

49-7-2201

COLLEGE/UNIVERSITY REPORTING

49-7-2201. Short title. —

This part shall be known and may be cited as the “College and University Security Information Act.”
[Acts 1989, ch. 317, § 1.]

49-7-2202

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49-7-2202. Part definitions. —

As used in this part, unless the context otherwise requires:

(1) “Institution of higher education” includes any college, community college or university, including the state technology centers, whether public or private, that is required to submit a copy of the statistics of certain criminal offenses to the secretary of education under 20 U.S.C. § 1070 et. seq; and

(2) “Student housing” means all residence halls and sorority and fraternity residences owned or under the control of the institution of higher education.

[Acts 1989, ch. 317, § 2; 1992, ch. 656, § 1; 2005, ch. 305, § 3; 2006, ch. 757, § 1.]

49-7-2203

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49-7-2203. Reporting of crime statistics. —

(a) Each institution of higher education shall report to the Tennessee bureau of investigation, on an annual basis, crime statistics for crimes occurring on the campus and in student housing, if applicable, of such institution for publication in an annual report on forms and in the format required by the bureau pursuant to this part. It is the duty of the director of the Tennessee bureau of investigation to adopt and promulgate rules and regulations prescribing the form, general content, time and manner of submission of the crime statistics. The rules so adopted and promulgated shall be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title [4](#), chapter 5, and shall have the force and effect of law.

(b) Each institution of higher education shall publish, in accordance with the rules, regulations, policies and procedures of the state publications committee, a report which shall be updated annually, and which shall include the crime statistics as reported under subsection (a) for the most recent three-year period. Crime rates shall also be included in the report. The crime rates reported shall be based on the numbers and categories of crimes reported under subsection (a) and the number of full-time equivalent undergraduate and graduate students and full-time equivalent employees at the institution of higher education. Upon request, the institution shall provide the report to every person who submits an application for admission to such institution and to each new employee at the time of employment. In its acknowledgment of receipt of the formal application of admission, the institution shall notify the applicant of the availability of such information. Upon request, the institution shall also provide the report to any student or employee of the institution. Institutions with more than one (1) campus shall provide the required information on a campus-by-campus basis.

(c) Upon the request of any applicant for admission or any new employee, each institution of higher education shall provide information regarding the institution's security policies and procedures. In its acknowledgment of

receipt of an application for admission or in pre-admission materials, the institution shall notify the applicant of the availability of such information. Upon request, the institution shall also provide the information to any student or employee of the institution. The institution shall post public notices stating that the information described in this subsection (c) is available and explaining how it may be obtained. Institutions with more than one (1) campus shall provide the information on a campus-by-campus basis. Such information for the most recent school year shall include, but not be limited to, the following:

- (1) The number of undergraduate and graduate students enrolled;
- (2) The number of undergraduate and graduate students living in student housing;
- (3) The total number of nonstudent employees working on the campus;
- (4) The administrative office responsible for security on the campus;
- (5) A description of the type and number of security personnel utilized by the institution, including a description of their training;
- (6) The enforcement authority of security personnel, including their working relationship with state and local law enforcement agencies;
- (7) Policy on reporting criminal incidents to state and local law enforcement agencies;
- (8) Policy regarding access to institutional facilities and programs by students, employees, guests and other individuals;
- (9) Procedures and facilities for students and others to report criminal actions or other emergencies occurring on campus and policies concerning the institution's response to such reports;
- (10) A statement of policy regarding the possession, use and sale of alcoholic beverages;
- (11) A statement of policy regarding the possession, use and sale of illegal drugs;
- (12) A statement of policy regarding the possession and use of weapons by security personnel and any other person;
- (13) Any policy regarding students or employees with criminal records;
- (14) Security considerations used in the maintenance of campus facilities, including landscaping, groundskeeping and outdoor lighting; and
- (15) A description of the communication mediums used to inform the campus community about security matters as well as the frequency with which the information is usually provided.

(d) Institutions which maintain student housing facilities shall include in the information described in subsection (c) the following:

- (1) Types of student housing available (on-campus, off-campus; single room, double, group; single sex, coed; undergraduate, graduate, married; etc.);
- (2) Policies on housing assignments and requests by students for assignment changes;
- (3) Policies concerning the identification and admission of visitors in student housing facilities;
- (4) Measures to secure entrances to student housing facilities;
- (5) Standard security features used to secure doors and windows in students' rooms;
- (6) A description of the type and number of employees, including security personnel, assigned to the student housing facilities which shall include a description of their security training;

(7) The type and frequency of programs designed to inform student housing residents about housing security and enforcement procedures;

(8) Policy and any special security procedures for housing students during low-occupancy periods such as holidays and vacation periods; and

(9) Policy on the housing of guests and others not assigned to the student housing or not regularly associated with the institution of higher education.

[Acts 1989, ch. 317, § 3; 1990, ch. 1024, § 26; 2006, ch. 757, § 2.]

49-7-2204

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49-7-2204. Failure to comply with requirements — Misdemeanor. —

Any official charged with the responsibility of complying with an institution's obligations under this part, who fails to do so, commits a Class C misdemeanor.

[Acts 1989, ch. 317, § 4.]

49-7-2205

COLLEGE/UNIVERSITY REPORTING

49-7-2205. Compilation of crime statistics — Distribution of annual report. —

(a) The director of the Tennessee bureau of investigation shall compile the crime statistics reported pursuant to § [49-7-2203](#)(a), and shall provide an annual report by April 30 of such statistics to the governor and to the state and local government committees and education committees of the house of representatives and senate.

(b) (1) The crime statistics shall also include crime data compilations, where available, for crimes against the students of institutions of higher education that are committed within the county where such school is located. Such information shall be taken from incidence/complaint report forms used by state, county and municipal law enforcement agencies that are submitted pursuant to § [38-10-102](#), or voluntarily for purposes of this part. Such incidence/complaint report forms shall, when applicable, indicate whether the victim is a student attending an institution of higher education that is located in the county in which the crime occurred and the name of the school attended by such student.

(2) The crime statistics shall specifically include crime data compilations for crimes involving the unlawful possession or sale of controlled substances.

[Acts 1989, ch. 317, § 5; 1993, ch. 354, § 1; 2002, ch. 748, § 1.]

49-7-2206

COLLEGE/UNIVERSITY REPORTING

49-7-2206. Crime records to be kept by colleges and universities. —

Each institution of higher education which maintains either a police or security department comprised of state, private or contract employees shall make, keep and maintain a daily log, written in a form that can be easily understood, recording in chronological order all crimes against persons or property reported to its police or security department, the date, time and general location of such crimes and, if an arrest has been made, the names and addresses of all persons arrested and charges against such persons arrested. The provisions of this section shall not be construed to require an institution to identify in its log, unless otherwise provided by law, the names of the persons reporting the crime, the victim(s), any witnesses or suspects who have not been arrested, or other information relating to any investigation of the crime. All entries in such daily logs shall, unless otherwise provided by state or federal law, be open to inspection without charge to the public during regular business hours. [Acts 1993, ch. 354, § 2.]