



CAMPUS SECURITY AUTHORITY JEANNE CLERY ACT

INCIDENT REPORT FORM SUMMARY

Brookdale Community College is required, per the 'Jeanne Clery Disclosure of Campus Security Policy and Campus Crimes Statistics Act' [20 U.S.C. 1092], to annually report on certain serious crimes that occur within its reporting geography. The crime statistics are compiled annually by the College and are directly reported to the United States Department of Education. The statistics and security policy information are also included in the 'Brookdale Community College [BCC] Annual Security Report,' which can be found on the BCC website.

A 'Campus Security Authority' [CSA] is an 'official of an institution who has significant responsibilities for student and campus activities,' including but not limited to personnel who work in law enforcement, security, athletics, student activities, housing, student discipline/judicial personnel, and as advisors to student groups. This '**Campus Security Authority Jeanne Clery Incident Report Form**' is intended to provide persons identified as CSAs a method [in addition to calling law enforcement] of reporting Brookdale Community College crimes that the CSAs become aware of, or that are reported directly to them. It is important to understand that 'reported' crimes do not have to be known/proven true by the CSA to be reported on the form. Institutions are required by law to report those crimes that 'reportedly' occurred. [See back of this form for crime definitions. Report if you are unsure as to whether a Clery crime has occurred or not].

Completion of this form is NOT a way of reporting a crime to the police, and will not result in a police case/investigation. The survivor is NOT required to report the incident to law enforcement, but should be encouraged to do so. If there is an emergency, call 9-1-1. Call 732-224-2222 [or x2222] to request a non-emergent response from the Monmouth County Sheriff's Office.

Brookdale is required by the Clery Act to report on certain serious crimes that occurred on property that Brookdale owns or controls. Reporting of these crimes also enhances safety and helps to prevent repeat offenses. The current student enrollment status of the offender/survivor is not relevant, so long as the crime was committed within Brookdale's geography. 'Geography' definitions are provided on the Incident Form. You do not need to be an expert on 'geography' or on the classification of the 'Clery crimes. The person[s] assessing a completed Incident Form can determine if the incident occurred within BCC/s geography and if the crime should be classified differently than as listed on the Form. Simply provide as much information as plausible. Complete the Incident Form even if all of the requested information/answers are not known to you.

The Clery Act does not request/require any personal identifiable information as it relates to incidents, and BCC does not publicly disclose or report to the US Dept of Education [the body that oversees Clery compliance] any names or other personal identifiable information about the offender or victim/survivor. The College only reports on the numbers of each type of crime that occurs. The reporting person's [CSA] name will also not be released.

Specific information provided on the form is beneficial in that it will allow for the evaluation of crime trends, and to determine if the College needs to issue a 'Timely Warning' message to the community. Timely Warnings are issued when an offender/threat is still at large/capable of causing similar offenses/harm to others. Personal information can help the College offer/provide services to the survivor, and to ensure that crimes reported are not incorrectly counted multiple times, which would be a Clery violation.

There are four [4] general categories of Clery reporting [plus Hazing Violations]. They include 1] Criminal Offenses, 2] VAWA/Sex Offenses, 3] Hate Crimes, and 4] Arrest/Referral for Disciplinary Actions. Depending upon circumstances, the College may have to count the same crime incident in multiple categories, per Clery guidelines. [Ex: An incident that was a Murder, a Rape, and a Hate crime would all be counted separately]. The Clery Coordinator will make these determinations, based upon the law/guidelines.



CAMPUS SECURITY AUTHORITY JEANNE CLERY ACT

INCIDENT REPORT FORM

Please complete all known information on the form and use a separate form for each incident you are reporting. Complete and submit the form even if you do not know all information requested below.

EMAIL THE COMPLETED FORM TO the BCC Clery Coordinator [MCSO Rob Kimler] at kimler@mcsonj.org and **CC the BCC Director of Security and Public Safety [Anthony Ceglie]** at aceglie@brookdalecc.edu.

Date of the Incident [if known]: _____ **Approx Time Incident Occurred:** _____ **Circle:** AM / PM

Address/BCC campus/location of the Crime _____

Geography Classification:

- On-Campus - [Any building or property owned or controlled by BCC within the same reasonably geographic area and used by the institution in direct support of, or in manner related, to BCC's educational purpose. Also includes bldgs./owned by BCC but controlled by another, which is frequently used by students and supports BCC purposes (like a retail or food vendor)]
- Non-Campus- [Any bldg/property owned/controlled by student organization that is officially recognized by BCC, or any building/property owned/controlled by BCC, used in direct support of, or manner related to, or any bldg./property owned or controlled by BCC that is used in direct support of BCC or in relation to BCC's educational purposes, and is frequented by students , and is not within the same reasonably contiguous geographic area of the institution.]
- Public property- [All public property, like sidewalks/streets, that's within or immed adjacent & accessible to a BCC property.]

