

AMENDED IN SENATE AUGUST 5, 2002

AMENDED IN SENATE JUNE 24, 2002

AMENDED IN ASSEMBLY MAY 1, 2002

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

ASSEMBLY BILL

No. 2533

**Introduced by Assembly Member Jackson
(Coauthors: Assembly Members Alquist, Havice, Lowenthal,
and Matthews)**

February 21, 2002

An act to add Section 67382 to the Education Code, relating to postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

AB 2533, as amended, Jackson. Postsecondary education: campus crime reporting.

Existing law establishes the California Postsecondary Education Commission as the statewide postsecondary education coordinating and planning agency, which serves as a fiscal and program adviser to the Governor and the Legislature on postsecondary educational policy. The federal Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act requires that eligible institutions of higher education participating in federal student assistance financial grant programs or federal work study programs, to collect, and annually prepare, publish, and distribute to current students and employees, and to applicants for enrollment or employment upon request, an annual security report containing information with respect to the campus security policies and campus crime statistics of that institution. The act

further requires that the institutions annually file statistics concerning the occurrence of crimes on campus or on noncampus buildings or property, with the federal Secretary of Education.

This bill would require the ~~commission to annually audit not less than 1/2 of 1% of the annual security reports prepared by California institutions of higher education pursuant to State Auditor, by January 1, 2004, and every 3 years thereafter, to report the results of an audit of a sample of not less than 6 institutions of postsecondary education that receive federal student aid, to evaluate the procedures used by the institutions to identify, gather, and track data for publishing, disseminating, and reporting accurate crime statistics in compliance with the Clery Act and to report the results of those audits to the respective chairs of the Assembly Higher Education Committee and the Senate Education Committee. The bill would further require the commission to to provide on its Internet Web site a link to each California institution of higher education’s Web site that includes that institution’s criminal statistics information.~~

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 67382 is added to the Education Code,
2 to read:

3 67382. (a) (1) ~~The commission shall annually audit not less~~
4 ~~than one half of 1 percent of the annual security reports prepared~~
5 ~~by California institutions of higher education pursuant to the~~
6 ~~Jeanne Clery Disclosure of Campus Crime Statistics Act (20~~
7 ~~U.S.C. Sec. 1092(f)(1) and (5)). On or before January 1, 2004, and~~
8 ~~every three years thereafter, the State Auditor shall report the~~
9 ~~results of an audit of a sample of not less than six institutions of~~
10 ~~postsecondary education in California that receive federal student~~
11 ~~aid, to evaluate the procedures used by the institutions to identify,~~
12 ~~gather, and track data for publishing, disseminating, and reporting~~
13 ~~accurate crime statistics in compliance with the requirements of~~
14 ~~the Jeanne Clery Disclosure of Campus Crime Statistics Act (20~~
15 ~~U.S.C. Sec. 1092 (f)(1) and (5)).~~

16 (2) The results of the annual audits described in paragraph (1)
17 shall be submitted to the respective chairs of the Assembly Higher
18 Education Committee and the Senate Education Committee.



1 (b) The ~~commission~~ *California Postsecondary Education*
2 *Commission* shall provide on its Internet Web site a link to the
3 Internet Web site of each California institution of higher education
4 that includes on that Web site the institution's criminal statistics
5 information.

6 (c) The Legislature finds and declares that institutions of higher
7 education that are subject to the Jeanne Clery Disclosure of
8 Campus Security Policy and Campus Crime Statistics Act (20
9 U.S.C. Sec. 1092(f)(1) and (5)), should establish and publicize a
10 policy that allows victims or witnesses to report crimes to the
11 campus police department or to a specified campus security
12 authority, on a voluntary, confidential, or anonymous basis.

