the  
10 institution's policies concerning the institution's response to these  
11 reports;
- 12 k. a statement of the institution's policy regarding the possession,  
13 use and sale of alcoholic beverages and illegal drugs;
- 14 l. a statement of the institution's policy regarding the possession and  
15 use of weapons by security personnel or any other person;
- 16 m. the institution's policy regarding students or employees with  
17 criminal records; and
- 18 n. information on the communication methods used to inform the  
19 campus community about security matters and the frequency with  
20 which the information is provided.
- 21
- 22 5. (New section) An institution of higher education which maintains  
23 student housing shall include in the information required pursuant to  
24 section 4 of this act the following additional information:
- 25 a. the types of student housing available on and off campus;
- 26 b. the institution's policies on housing assignment and requests by  
27 students for assignment changes;
- 28 c. the institution's policies concerning the identification and  
29 admission of visitors to student housing facilities;
- 30 d. the methods used to secure the entrances to student housing  
31 facilities;
- 32 e. the security measures used to secure doors and windows in  
33 student rooms
- 34 f. a summary of the type and number of employees, including  
35 security personnel, assigned to student housing facilities and  
36 information on the security training of the employees; however, upon  
37 admission a student or parent may request specific information  
38 regarding security personnel at the dormitory to which the student has  
39 been assigned;
- 40 g. the type and frequency of programs available to inform student  
41 housing residents about housing security and enforcement procedures;
- 42 h. the institution's policies and special security procedures for  
43 housing students during low-occupancy periods such as holidays and  
44 vacation periods; and
- 45 i. the institution's policy on the housing of guests of students, if any.

1       6. (New section) An institution violating any provision of this act  
2 shall be liable to a civil penalty of not more than \$5,000 for the first  
3 offense. Each institution shall be notified and given a period of 60  
4 days to correct the violation of any provisions of this act and if  
5 corrections are made within this time period the penalty shall be  
6 abated. Each additional day that a violation remains uncorrected after  
7 notification shall constitute a separate offense. These same provisions  
8 shall apply to any subsequent violation of the provisions of this act.  
9 The Attorney General may bring an action for the collection of civil  
10 penalties pursuant to the "penalty enforcement act," N.J.S.2A:58-1 et  
11 seq.

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13       7. (New section) The Commission on Higher Education shall adopt  
14 rules and regulations pursuant to the "Administrative Procedure Act,"  
15 P.L.1968, c.410 (C.52:14B-1 et seq.), necessary to effectuate the  
16 purposes of this act.

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18       8. The title of P.L.1966, c.37 is amended to read as follows:  
19 **ANACT** establishing a uniform crime reporting system; requiring local  
20 and county police officers and institutions of higher education  
21 submit certain information concerning the nature and volume of  
22 crime occurring within their respective jurisdictions to the Attorney  
23 General in the Department of Law and Public Safety; empowering  
24 the Attorney General to collect and gather such information and  
25 make statistics thereon, to make rules and regulations to accomplish  
26 the institution and operation of such a uniform system, to designate  
27 the Division of State Police in the Department of Law and Public  
28 Safety as the agency which shall receive such information; requiring  
29 the Attorney General to make an annual report of the results of  
30 such information to the Governor and the Legislature; and  
31 providing an appropriation therefor.

32 (cf: P.L.1966, c.37, title)

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34       9. Section 1 of P.L.1966, c.37 (C.52:17B-5.1) is amended to read  
35 as follows:

36       1. A uniform crime reporting system shall be established under  
37 the direction, control and supervision of the Attorney General in the  
38 Department of Law and Public Safety. The Attorney General shall  
39 have the power and duty, by such rules and regulations as he may  
40 deem necessary, to collect and gather such information from such  
41 local and county police authorities and institutions of higher  
42 education as may be and is hereinafter prescribed in this act and in  
43 section 2 of P.L. , c. (C. ) (now pending before the Legislature  
44 as Senate Bill No. of 1994).

45 (cf: P.L.1966, c.37, s.1)

1       10. Section 3 of P.L.1966, c.37 (C.52:17B-5.3) is amended to  
2 read as follows:

3       3. All local and county police authorities and institutions of  
4 higher education shall submit a quarterly report to the Attorney  
5 General, on forms prescribed by the Attorney General, which report  
6 shall contain number and nature of offenses committed within their  
7 respective jurisdictions, the disposition of such matters, and such  
8 other information as the Attorney General may require, respecting  
9 information relating to the cause and prevention of crime,  
10 recidivism, the rehabilitation of criminals and the proper  
11 administration of criminal justice.  
12 (cf: P.L.1966, c.37, s.3)

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14       11. This act shall take effect 180 days following enactment,  
15 except that the Commission on Higher Education may immediately  
16 take such administrative action as may be necessary to implement  
17 the provisions of this act.

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#### STATEMENT

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22       This bill requires each public and private institution of higher  
23 education within the State to annually report to the Division of State  
24 Police for inclusion in the division's uniform crime reporting system,  
25 the number and types of crimes which have occurred during the year  
26 on the institution's main and branch campuses. The report is to be  
27 made in such form as the division requires.

28       The bill also requires each institution to prepare and annually  
29 update a report on the institution's crime statistics as reported to the  
30 Division of State Police for the most recent three year period. This  
31 report is to include the number and types of crimes as reported for  
32 each campus. The institution is to notify each applicant for admission  
33 to the institution, each applicant for employment at the institution and,  
34 annually, each student and employee of the availability of the report  
35 and to provide the report to the applicant upon request.

36       The bill further requires each institution to provide each applicant  
37 for admission to the institution, each new employee at the time of  
38 initial employment, and, on an annual basis, all students and employees  
39 of the institution, detailed information regarding the institution's  
40 security policies and procedures if that information is requested by the  
41 individual. An institution which has a main campus and one or more  
42 branch campuses is to provide the information on a campus-by-campus  
43 basis. Also, an institution which maintains student housing is to  
44 include information on the types of housing available and the security  
45 measures taken in regard to that housing.

