

CAMPUS SAFETY AMENDMENTS

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jani Iwamoto

House Sponsor: Lee B. Perry

LONG TITLE

General Description:

This bill requires the State Board of Regents to study and make recommendations for providing public safety services on college and university campuses.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ requires the State Board of Regents to:
 - coordinate with government and community organizations to study and make recommendations for providing public safety services on college and university campuses; and
 - present a final report of the study and recommendations to the Education Interim Committee and the Law Enforcement and Criminal Justice Interim Committee.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a coordination clause.

Utah Code Sections Affected:

AMENDS:

53E-1-201, as last amended by Laws of Utah 2019, Chapter 324 and last amended by Coordination Clause, Laws of Utah 2019, Chapters 41, 205, 223, 342, 446, and 476

ENACTS:

30 [53B-28-402](#), Utah Code Annotated 1953

31 **Utah Code Sections Affected by Coordination Clause:**

32 [53E-1-201](#), as last amended by Laws of Utah 2019, Chapter 324 and last amended by
33 Coordination Clause, Laws of Utah 2019, Chapters 41, 205, 223, 342, 446, and 476



35 *Be it enacted by the Legislature of the state of Utah:*

36 Section 1. Section **53B-28-402** is enacted to read:

37 **53B-28-402. Campus safety study -- Report to Legislature.**

38 (1) As used in this section:

39 (a) "Campus law enforcement" means a unit of an institution that provides public
40 safety services.

41 (b) (i) "Institution" means an institution of higher education described in Section
42 [53B-2-101](#).

43 (ii) "Institution" includes an institution's campus law enforcement.

44 (c) "Local district" means the same as that term is defined in Section [17B-1-102](#).

45 (d) "Local law enforcement" means a state or local law enforcement agency other than
46 campus law enforcement.

47 (e) "Public safety services" means police services, security services, dispatch services,
48 emergency services, or other similar services.

49 (f) "Sexual violence" means the same as that term is defined in Section [53B-28-301](#).

50 (g) "Special service district" means the same as that term is defined in Section
51 [17D-1-102](#).

52 (h) "Student" means the same as that term is defined in Section [53B-28-301](#).

53 (i) "Student organization" means the same as that term is defined in Section
54 [53B-28-401](#).

55 (2) The board shall:

56 (a) study issues related to providing public safety services on institution campuses,
57 including:

58 (i) policies and practices for hiring, supervision, and firing of campus law enforcement
59 officers;

60 (ii) training of campus law enforcement in responding to incidents of sexual violence
61 or other crimes reported by or involving a student, including training related to lethality or
62 similar assessments;

63 (iii) how campus law enforcement and local law enforcement respond to reports of
64 incidents of sexual violence or other crimes reported by or involving a student, including
65 supportive measures for victims and disciplinary actions for perpetrators;

66 (iv) training provided to faculty, staff, students, and student organizations on campus
67 safety and prevention of sexual violence;

68 (v) roles, responsibilities, jurisdiction, and authority of local law enforcement and
69 campus law enforcement, including authority based on:

70 (A) the type of public safety services provided; or

71 (B) geographic boundaries;

72 (vi) how an institution and local law enforcement coordinate to respond to on-campus
73 and off-campus incidents requiring public safety services, including:

74 (A) legal requirements or restrictions affecting coordination;

75 (B) agreements, practices, or procedures governing coordination between an institution
76 and local law enforcement, including mutual support, sharing information, or dispatch
77 management;

78 (C) any issues that may affect the timeliness of a response to an on-campus or
79 off-campus incident reported by or involving a student;

80 (vii) infrastructure, staffing, and equipment considerations that impact the effectiveness
81 of campus law enforcement or local law enforcement responses to an on-campus or off-campus
82 incident reported by or involving a student;

83 (viii) the benefits and disadvantages of an institution employing campus law
84 enforcement compared to local law enforcement providing public safety services on an
85 institution campus;

86 (ix) an institution's compliance with federal and state crime statistic reporting
87 requirements;

88 (x) how an institution informs faculty, staff, and students about a crime or emergency
89 on campus;

90 (xi) national best practices for providing public safety services on institution campuses,
91 including differences in best practices based on the size, infrastructure, location, and other
92 relevant characteristics of a college or university; and

93 (xii) any other issue the board determines is relevant to the study;

94 (b) make recommendations for providing public safety services on institution campuses
95 statewide;

96 (c) produce a final report of the study described in this section, including the
97 recommendations described in Subsection (2)(b); and

98 (d) in accordance with Section [68-3-14](#), present the final report described in Subsection
99 (2)(c) to the Education Interim Committee and the Law Enforcement and Criminal Justice
100 Interim Committee at or before the committees' November 2021 meetings.

101 (3) In carrying out the board's duties under this section, the board may coordinate with
102 individuals and organizations with knowledge, expertise, or experience related to the board's
103 duties under this section, including:

104 (a) the Utah System of Technical Colleges Board of Trustees;

105 (b) the Utah Department of Health;

106 (c) the Utah Office for Victims of Crime;

107 (d) the Utah Council on Victims of Crime;

108 (e) institutions;

109 (f) local law enforcement;

110 (g) local districts or special service districts that provide 911 and emergency dispatch
111 service; and

112 (h) community and other non-governmental organizations.