Describe the Location [eg-Building Name/Parking Lot/Cross streets/Sidewalk/Area/Woods _____

| | | | |
|--|-----------------------------|---|---------------------------------------|
| Person Who is Reporting the Crime/Who made the CSA aware of the Crime. [Check appropriate box -->] | A STUDENT | AN EMPLOYEE | PERSON NOT AFFILIATED WITH BCC |
| Crime Being Reported to the CSA: Check all that may apply for this ONE incident; Use separate forms for add'l incidents: PRIMARY OFFENSES: <input type="checkbox"/> - Murder/Non-Negligent Manslaughter <input type="checkbox"/> - Negligent Manslaughter <input type="checkbox"/> - Aggravated Assault <input type="checkbox"/> - Robbery <input type="checkbox"/> - Burglary <input type="checkbox"/> - Motor Vehicle Theft <input type="checkbox"/> - Arson <input type="checkbox"/> - Rape <input type="checkbox"/> - Statutory Rape <input type="checkbox"/> - Incest <input type="checkbox"/> - Fondling | | HATE CRIME OFFENSES: <input type="checkbox"/> - Intimidation [report only if also a hate crime] <input type="checkbox"/> - Simple Assault [report only if also a hate crime] <input type="checkbox"/> - Larceny/Theft [report only if also a hate crime] <input type="checkbox"/> - Vandalism/Destruction of Property [only if also hate crime] VAWA OFFENSES: <input type="checkbox"/> - Dating Violence <input type="checkbox"/> - Domestic Violence <input type="checkbox"/> - Stalking ALCOHOL/DRUG/WEAPONS OFFENSES: <input type="checkbox"/> - Alcohol/Liquor Violation <input type="checkbox"/> - Drug Violation <input type="checkbox"/> - Weapons Violation HAZING VIOLATIONS <input type="checkbox"/> | |
| Other Law Violations/Disciplinary Referrals; Indicate # students referred in this incident; If none, enter 0 -> | Weapon Law Violation | Drug Laws Violation | Alcohol/Liquor Violation |
| Check Category if Crime reported was Hate Crime -> | Race | Religion | Gender |
| | Gender Identity | Ethnicity | Disability |
| | | National Origin | Sexual Orientation |

Was this incident reported to law enforcement: If yes, which department? _____ Date _____

Write out/add/describe any information to this reported incident [Indicate if more than one victim involved]:

Form Completed By: _____ [Not required for submission, but ideal for ensuring proper handling/accounting]

Name: _____ **Phone Number** _____ **Email:** _____

BCC Department: _____ **Date Completed/Referred:** _____

CLERY DEFINITIONS/COUNTING OF CRIMES:

Murder-Non-Negligent Homicide- The willful [non-negligent] killing of one human by another.

Negligent Manslaughter- The killing of another person through gross negligence.

Forcible Rape- The carnal knowledge of a person , forcibly and/or against that person's will or not forcibly or against that person's will in instances where the victim is incapable of giving consent because of his/her temporary or permanent mental or physical incapacity.

Forcible Sodomy- Oral or anal intercourse with another person, forcibly and/or against that person's will or not forcibly or against that person's will in instances where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental or physical incapacity.

Forcible Fondling- The touching of the private body parts of another person for the purpose of sexual gratification, forcibly and/or against that person's will or not forcibly or against that person's will in instances where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental or physical incapacity.

Sexual Assault with An Object- To use an object or instrument to unlawfully penetrate, however slightly, the genital or anal opening of the body of another person, forcibly or against that person's will or not forcibly or against that person's will in instances where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental or physical incapacity.

Sex Offenses [Non-Forcible]- Unlawful non-forcible sexual intercourse. This category includes Incest and Statutory Rape. [Excludes prostitution offenses].

Incest- Non-forcible sexual intercourse between people who are related to each other within the degrees wherein marriage is prohibited by law.

Statutory Rape- Non-forcible sexual intercourse with a person who is under the N.J. statutory age of consent. [N.J.S.A. 2C:14-2].

Robbery- The taking or attempting to take, anything of value under confrontational circumstances from the control, custody or care of another person or persons by force [including 'strong arm'] or threat of force or violence and/or by putting the victim in fear of immediate harm.

Burglary-The unlawful entry of a structure to commit a felony or a theft. For reporting purposes this definition includes all offenses where force is and is not used.

Aggravated Assault- An unlawful attack by one person upon another wherein the offender uses a weapon or displays it in a threatening manner, or 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. This also includes assault with disease, when the offender is aware that he/she is infected with a deadly disease & deliberately attempts to inflict disease by biting, spitting, etc.

