

ARC 604

Sex Offender Attendance Policy

PURPOSE

Provide regulation and process regarding attendance of sex offenders at Clackamas Community College (CCC).

SUMMARY

CCC follows all applicable registered sex offender legal requirements including the Campus Sex Crimes Prevention Act (CSCPA), Family Education Rights and Privacy Act (FERPA), and the Clery Act. Additionally, access to public sources of information regarding the identity of sex offenders is available to all members of the College community.

The Oregon State Police is the agency responsible for maintaining the sex offender registry and its dissemination. The College will not disseminate this information and will refer inquiries to the Oregon State Police. Persons under active supervision for sex offenses are responsible for complying with the terms of their supervision. With the makeup of the student body at Clackamas Community College, the college is unable to ensure that persons prohibited from being near minors will be able to comply with this restriction while attending classes.

Students who are not in compliance with sex offender registration requirements may be in violation of the Clackamas Community College student code of conduct and may be sanctioned accordingly.

RELATED

The Campus Sex Crimes Prevention Act (CSCPA) of 2000 amends the Wetterling Act to require sex offenders to notify the appropriate law enforcement agency when enrolled or employed at institutions of higher education. The Act requires that the State make the information available to campus law enforcement agencies or local law enforcement agencies. College Safety does not qualify as a campus law enforcement agency but this information can be provided to campus safety through the College Resource Officer. See 42 U.S.C. § 14071(j) (Wetterling Act provisions added by the CSCPA amendment); 67 Fed. Reg. 65598 (October 25, 2002) (Attorney General's guidelines for the amendment). The CSCPA also amends the Higher Education Act of 1965 which requires higher education institutions to indicate where community members can obtain

information about enrolled or employed sex offenders. The CSCPA also amends the Family Education Rights and Privacy Act (FERPA) of 1974 to clarify that nothing in FERPA may be construed to prohibit an educational institution from disclosing information provided to the institution concerning registered sex offenders.

Questions about ORS Chapter 163A can be directed to the Director of College Safety. Refer to the Access, Retention, and Completion (ARC) 604 procedure for additional information about this policy.

EFFECTIVE DATE

This policy goes into effect immediately upon final approval.

END OF POLICY

APPROVALS

ARC Initial Review	Date: 9.26.2018
ISP Committee – if appropriate	Date: N/A
College Council – first reading	Date: 10.5.2018
College Council – second reading	Date: 10.19.2018
Legal Counsel – if appropriate	Date: 10.31.2018
President's Council – if appropriate	Date:
ARC Final Review & Approval	Date:

ARC 604P

Sex Offender Attendance Procedure

Notification Process:

1. Sex offenders are required to report to law enforcement as required by Oregon law when they are attending or employed at Clackamas Community College.
2. The Director of College Safety maintains a list of registered sex offenders that are attending or working on the campus and will notify the Threat Assessment Team, CARE Team, and/or the Executive Cabinet of the individuals on this list as needed.
3. This information will not be disseminated by the College. The college community has access to the information through the State Sex Offender website. The CCC department College Safety also notifies the campus community of this information in their Annual Security Report which can be found at www.clackamas.edu.
4. Students can also self-disclose this information to the Director of College Safety as needed. Campus community members can contact the Director of College Safety directly if they become aware of a student that is on the sex offender registry that they are concerned about.
5. Persons under active supervision for sex offenses are responsible for complying with the terms of their supervision. Given the makeup of the student body at Clackamas Community College, the College is unable to ensure that persons prohibited from being near minors will be able to comply with this restriction while on campus.
6. Students who fail to comply with the sex offender registration requirements may be in violation of the student Code of Conduct. Anyone concerned about the sex offender status of a student can contact the Director of College Safety.

END OF PROCESS