



2004 Annual Crime Report

Welcome to the University of Houston-Downtown!

On behalf of the University Police Department, I would like to express our commitment to assuring your safety and security at the University of Houston-Downtown.

The UH-D Police Department provides comprehensive police services 24 hours a day, seven days a week. Offices are located on the first floor, Suite 118-North of the One Main Building.

All police officers are licensed by the Texas Commission on Law Enforcement Officer Standards and Education. Police officers enforce federal, state and local laws in addition to penal provisions to the Texas Education Code as well as University regulations.

Our goal is to work with students, faculty and staff to ensure a safe and secure learning and working environment.

Our success depends on your involvement. We encourage your suggestions, comments and concerns. You may submit them by accessing our **Contact Us** link on our Welcome! page. The University Police Department is committed to effective response. Please call on us for assistance or information.

Richard D. Boyle,
Chief of Police

Reporting Crimes

University police encourage immediate reporting of suspicious activity or criminal actions. It is the responsibility of university police to document and investigate this activity 24 hours a day. The UHD Police Department works with all local, state and federal law enforcement agencies to coordinate enforcement efforts if suspicious activity occurs outside its primary enforcement area. The department's goal is quick and complete response to suspicious or criminal activity. The University Police Department is located in Suite 118-North of the One Main Building. All on-campus crimes should be reported to the University of Houston-Downtown Police. All off-campus crimes should be reported to the Houston Police Department and/or Harris County Sheriff's Office.

Important Telephone Numbers, Contacts and Resources

To report an emergency or crime in progress (on-campus)

(713) 221-8911

For other police assistance (on-campus)

(713) 221-8065

To report an emergency or crime in progress (off-campus)

911*

* 911 calls are not routed through the UH-Downtown Police Department, however all 911 calls originating from University property are identified as such and are promptly reported to UH-Downtown Police for investigation

UHD Safety Inspector- (713) 221-8040

UHD Health Services- (713) 221-8137

UHD Counseling Services- (713) 221-8132

UHD P.A.S.S. Program- (713) 221-8989

Houston Police Department- (713) 222-3131

Harris County Sheriff- (713) 755-5300

AIDS Foundation Hotline- (713) 524-AIDS

Covenant House- (713) 523-2231

Crisis Hotline- (713) 228-1505

Houston Area's Women's Center (WIRES)- 713-528-2121

MHMRA Crisis Clinic- (713) 997-7070

Houston Rape Crisis- (713) 528-RAPE

Houston Council on Alcoholism & Drug Abuse- (713) 942-4100

Summary of the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act

Introduction-

The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act, codified at 20 USC1092 (f) as a part of the Higher Education Act of 1965, is a federal law that requires colleges and universities to disclose certain timely and annual information about campus crime and security policies. All public and private institutions of postsecondary education participating in federal student aid programs are subject to it. Violators can be "fined" up to \$25,000 by the U.S. Department of Education or face other enforcement action. The law, originally enacted by the Congress in 1990 as the Campus Security Act, was championed by Howard & Connie Clery after their daughter Jeanne was murdered at Lehigh University in 1986. They also founded the non-profit Security On Campus, Inc. in 1987. Amendments to the Act in 1998 renamed it in memory of Jeanne Clery.

Annual Report-

Schools have to publish an annual report every year by October 1st that contains 3 years worth of campus crime statistics and certain security policy statements including sexual assault policies which assure basic victims' rights, the law enforcement authority of campus police and where students should go to report crimes. The report is to be made available automatically to all current students and employees while prospective students and employees are to be notified of its existence and afforded an opportunity to request a copy. Schools can comply using the Internet so long as the required recipients are notified and provided the exact Internet address where the report can be found and paper copies are available upon request. A copy of the statistics must also be provided to the U.S. Department of Education.

Crime Statistics-

Each school must disclose crime statistics for the campus, unobstructed public areas immediately adjacent to or running through the campus, and certain non-campus facilities including Greek housing and remote classrooms. The statistics must be gathered from campus police or security, local law enforcement, and other school officials who have "significant responsibility for student and campus activities" such as student judicial affairs directors. Professional mental health and religious counselors are exempt from reporting obligations, but may refer patients to a confidential reporting system which the school has to indicate whether or not it has.

