

SEX OFFENDER NOTIFICATION REGARDING THE CAMPUS COMMUNITY

GOAL:

To provide timely and appropriate notification, in compliance with state and federal legislation, regarding registered sex offenders on campus

Specific details of any notification will be determined on a case-by-case basis as described below.

AUTHORITY:

The Campus Sex Crimes Prevention Act (section 1601) {(42 U.S.C., 14071j and 20 U.S.C, 1092(f) (1) (I)} is a federal law enacted on October 28, 2000. This law provides for the tracking of convicted sex offenders enrolled at or employed by institutions of higher education.

This act requires sex offenders who are required by law to register in a state, to also provide notice of each institution of higher education in that State where the person is employed; carries on a vocation, or is a student. This law also requires that institutions of higher education issue a statement advising the campus community of the availability of this information. Further, Ark. Code Ann. § 12-12-913(b) provides that “local law enforcement agencies having jurisdiction shall disclose, in accordance with guidelines promulgated by the [Arkansas] Sex Offenders Assessment Committee, relevant and necessary information regarding offenders to the public when the disclosure is relevant and necessary for public protection.” Finally, effective September 1, 2003, Arkansas Act 330 of 2003, codified at Ark. Code Ann. § 12-12-913(j)-(k), provides that certain information regarding particular categories of offenders shall be public, and that such information shall be provided on the State of Arkansas home page by the Arkansas Crime Information Center (ACIC) by January 1, 2004.

In addition, Arkansas Act 330 of 2003 makes it unlawful for a Level 3 or Level 4 registered sex offender to reside within 2,000 feet of property on which any public or private elementary or secondary school or daycare facility is located

HLC Criterion: 2B

Policy History:

May 4, 2005
January 1, 2001

CCCUA SEX OFFENDER NOTIFICATION PROCEDURE

In accordance with University of Arkansas System Policy 525.1 and Cossatot Community College Policy 535, notification of staff and students of the presence of a registered sex offender will follow these general guidelines.

Campus Notification applies to all offenders required to register under Act 989. The plan will include the following: Offender's name and risk level, scope of notification, date of notification, how the notification took place, names of those who prepared the plan and date the plan was made.

Each Offender is assigned a risk level assessment for his/her potential to re-offend. This assessment is determined using a procedure by which an offender's history and characteristics are reviewed in order to assign the offender to one of three levels of risk of re-offense, which help determine the plan of action for the offender's community notification.

Students who fail to register as a sex offender with CCCUA when required to do so by law will be subject to immediate arrest and expulsion. Information regarding all public notices of level three and level four sex offenders who are registered with CCCUA is available on the College Website.

Process for Notification

1. Upon notification by the offender, the level of offense will be confirmed using the Arkansas Crime Information Center (ACIC) website www.acic.org.
2. A meeting of the Community Notification Committee will be convened within 5 business days of notification by the offender to discuss plans for notification.
3. Notification of staff and/or students will be determined based on the level of the offense.
4. A meeting will be scheduled with the offender and the administrator on the campus to be attended. The administrator will present the written plan of notification and any limitations placed on the offender while attending the college.
5. If notification of staff and/or students is deemed prudent, notification will be given to the campus community within 5 business days of the Community Notification Committee meeting

LEVELS OF OFFENSE AND NOTIFICATION PLAN

LEVEL 1:

Low risk individuals with no prior history of sexually acting out, strong antisocial tendencies, sexual compulsions or psychological factors impairing judgment.

Level 1 Notification:

Notification will be given to the Vice Chancellor of Academics, the Community Notification Committee, and the administrator for the campus of attendance.

LEVEL2:

Typically offenders in this category have a history of sexual offending where notification inside the home is insufficient. Community notification requires notice to the offender's known victim preference and those likely to come into contact with the offender. If the level two offender was 18 or older at the time of the crime and the victim was 14 or younger at the time for the crime, this offender should appear on the web site information.

Level 2 Notification:

Notification will be given to the Vice Chancellor of Academics, the Community Notification Committee, and the administrator for the campus of attendance. Notification will be given to persons of known victim preference that may likely come in contact with the offender.

LEVEL 3:

Typically offenders in this category have a history of repeat sexual offending, and/or strong antisocial, violent or predatory personality characteristics. These are individuals whose offense and criminal history require notification throughout the community.

Level 3 Notification:

Notification will be given to the Vice Chancellor of Academics, the Community Notification Committee, and the administrator for the campus of attendance. Notification will be given to all persons attending classes or working on the campus of attendance. Students and employees will be directed to the ACIC website as well as the local law enforcement website to view a photograph and description of the offender.

LEVEL 4:

Sexually Violent Predator refers to a person who has been adjudicated guilty of a sex offense or acquitted on the grounds of mental disease or defect of a sex offense that makes the person likely to engage in predatory sex offenses. The designation indicates that the highest and most visible means of community notification is required.

Level 4 Notification:

Notification will be given to the Vice Chancellor of Academics, the Community Notification Committee, and the administrator for the campus of attendance. Notification will be given to all persons attending classes or working on the campus of attendance. Students and employees will be directed to the ACIC website as well as the local law enforcement website to view a photograph and description of the offender.

Procedure History:

June 2016