113 Section 2. Section **53E-1-201** is amended to read:

114 **53E-1-201. Reports to and action required of the Education Interim Committee.**

115 (1) In accordance with applicable provisions and Section [68-3-14](#), the following
116 recurring reports are due to the Education Interim Committee:

117 (a) the report described in Section [9-22-109](#) by the STEM Action Center Board,
118 including the information described in Section [9-22-113](#) on the status of the computer science
119 initiative and Section [9-22-114](#) on the Computing Partnerships Grants Program;

120 [~~(a)~~] (b) the prioritized list of data research described in Section [35A-14-302](#) and the
121 report on research described in Section [35A-14-304](#) by the Utah Data Research Center;

122 [~~(b)~~] (c) the report described in Section [35A-15-303](#) by the State Board of Education on
123 preschool programs;

124 [~~(c)~~] (d) the report described in Section [53B-1-103](#) by the State Board of Regents on
125 career and technical education issues and addressing workforce needs;

126 [~~(d)~~] (e) the report described in Section [53B-1-107](#) by the State Board of Regents on
127 the activities of the State Board of Regents;

128 [~~(e)~~] (f) the report described in Section [53B-2a-104](#) by the Utah System of Technical
129 Colleges Board of Trustees on career and technical education issues;

130 [~~(f)~~] (g) the reports described in Section [53B-28-401](#) by the State Board of Regents and
131 the Utah System of Technical Colleges Board of Trustees regarding activities related to campus
132 safety;

133 [~~(g)~~] (h) the State Superintendent's Annual Report by the state board described in
134 Section [53E-1-203](#);

135 [~~(h)~~] (i) the annual report described in Section [53E-2-202](#) by the state board on the
136 strategic plan to improve student outcomes;

137 [~~(i)~~] (j) the report described in Section [53E-8-204](#) by the state board on the Utah
138 Schools for the Deaf and the Blind;

139 [~~(j)~~] (k) the report described in Section [53E-10-703](#) by the Utah Leading through
140 Effective, Actionable, and Dynamic Education director on research and other activities;

141 [~~(k)~~] (l) the report described in Section [53F-4-203](#) by the state board and the

142 independent evaluator on an evaluation of early interactive reading software;

143 ~~[(f)]~~ (m) the report described in Section 53F-4-407 by the state board on UPSTART;

144 and

145 ~~[(m)]~~ (n) the report described in Section 53F-5-405 by an independent evaluator of a
146 partnership that receives a grant to improve educational outcomes for students who are low
147 income~~;~~ and].

148 ~~[(n) the report described in Section 63N-12-208 by the STEM Action Center Board,~~
149 ~~including the information described in Section 63N-12-213 on the status of the computer~~
150 ~~science initiative and Section 63N-12-214 on the Computing Partnerships Grants Program.]~~

151 (2) In accordance with applicable provisions and Section 68-3-14, the following
152 occasional reports are due to the Education Interim Committee:

153 (a) the report described in Section 35A-15-303 by the School Readiness Board by
154 November 30, 2020, on benchmarks for certain preschool programs;

155 (b) the report described in Section 53B-28-402 by the State Board of Regents on or
156 before the Education Interim Committee's November 2021 meeting;

157 ~~[(b)]~~ (c) the report described in Section 53E-3-519 by the state board regarding
158 counseling services in schools;

159 ~~[(c)]~~ (d) the reports described in Section 53E-3-520 by the state board regarding cost
160 centers and implementing activity based costing;

161 ~~[(d)]~~ (e) if required, the report described in Section 53E-4-309 by the state board
162 explaining the reasons for changing the grade level specification for the administration of
163 specific assessments;

164 ~~[(e)]~~ (f) if required, the report described in Section 53E-5-210 by the state board of an
165 adjustment to the minimum level that demonstrates proficiency for each statewide assessment;

166 ~~[(f)]~~ (g) the report described in Section 53E-10-702 by Utah Leading through Effective,
167 Actionable, and Dynamic Education;

168 ~~[(g)]~~ (h) the report described in Section 53F-2-502 by the state board on the program
169 evaluation of the dual language immersion program;

170 ~~[(h)]~~ (i) if required, the report described in Section 53F-2-513 by the state board
171 evaluating the effects of salary bonuses on the recruitment and retention of effective teachers in
172 high poverty schools;

173 ~~[(i)]~~ (j) upon request, the report described in Section 53F-5-207 by the state board on
174 the Intergenerational Poverty Intervention Grants Program;

175 ~~[(j)]~~ (k) the report described in Section 53F-5-210 by the state board on the Educational
176 Improvement Opportunities Outside of the Regular School Day Grant Program;

177 ~~[(k)]~~ (l) the reports described in Section 53G-11-304 by the state board regarding
178 proposed rules and results related to educator exit surveys;

179 ~~[(l)]~~ (m) upon request, the report described in Section 53G-11-505 by the state board
180 on progress in implementing employee evaluations;

181 ~~[(m)]~~ (n) the report described in Section 62A-15-117 by the Division of Substance
182 Abuse and Mental Health, the State Board of Education, and the Department of Health
183 regarding recommendations related to Medicaid reimbursement for school-based health
184 services; and

185 ~~[(n)]~~ (o) the reports described in Section 63C-19-202 by the Higher Education Strategic
186 Planning Commission.

187 (3) In accordance with Section 53B-7-705, the Education Interim Committee shall
188 complete the review of the implementation of performance funding.

189 Section 3. **Coordinating S.B. 80 with S.B. 72 -- Technical amendment.**

190 If this S.B. 80 and S.B. 72, Revisor's Technical Corrections to Utah Code, both pass
191 and become law, it is the intent of the Legislature that the amendments to Section 53E-1-201 in
192 S.B. 80 supersede the amendments to Section 53E-1-201 in S.B. 72, when the Office of
193 Legislative Research and General Counsel prepares the Utah Code database for publication.