Crimes are reported in the following 7 major categories, with several sub-categories: 1.) Criminal Homicide broken down by a.) Murder and Non-negligent Manslaughter and b.) Negligent manslaughter; 2.) Sex Offenses broken down by a.) Forcible Sex Offenses (includes rape) and b.) Non-forcible Sex Offenses; 3.) Robbery; 4.) Aggravated Assault; 5.) Burglary; 6.) Motor Vehicle Theft; and 7.) Arson.

Schools are also required to report the following three types of incidents if they result in either an arrest or disciplinary referral: 1.) Liquor Law Violations; 2.) Drug Law Violations; and 3.) Illegal Weapons Possession. If both an arrest and referral are made only the arrest is counted.

The statistics are also broken down geographically into "on campus," "residential facilities for students on campus," non-campus buildings, or "on public property" such as streets and sidewalks. Schools can use a map to denote these areas. The report must also indicate if any of the reported incidents, or any other crime involving bodily injury, was a "hate crime."

Clery Act Definitions

Arson

Any willful or malicious burning or attempt to burn, with or without intent to defraud, a dwelling house, public building, motor vehicle or aircraft, personal property of another, etc.

Criminal Homicide-Manslaughter by Negligence

The killing of another person through gross negligence.

Criminal Homicide-Murder and Nonnegligent Manslaughter

The willful (nonnegligent) killing of one human being by another.

Robbery

The taking or attempting to take anything of value from the care, custody, or control of a person or persons by force or threat of force or violence and/or by putting the victim in fear.

Aggravated Assault

An unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury. This type of assault usually is accompanied by the use of a weapon or by means likely to produce death or great bodily harm. (It is not necessary that injury result from an aggravated assault when a gun, knife, or other weapon is used which could and probably would result in serious personal injury if the crime were successfully completed.)

Burglary

The unlawful entry of a structure to commit a felony or a theft. For reporting purposes this definition includes: unlawful entry with intent to commit a larceny or felony; breaking and entering with intent to commit a larceny; housebreaking; safecracking; and all attempts to commit any of the aforementioned.

Motor Vehicle Theft

The theft or attempted theft of a motor vehicle. (Classify as motor vehicle theft all cases where automobiles are taken by persons not having lawful access even though the vehicles are later abandoned including joyriding.)

Weapon Law Violations

The violation of laws or ordinances dealing with weapon offenses, regulatory in nature, such as: manufacture, sale, or possession of deadly weapons; carrying deadly weapons, concealed or openly; furnishing deadly weapons to minors; aliens possessing deadly weapons; and all attempts to commit any of the aforementioned.

Drug Abuse Violations

Violations of State and local laws relating to the unlawful possession, sale, use, growing, manufacturing, and making of narcotic drugs. The relevant substances include: opium or cocaine and their derivatives (morphine, heroin, codeine); marijuana; synthetic narcotics (demerol, methadones); and dangerous nonnarcotic drugs (barbituates, benzedrine).

Liquor Law Violations

The violation of laws or ordinances prohibiting: the manufacture, sale, transporting, furnishing, possessing of intoxicating liquor; maintaining unlawful drinking places; bootlegging; operating a still; furnishing liquor to a minor or intemperate person; using a vehicle for illegal transportation of liquor; drinking on a train or public conveyance; and all attempts to commit any of the aforementioned. (Drunkenness and driving under the influence are not included in this definition.)

Sex Offenses Definitions From the National Incident-Based Reporting System
Edition of the Uniform Crime Reporting Program

Sex Offenses-Forcible

Any sexual act directed against another person, forcibly and/or against that person's will; or not forcibly or against the person's will where the victim is incapable of giving consent.

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

B. Forcible Sodomy-Oral or anal sexual intercourse with another person, forcibly and/or against that person's will; or not forcibly against the person's will 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.

C. Sexual Assault With An Object-The use of an object or instrument to unlawfully penetrate, however slightly, the genital or anal opening of the body of another person, forcibly and/or against that person's will; or not forcibly or against the person's will 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.

D. 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 the person's will where the victim is incapable of giving consent because of his/her youth or because of his/her temporary or permanent mental incapacity.

Sex Offenses-Nonforcible

Unlawful, nonforcible sexual intercourse.

