

## Clery Crime Definitions and Geography

### Crime Definitions

<b>Murder/Non-Negligent Manslaughter</b>	Willful (non-negligent) killing of one human being by another. NOTE: Deaths caused by negligence, attempts to kill, assaults to kill, suicides, accidental deaths and justifiable homicides are <u>excluded</u> .
<b>Manslaughter by Negligence</b>	Killing of another person through gross negligence.
<b>Robbery</b>	Taking or attempting to take anything from value of 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.
<b>Aggravated Assault</b>	<p>Unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury.</p> <p>This type of assault usually is accompanied by the use of a weapon or by means likely to produce death or great bodily harm.</p> <p>It is not necessary that injury result from an aggravated assault when a gun, knife or other weapon is used which could or probably would result in a serious potential injury if the crime were successfully completed.</p>
<b>Burglary</b>	<p>Unlawful entry of a structure to commit a felony or a theft. For reporting purposes this definition includes:</p> <ul style="list-style-type: none"> <li>• Unlawful entry with intent to commit a larceny or a felony;</li> <li>• Breaking and entering with intent to commit a larceny;</li> <li>• Housebreaking; safecracking; and</li> <li>• All attempts to commit any of the aforementioned</li> </ul>
<b>Motor Vehicle Theft</b>	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 joy riding).
<b>Arson</b>	Willful or malicious burning or attempt to burn, with or without intent to defraud, a dwelling house, public building, motor vehicle or aircraft, or personal property of another kind.
<b>Dating Violence</b>	<p>Violence committed by a person—(A) who is or has been in a social relationship of a romantic or intimate nature with the victim; and (B) where the existence of such a relationship shall be determined based on a consideration of the following factors:</p> <ul style="list-style-type: none"> <li>• The length of the relationship;</li> <li>• The type of relationship;</li> <li>• The frequency of interaction between the persons involved in the relationship.</li> </ul>
<b>Domestic Violence</b>	Includes felony or misdemeanor crimes of violence committed by a current or former spouse of the victim, by a person with whom the victim

	shares a child in common, by a person who is cohabitating with or has cohabitated with the victim as a spouse, by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction receiving grant monies, or by any other person against an adult or youth victim who is protected from that person's acts under the domestic or family violence laws of the jurisdiction.
<b>Stalking</b>	Engaging in a course of conduct directed at a specific person that would cause a reasonable person to - (A) fear for his or her safety or the safety of others; or (B) suffer substantial emotional distress.
<b>Weapon Law Violation</b>	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; all attempts to commit any of the aforementioned.
<b>Drug Law Violation</b>	Violations of state and local laws relating to the unlawful possession, sale, use, growing, manufacturing and making of narcotic drugs.  Relevant substances include: opium or cocaine and their derivatives (morphine, heroin, codeine); marijuana; synthetic narcotics (Demerol, methadones); and dangerous non-narcotic drugs (barbiturates, Benzedrine)
<b>Liquor Law Violation</b>	Violation of laws or ordinance prohibiting: the manufacture, sale, transporting, furnishing, possessing of intoxicating liquor; maintaining unlawful drinking places; bootlegging; operating a still; furnishing liquor to minor or intemperate person; using a vehicle for illegal transportation of liquor; drinking on a train or public conveyance; all attempts to commit any of the aforementioned. (Drunkness and driving under the influence are not included in this definition.)
<b>Sex Offenses</b>	<b>Rape:</b> Penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim. This definition includes any gender of victim or perpetrator.  <b>Fondling:</b> 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.  <b>Incest:</b> Nonforcible sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.  <b>Statutory Rape:</b> Nonforcible sexual intercourse with a person who is under the statutory age of consent.
<b>Hate Crimes</b>	M State is required to report statistics for hate (bias) related crimes by the type of bias as defined below for the following classifications: murder/non-negligent manslaughter, sex offenses, robbery, aggravated assault, burglary, motor vehicle theft, arson (see definitions above) and

	<p>larceny, vandalism, intimidation, and simple assault (see definitions below).</p> <p><b>Larceny:</b> The unlawful taking, carrying, leading, or riding away of property from the possession or constructive possession of another.</p> <p><b>Vandalism:</b> To willfully or maliciously destroy, injure, disfigure, or deface any public or private property, real or personal, without the consent of the owner or person having custody or control by cutting, tearing, breaking, marking, painting, drawing, covering with filth, or any other such means as may be specified by local law.</p> <p><b>Intimidation:</b> To unlawfully place another person in reasonable fear of bodily harm through the use of threatening words and/or other conduct, but without displaying a weapon or subjecting the victim to actual physical attack.</p> <p><b>Simple Assault:</b> An unlawful physical attack by one person upon another where neither the offender displays a weapon, nor the victim suffers obvious severe or aggravated bodily injury involving apparent broken bones, loss of teeth, possible internal injury, severe laceration or loss of consciousness.</p>
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## Geography Definitions

### On campus:

- Any building or property owned or controlled by an institution within the same reasonably contiguous geographic area and used by the institution in direct support of, or in a manner related to, the institution’s educational purposes, including residence halls; and
- Any building or property that is within or reasonably contiguous to the area identified in paragraph (1) of this definition, that is owned by the institution but controlled by another person, is frequently used by students, and supports institutional purposes (such as food or other retail vendors).

### Non-campus building or property:

- Any building or property owned or controlled by a student organization that is officially recognized by the institution; or
- Any building or property owned or controlled by an institution that is used in direct support of, or in relation to, the institution’s educational purposes, is frequently used by students, and is not within the same reasonably contiguous geographic area of the institution.

### Public property:

- All public property, including thoroughfares, streets, sidewalks and parking facilities that are within the campus, or immediately adjacent to and accessible from the campus.