



Policy Title:  
Policy on Mandatory Reporting and Prevention of Child Sexual Abuse

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This policy item applies to:  
State-Operated Campuses

Category:  
Facility Management / Safety  
Legal and Compliance  
Protection of Minors

Responsible Office:  
[University Counsel](#)

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Summary

This Policy places an affirmative obligation upon all State University of New York employees, students, and volunteers to report child sexual abuse that occurs on campus or off campus at University-sponsored events to the appropriate authority or authorities.

This policy also requires that relevant employees and students be trained on recognizing child sexual abuse crimes and that there is an obligation to report such abuse if it is witnessed.

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Policy

### **Policy on Mandatory Reporting and Prevention of Child Sexual Abuse**

Any employee or student of or volunteer for the State University of New York who witnesses or has reasonable cause to suspect any sexual abuse of a child occurring on State University property or while off campus during official State University business or University-sponsored events shall have an affirmative obligation to report such conduct to the relevant University Police Department immediately. Such report should include the names of the victim and assailant (if known), other identifying information about the victim and assailant, the location of the activity, and the nature of the activity. Upon receiving such a report, the applicable University Police Department shall promptly notify the Commissioner of University Police at SUNY System Administration who shall report such incidents to the Chancellor for periodic reporting to the Board of Trustees.

In addition, to aid in the prevention of crimes against children on property of the State University of New York and/or

during official State University business at events sponsored by the State University of New York, relevant employees should be trained on the identification of such crimes and proper notification requirements. Vendors, licensees or others who are given permission to come onto campus or to use University facilities for events or activities that will include participation of children shall ensure that they have in place procedures for training, implementation of applicable pre-employment screening requirements and reporting of child sexual abuse.

For purposes of this policy, the applicable definitions of child sexual abuse are those used in the NYS Penal Law in Articles 130 and 263 and Section 260.10 and “child” is defined as an individual under the age of 17.

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## Definitions

Definitions for purposes of this policy are based on New York State Penal Law

### [New York State Penal Law](#)

#### [New York State Penal Laws, Article 130.](#)

[Other link to NYS Penal Law, Article 130.](#)

#### [New York State Penal Law, Article 263.](#)

[Other link to NYS Penal Law, Article 236.](#)

#### [New York State Penal Law, Article 263 Definitions.](#)

#### [New York State Penal Law, Article 260.1.](#)

[Other link to NYS Penal Law, Article 260.1.](#)

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## Other Related Information

There is no related information relevant to this policy.

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## Procedures

There are no procedures relevant to this policy.

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## Forms

There are no forms relevant to this policy.

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## Authority

[NY Education Law Article 8, § 355](#) (Power of Trustees).

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## History

State University of New York Board of Trustees' Resolution 2012-094, [Mandatory Reporting and Prevention of Child Sexual Abuse, adopted December 17, 2012](#).

Memo to Presidents dated January 24, 2013 from the Executive Deputy General Counsel.

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## Appendices

[New York State Penal Law](#)

[New York State Penal Laws, Article 130](#).

[Other link to NYS Penal Law, Article 130](#).

[New York State Penal Law, Article 263](#).

[Other link to NYS Penal Law, Article 236](#).

[New York State Penal Law, Article 263 Definitions](#).

[New York State Penal Law, Article 261](#).

[Other link to NYS Penal Law, Article 261](#).