A. Incest-Nonforcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.

B. Statutory Rape-Nonforcible sexual intercourse with a person who is under the statutory age of consent.

Copyright University of California Riverside- Clery Act Overview
<http://police2.ucr.edu/securityreport/>

Access To Timely Information

Schools are also required to provide "timely warnings" and a separate more extensive public crime log. It is these requirements which are most likely to affect the day to day lives of students. The timely warning requirement is somewhat subjective and is only triggered when the school considers a crime to pose an ongoing "threat to students and employees" while the log records all incidents reported to the campus police or security department. Timely warnings cover a broader source of reports (campus police or security, other campus officials, and off-campus law enforcement) than the crime log but are limited to those crime categories required in the annual report. The crime log includes only incidents reported to the campus police or security department, but covers all crimes not just those required in the annual report, meaning crimes like theft are included in the log. State crime definitions may be used. Schools that maintain a police or security department are required to disclose in the public crime log "any crime that occurred on campus...or within the patrol jurisdiction of the campus police or the campus security department and is reported to the campus police or security department." The log is required to include the "nature, date, time, and general location of each crime" as well as its disposition if known. Incidents are to be included within two business days but certain limited information may be withheld to protect victim confidentiality, ensure the integrity of ongoing investigations, or to keep a suspect from fleeing. Only the most limited information necessary may be withheld and even then it must be released "once the adverse effect...is no longer likely to occur." The log must be publicly available during normal business hours. This means that in addition to students and employees the general public such as parents or members of the local press may access it. Logs remain open for 60 days and subsequently must be available within 2 business days of a request.

On Campus Crime Statistics

	<u>2002</u>	<u>2003</u>	<u>2004</u>
Criminal Homicide	0	0	0
Murder & Non-negligent Manslaughter	0	0	0
Negligent Manslaughter	0	0	0
Sex Offenses	0	0	0
Forcible Sex Offenses (rape)	0	0	0
Non-forcible Sex Offenses	0	0	0

Robbery	1	0	2
Aggravated Assault	3	2	1
Burglary	0	3	0
Motor Vehicle Theft	5	3	5
Arson	0	0	0

On Campus Arrests

<u>Violations</u>	<u>2002</u>	<u>2003</u>	<u>2004</u>
Alcohol	0	2	0
Drug	0	5	13
Weapons	0	0	1

Residential Facilities Crime Statistics and Arrests

The University of Houston-Downtown currently has no residential facilities

Non-Campus Buildings Crime Statistics and Arrest

There were zero (0) crimes and arrests in this area

Public Property Crime Statistics

	<u>2002</u>	<u>2003</u>	<u>2004</u>
Criminal Homicide	0	0	0
Murder & Non-negligent Manslaughter	1	0	0
Negligent Manslaughter	0	0	0
Sex Offenses	0	0	0
Forcible Sex Offenses (rape)	0	0	0
Non-forcible Sex Offenses	0	0	0
Robbery	7	2	11
Aggravated Assault	13	8	19
Burglary	5	6	2
Motor Vehicle Theft	13	7	22
Arson	0	0	0

Public Property Arrests

<u>Violations</u>	<u>2002</u>	<u>2003</u>	<u>2004</u>
Alcohol	0	0	17
Drugs	4	5	24
Weapons	0	0	0

Statistics for Public Property Crime was compiled for crimes occurring from 1600 North Main and 500 Brooks Street (to the north) to 200 Main Street and 900 Franklin Street (to the south) to 200 Milam Street (to the west) to Top Street (to the east) for non-university property.

Disciplinary Action Referrals

There were zero (0) referrals to the Dean of Student Affairs for Disorderly Conduct and Harassment.

Hate Crime Statistics

There were zero (0) hate crimes reported.

Sexual Assault Policy (<http://www.dt.uh.edu/about/hr/PS01A13.htm>)
PS 01.A.13

This PS establishes university responsibilities with regard to sexual assault at the University of Houston-Downtown and the responsible parties. The entire Sexual Assault Policy may be viewed by accessing the indicated link.

Sexual Harassment Policy (<http://www.dt.uh.edu/about/hr/PS02A15.htm>)
PS 02.A.15

This PS provides a mechanism to protect the rights of claimants and respondents and establishes the foundation for providing a professional working and learning environment free from sexual harassment. The entire Sexual Harassment Policy may be viewed by accessing the indicated link.

