



Category:
Student Affairs

Responsible Office:
[University Life](#)

Policy Title:
Bias-Related Crime Prevention Policy

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3850

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This policy item applies to:
Community Colleges
State-Operated Campuses

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Summary

It is the policy of the State University of New York (University) to comply with legal requirements of §6436 of Article 129-A of New York State Education Law (Regulation by Colleges of Conduct on Campuses and Other College Property Used for Educational Purposes). Accordingly, campuses must provide information to incoming students regarding bias-related crime and its prevention.

Policy

I. Bias-related Crime Prevention

It is the policy of the State University of New York (University) to comply with legal requirements of §6436 of Article 129-A of New York State Education Law (Regulation by Colleges of Conduct on Campuses and Other College Property Used for Educational Purposes). Accordingly, campuses must provide information to incoming students regarding bias-related crime and its prevention.

A. Education and Information - Each campus shall inform incoming students about bias-related crime prevention measures through programs which may include workshops, seminars, discussion groups and film presentations, in order to disseminate information about bias-related crime, promote discussion, encourage reporting of incidents of bias-related crime and facilitate prevention of such incidents. Specifically, these education and informational programs should include, but not be limited to, the following subjects:

1. the applicable laws, ordinances, and regulations on bias related crime, including the provisions and coverage of the hate crimes act of 2000 codified in article 485;
2. the penalties for commission of bias related crimes;
3. the procedures in effect at the college for dealing with bias related crime;

4. the availability of counseling and other support services for the victims of bias related crime;
 5. the nature of and common circumstances relating to bias related crime on college campuses; and
 6. the methods the college employs to advise and to update students about security procedures.
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Definitions

Bias-related crime – when a person commits a specified offense and either:

- (a) intentionally selects the person against whom the offense is committed or intended to be committed in whole or in substantial part because of a belief or perception regarding the race, color, national origin, ancestry, gender, religion, religious practice, age, disability or sexual orientation of a person, regardless of whether the belief or perception is correct; or
 - (b) intentionally commits the act or acts constituting the offense in whole or in substantial part because of a belief or perception regarding the race, color, national origin, ancestry, gender, religion, religious practice, age, disability or sexual orientation of a person, regardless of whether the belief or perception is correct.
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Other Related Information

[Rules for the Maintenance of Public Order](#)

[NYS Penal Law §485](#) (Legislative findings)

Procedures

[Campus Conduct & Other College Property used for Educational Purposes](#)

[Student Consumer Information and Disclosures](#)

Forms

There are no forms relevant to this policy.

Authority

The following link to FindLaw's [New York State Laws](#) is provided for users' convenience; it is not the official site for the State of New York laws.

[§6436 of New York State Education Law](#) – Article 129-A (Regulation by Colleges of Conduct on Campuses and Other College Property Used for Educational Purposes)

In case of questions, readers are advised to refer to the New York State Legislature site for the menu of [New York State Consolidated](#).

Chapter 590, Laws of 2003

History

Memorandum to presidents from office of University counsel, dated October 8, 2003 regarding requirements of

Chapter 590, Laws of 2003.

Memorandum to presidents from office of the chancellor, dated September 27, 1990 concerning bias related incidents and first amendment rights on campus.

Appendices

There are no appendices relevant to this policy.