

CUYAHOGA COMMUNITY COLLEGE
MATERIAL FOR REVIEW
BY THE BOARD OF TRUSTEES

- Access Learning and Success Committee
- Community Affairs Committee
- Management Committee
- Investment Committee

SUBJECT: Adoption of Student Sexual Offense and Child Victim Admission Reporting Policy

COMMITTEE ACTION:

- Review for formal recommendation to the full Board of Trustees at the next regularly scheduled Board Meeting
- Background material for future Board of Trustees action item
- Update information/status report (for informational purposes only)

SYNOPSIS:

The College desires to establish a policy of self-reporting for individuals that have been convicted of certain sexual and child victim offenses. The policy would require all current, returning and prospective students who have been determined to be Sex Offenders under state law to report such status to the College upon application, registration (initial and continuing) or reenrollment.

Prepared by:	Renee Richard _____ VP & General Counsel	Submitted by:	Approved by:
Office:	Counsel	Date:	_____ Date: .

Adoption of Student Sexual Offense and Child Victim Offense Admission and Reporting Policy

I. SUMMARY BACKGROUND

The College is committed to providing equal opportunity in its enrollment procedures, while maintaining an atmosphere conducive to student and educational growth, as well as one that encourages civility. Balancing the safety of our student population against the institution's mission to provide open enrollment and second chance opportunities to students remains a priority.

The primary goal of the Student Sexual Offense and Child Victim Offense Admission and Reporting Policy is to require all current, returning and prospective students, whether credit or non-credit, who have been declared Sex Offenders under any state law, including Child Victim Offenders, within the past fifteen years to self-report such offenses to the College upon application for admission, registration for classes (initial and continuing) or reenrollment in the College.

II. BOARD RESOLUTION

Now, therefore, it is resolved by the Board of Trustees of Cuyahoga Community College District that:

- (A) The College has determined that it is in the best interest of the College to create a student sexual offense and child victim offense admission and reporting policy substantially in the form set forth as Attachment A hereto.
- (B) The President or the President's designee is hereby directed to complete all filings corresponding to or implied by the foregoing resolution in accordance with law. The policy revision will take effect ten days after such filings, or on such later date as determined in accordance with law.
- (C) The President or the President's designee is hereby directed to take all steps necessary and appropriate for the effective implementation of the newly-adopted policy.

Attachment A

3354: _____ Student Sexual Offense and Child Victim Offense Admission and Reporting Policy

(A) Admission and Reporting

- (1) The College is committed to providing equal opportunity in its enrollment procedures, while maintaining an atmosphere conducive to student and educational growth, as well as one that encourages civility. The Student Sexual Offense and Child Victim Offense Admission and Reporting Policy is established to promote the safety and well-being of the College Community.
- (2) All continuing, returning, new credit and non-credit students, who have been convicted of any sexual offense (including any plea bargains) or any crime against a minor, have been designated a Sex Offender or a Child-Victim Offender under the law of the State of Ohio or from any other state or country, within the past 15 years, are required to self-report to the College upon application for admission to the College, registration for classes (initial or continuing) or reenrollment in the College.
- (3) Applicants with violent sexual offense convictions, as designated by the tier status of the offender, and Child-Victim Offenders will not be admitted.
- (4) The College reserves the right to deny, defer, or place conditions upon admission and/or registration, based on the nature and circumstances of the crime.
- (5) All questions regarding the tier status of an applicant/student will be resolved in accordance with guidelines established by the State of Ohio for registered Sex Offenders and guidelines set forth by the Office of the Ohio Attorney General, the Ohio Department of Rehabilitation and Corrections, the Ohio Department of Public Safety and the Cuyahoga County Sheriff's office.

(B) Definitions

- (1) Sex Offender - is a person who has been convicted of, or pleaded guilty to, adjudicated delinquent by reason of committing an offense which is either inherently sexual, or which involved a sexual motivation. Rape, Sexual Battery, Gross Sexual Imposition, Importuning, and a wide array of offenses committed with a sexual motivation, such as Kidnapping, are sexually oriented offenses. "Equivalent offenses" from other jurisdictions outside of Ohio, and Attempt, Conspiracy, or Complicity to commit one of these offenses are also sexually oriented offenses.
- (2) Child-Victim Offender - is defined as a person convicted of, or pleaded guilty to, adjudicated delinquent by reason of committing a "Child-Victim oriented offense." Child-Victim oriented offenses are specified offenses committed against children under the age of 18 with no sexual motivation. Specifically, they are: Kidnapping, Abduction, Unlawful Restraint, Criminal Child Enticement or Child Stealing. This classification also includes Attempt, Conspiracy, and Complicity to commit one of these offenses, and equivalent offenses from other jurisdictions. This classification does not apply to a parent who commits an offense against his or her own child.

Effective date: June 25, 2015