Motor Vehicle Theft- The theft or attempted theft of a motor vehicle, which is defined as self-propelled and not on rails.

Arson- Any willful or intentionally damage, or attempt to damage, any real or personal property by fire or incendiary device.

Hate Crime- Hate crimes are not separate or distinct crimes. Rather, they are any of the Clery reportable crimes that were found to be motivated because the victim was intentionally selected because of the offender's bias against the victim, or because the perpetrator perceived the victim to be part of one of the protected group categories [race, religion, disability, sexual orientation, ethnicity, national origin, gender, or gender identity]. Clery also specifies that the College must count/report on larcenies/thefts, simple assaults, intimidation, and vandalism/destruction of property cases if the facts show that they were motivated by one of the bias categories.

Larceny/Theft-The unlawful taking, carrying, leading, or riding away of property from the possession or 'constructive possession' of another. Larceny is only reported/counted when it is a hate crime.

Simple Assault- An unlawful physical attack by one person on another when 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. Simple assault is only reported/counted when it is a hate crime.

Intimidation- To unlawfully place another person in reasonable fear of bodily harm through the use of threatening words and/or conduct, but without displaying a weapon or subjecting the victim to an actual attack. Intimidation is only reported/counted when it is a hate crime.

Vandalism/Destruction 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 the property. Vandalism/destruction is only counted/reported when it is a hate crime.

Liquor Law Violations- Violations of State or local laws/ordinances prohibiting the manufacture, sale, purchase, transporting, possession, or use of alcoholic beverages, and all attempts. Does not include driving under the influence and drunkenness.

Drug/Narcotic Offenses- Violation of laws prohibiting the possession, sale, production, distribution, and/or use of certain controlled substances and the equipment or devices utilized in their preparation and/or use. Includes Drug/Narcotic Violations and Drug Equipment Violations.

Drug/Narcotic Violations- The unlawful cultivation, manufacture, distribution, sale, purchase, use, possession, transportation, or importation of any controlled drug or narcotic substance.

Drug Equipment Violations- The unlawful manufacture, sale, purchase, possession, or transportation, of equipment or devices utilized in preparing and/or using drugs or narcotics.

Weapons Law Violations- The violation of State or local laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, concealment, use of firearms, cutting instruments, explosives, incendiary devices, or other deadly weapons, and all attempts.

Domestic Violence- A felony or misdemeanor crime 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 of intimate partner;
- By a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction/which crime of violence occurred, 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 in which the crime of violence occurred.

Dating Violence- Felony or misdemeanor violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim. The existence of such a relationship shall be determined based on the reporting party's statement with consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship

- o Dating Violence includes, but is not limited to, sexual or physical abuse or the threat of such abuse.
- o Dating violence does not include acts covered under the definition of Domestic Violence.

Stalking- Engaging in a course of conduct directed at a specific person that would cause a reasonable person to:

- Fear the person's safety or the safety of others, or
- Suffer substantial emotional distress
- For purpose of this definition, 'course of conduct' means two or more acts, including, but not limited to, acts in which the stalker directly, indirectly, or through third parties, by any action, method, device, or means follows, monitors, observes, surveils, threatens, or communicates, to or about a person, or interferes with a person's property.
 - 'Reasonable person' means a reasonable person under similar circumstances and with similar identities to the victim.
 - 'Substantial emotional distress' means 'significant mental suffering or anguish that may, but does not necessarily require medical or other professional treatment or counseling.'

Hazing Violations- Any intentional, knowing, or reckless act committed by a person, whether individually or in concert with other persons, against another person or persons regardless of the willingness of such person or persons to participate, that:

- Is committed in the course of an initiation into, an affiliation with, or the maintenance of membership in, a student organization; and
- Causes or creates a risk, above the reasonable risk encountered in the course of participation in the institution or higher education or the organization, (such as the physical preparation necessary for participation in an athletic team), of physical or psychological injury including:
 - o Whipping, beating, striking, electronically shocking, placing of a harmful substance on someone's body, or similar activity;
 - o Causing, coercing, or otherwise inducing sleep deprivation, exposure to the elements, confinement in a small space, extreme calisthenics, or other similar activity;
 - o Causing, coercing, or otherwise inducing another person to consume food, liquid, alcohol, drugs, or other substances;
 - o Causing, coercing, or otherwise inducing another person to perform sexual acts;
 - o Any activity that places another person in reasonable fear of bodily harm through the use of threatening words or conduct;
 - o Any activity against another person that includes a criminal violation of local, state, tribal or federal law, and
 - o And activity that induces, causes or requires another person to perform a duty or task that involves a criminal violation of local, state, tribal or federal law.