



The Clergy Act & Title IX Implications of Atypical Reports

2nd Annual Mid-Year Conference

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Session Agenda



Reporting Pathways



- BIT/CARE
- Bias Response Teams
- Facility Work Orders
- Human Resources

Clery Act Considerations



- Annual Crime Statistics Disclosures
 - ASR/CSSDACT
- Ongoing Disclosure Requirements
 - Timely Warnings, Emergency Notifications, Daily Crime Log
- VAWA Implications
 - Notice of Rights and Options, Accommodations & Protective Orders, Disciplinary Proceedings

Clery Act Fine Proposed Univ. of Montana Fine Action 2017



22 Crime Statistics Omitted in 2015 ASR

- 6 Forcible Sex Offenses/Rape - $\$35,000 \times 6 = \$210,000$
- 4 Fondling - $\$35,000 \times 4 = \$140,000$
- 6 Burglaries - $\$5,500 \times 6 = \$33,000$
- 1 Motor Vehicle Theft - $\$5,500 \times 1 = \$5,500$
- 1 Domestic Violence - $\$35,000 \times 1 = \$35,000$
- 4 Stalking - $\$35,000 \times 4 = \$140,000$

TOTAL = \$563,500

3 Crime Statistics Omitted in 2016 ASR

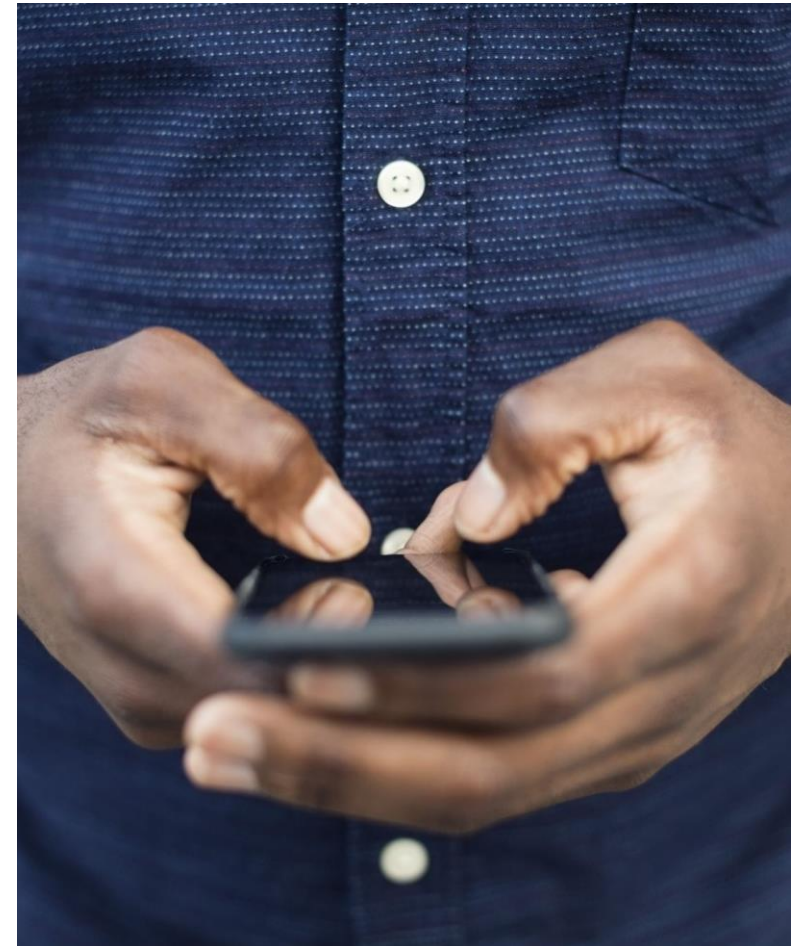
- 1 Burglary - $\$8,500 \times 1 = \$8,500$
- 2 Stalking - $\$55,907 \times 2 = \$111,814$

TOTAL = \$120,314

Title IX Considerations: Actual Knowledge



- Actual Knowledge: Report to “Official with Authority”
- If Actual Knowledge: Outreach to Complainant
 - Explain reporting options (law enforcement, Title IX formal complaint)
 - Offer Supportive Measures
 - Determine if Title IX Coordinator should sign formal complaint
 - Document process



Clery Act & Title IX Intersections

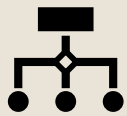


- VAWA Offenses
 - Sexual Assaults (Rape, Fondling, Incest & Statutory Rape)
 - Domestic Violence
 - Dating Violence
 - Stalking

TRAINING RECEIVERS OF REPORTS



Provide formal ongoing training for preferred receivers of reports.



Track staffing changes to ensure new hires are trained.



Require record keepers/intake specialists be proficient in Clery and Title IX.



Establish reporting structures and processes for submitting reports.



Document institutional training and include annual refreshers.



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