

By Mr. Galvin of Boston, petition of William F. Galvin relative to the reporting of crime statistics and security measures by colleges, universities and private residential secondary schools. Education, Arts and Humanities.

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**The Commonwealth of Massachusetts**

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In the Year One Thousand Nine Hundred and Ninety.

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AN ACT PROVIDING FOR THE REPORTING OF CRIME STATISTICS AND SECURITY MEASURES BY COLLEGES, UNIVERSITIES AND PRIVATE RESIDENTIAL SECONDARY SCHOOLS.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 69 of the General Laws is hereby amended by adding  
2 at the end thereof the following four sections: —

3 Section 37. As used in sections thirty-eight, thirty-nine, and  
4 forty, the following words, unless the context clearly requires  
5 otherwise, shall have the following meanings: —

6 “Institution of higher education”, a college, university or junior  
7 college with power to award degrees within the commonwealth.

8 “Private residential secondary school”, a private secondary  
9 school which provides housing for its students.

10 “Student housing”, all residence halls and sorority and  
11 fraternity residences owned or under the control of an institution  
12 of higher education or of a private residential secondary school.

13 Section 38. (a) Each institution of higher education and each  
14 private residential secondary school shall report to the state police,  
15 on an annual basis, crime statistics for publication on forms and  
16 in the format required by the state police.

17 (b) Each institution of higher education and each private  
18 residential secondary school shall publish and distribute a report  
19 which shall be updated annually and which shall include the crime  
20 statistics as reported under subsection (a) for the most recent

21 three-year period. Crime rates shall also be included in the report.  
22 In the case of an institution of higher education the crime rates  
23 reported shall be based on the numbers and categories of crimes  
24 reported under subsection (a) and the number of full-time  
25 equivalent undergraduate and graduate students and full-time  
26 equivalent employees. In the case of a private residential  
27 secondary school the crime rates reported shall be based on the  
28 numbers and categories of crimes reported under subsection (a)  
29 and the number of students and employees. Upon request, the  
30 institution or school shall provide the report to every person who  
31 submits an application for admission to either a main or branch  
32 campus and to each new employee at the time of employment.  
33 In its acknowledgement of receipt of the formal application of  
34 admission, the institution or school shall notify the applicant of  
35 the availability of such information. The information shall also  
36 be provided on an annual basis to all students and employees.  
37 Institutions and schools with more than one campus shall pro-  
38 vide the required information on a campus-by-campus basis.

39 (c) Each institution of higher education and each private resi-  
40 dential secondary school shall provide to every person who  
41 submits an application for admission to a main or branch campus,  
42 to every new employee at the time of employment, and annually  
43 to all students and employees information regarding the institu-  
44 tion or school's security policies and procedures. Institutions and  
45 schools with a main campus and one or more branch campuses  
46 shall provide the information on a campus-by-campus basis. Such  
47 information for the most recent school year include, but not be  
48 limited to the following:

49 (1) The number of undergraduate and graduate students  
50 enrolled.

51 (2) The number of undergraduate and graduate students  
52 living in student housing.

53 (3) The total number of nonstudent employees working  
54 on the campus.

55 (4) The administrative office responsible for security on  
56 the campus.

57 (5) A description of the type and number of security  
58 personnel utilized by the institution or school, including a descrip-  
59 tion of their training.

60 (6) The enforcement authority of security personnel,  
61 including their working relationship with state and local police  
62 agencies.

63 (7) Policy on reporting criminal incidents to state and  
64 local police.

65 (8) Policy regarding access to institutional or school  
66 facilities and programs by students, employees, guests and other  
67 individuals.

68 (9) Procedures and facilities for students and others to  
69 report criminal actions or other emergencies occurring on campus  
70 and policies concerning the institution or school's response to such  
71 reports.

72 (10) A statement of policy regarding the possession, use and  
73 sale of alcoholic beverages.

74 (11) A statement of policy regarding the possession, use and  
75 sale of illegal drugs.

76 (12) A statement of policy regarding the possession and use  
77 of weapons by security personnel and any other person.

78 (13) Any policy regarding students or employees with  
79 criminal records.

80 (14) Security considerations used in the maintenance of  
81 campus facilities, including landscaping, groundskeeping and  
82 outdoor lighting.

83 (15) A description of the communication mediums used to  
84 inform the campus community about security matters as well as  
85 the frequency with which the information is usually provided.

86 (d) Institutions and schools which maintain student housing  
87 facilities shall include in the information required by subsection  
88 (c) the following:

89 (1) Types of student housing available (on-campus, off-  
90 campus; single room, double, group; single sex, coed; under-  
91 graduate, graduate, married; etc.)

92 (2) Policies on housing assignments and requests by  
93 students for assignment changes.

94 (3) Policies concerning the identification and admission  
95 of visitors in student housing facilities.

96 (4) Measures to secure entrances to students housing  
97 facilities.

98 (5) Standard security features used to secure doors and  
99 windows in students' rooms.

100 (6) A description of the type and number of employees,  
101 including security personnel, assigned to the student housing  
102 facilities which shall include a description of their security train-  
103 ing.

104 (7) The type and frequency of programs designed to  
105 inform student housing residents about housing security and  
106 enforcement procedures.

107 (8) Policy and any special security procedures for hous-  
108 ing students during low-occupancy periods such as holidays and  
109 vacation periods.

110 (9) Policy on the housing of guests and others not assigned  
111 to the student housing or not regularly associated with the institu-  
112 tion of higher education or private residential secondary school.

113 Section 39. The state board of regents may, in the manner pro-  
114 vided by law, promulgate the rules and regulations necessary to  
115 carry out the provisions of sections thirty-seven and thirty-eight  
116 of this chapter in so much as those provisions relate to institu-  
117 tions of higher education. The state board of education may, in  
118 the manner provided by law, promulgate the rules and regulations  
119 necessary to carry out the provisions of sections thirty-seven and  
120 thirty-eight of this chapter in so much as those provisions relate  
121 to private residential secondary schools.

122 Section 40. (a) Whenever the attorney general has reason to  
123 believe that an institution of higher education or a private  
124 residential secondary school is violating the provisions of sections  
125 thirty-seven to thirty-nine inclusive he may bring an action in the  
126 name of the commonwealth against the institution or school to  
127 compel compliance.

128 (b) In any action brought by the attorney general to compel  
129 compliance, if the court finds that an institution of higher  
130 education or private residential secondary school is willfully  
131 violating the provisions of sections thirty-seven to thirty-nine  
132 inclusive, or if any institution of higher education or private  
133 residential secondary school fails to promptly comply with an  
134 order of the occur to comply with :“< said sections, the  
135 attorney general acting in the name of the commonwealth, may  
136 recover on behalf of the commonwealth a civil penalty not to  
137 exceed ten thousand dollars.