Student Use of Alcoholic Beverages at UHD Policy
(<http://www.dt.uh.edu/about/hr/PS04A02.htm>)
PS 04.A.02

This PS sets forth regulations regarding the service, consumption, and distribution of alcoholic beverages to students at the University of Houston-Downtown (UHD). The University strictly adheres to all city, state, and federal

laws governing the distribution and consumption of alcohol. The University is committed to the national initiative of preventing the abuse of alcohol. The entire Student Use of Alcoholic Beverages at UHD Policy may be viewed by accessing the indicated link.

Firearms Policy

It is a federal and state offense to possess or use any firearm, ammunition or illegal weapon on university property except as a duly authorized law enforcement officer or for legitimate classroom instruction.

Police Officer Jurisdiction

The Texas Education Code defines the UH-Downtown Police Department's primary jurisdiction as all counties in which property is owned, leased, rented or otherwise under the control of the University of Houston System Board of Regents and also includes streets contiguous to and running through the campus. Within a peace officer's primary jurisdiction, a peace officer commissioned under this section; is vested with all the powers, privileges, and immunities of peace officers; may, in accordance with Chapter 14, Code of Criminal Procedure, arrest without a warrant any person who violates a law of the state; and may enforce all traffic laws on streets and highways.

Crime Awareness and Campus Security Policy

(<http://www.dt.uh.edu/about/hr/PS01D02.htm>)

PS 01.D.02

This policy statement sets forth regulations regarding the communication of information in compliance with the federal Student Right to Know and Campus Security Act of 1990, Title 11 - Crime Awareness and Campus Security. The University of Houston-Downtown is committed to enhancing the well-being and security of its students, faculty and staff and of promoting broad awareness of campus safety procedures. The entire Crime Awareness and Campus Security Policy may be viewed by accessing the indicated link.

Drug and Alcohol Abuse Policy

(<http://www.dt.uh.edu/about/hr/PS01A05.htm>)

PS 01.A.05

The University of Houston-Downtown strictly adheres to all city, state and federal laws governing the distribution and consumption of alcohol. The university is committed to the national initiative of preventing the abuse of alcohol. The legal drinking age in Texas is 21. Alcoholic beverages served on the University of Houston-Downtown campus may be distributed and consumed by students of legal age only in areas designated by the chief student affairs officer. The use or

possession of alcohol on any part of the university campus, other than a formally approved or designated area, is a violation of the Student Rights and Responsibilities Policy Statement 04.A.01 in the new UHD PS Handbook. Any requests regarding student use of alcoholic beverages at UH-Downtown must be directed to the chief student affairs officer. The entire Drug and Alcohol Abuse Policy may be viewed by accessing the indicated link.

Identification

It is recommended that all students, faculty, staff and visitors of the University of Houston-Downtown carry identification with them while on University of Houston-Downtown property. Section 51.209 of the Texas Education Code states, "The governing board of the state institution of higher education or its authorized representatives may refuse to allow persons having no legitimate business to enter on property under the board's control, and may reject any undesirable person from the property on his/her refusal to leave peaceably. Identification may be required of any person on the property."

Access to Facilities

University Police are responsible for securing campus facilities.

The ***One Main*** and ***Academic Buildings*** are locked at 10:30pm Monday - Friday and at 7:30pm on weekends. The One Main and Academic buildings are opened at 5:30am daily.

The ***Commerce Street Building*** is locked at 10:00pm Monday - Thursday and at 5:00pm on Friday. The Commerce Street Building is opened at 6:30am Monday - Thursday and at 7:45am on Friday.

The ***Student Life Center*** hours vary by semester. Please call 713-221-8225 for current operating hours.

These hours may be altered at times to accommodate special university events, special lab hours, etc. For access to facilities after hours, please contact Police personnel in Suite 118-North of the One Main Building or call 713-221-8065. Access to the Police Department is available 24 hours a day.

A reminder to students, faculty and staff that during holiday(s) periods, access to the University of Houston-Downtown is limited through the UH-Downtown Police Department. All person(s) entering are requested to sign in and out.