

TEXAS  STATE  
UNIVERSITY


*The rising STAR of Texas*

SG Legislation  
received by: *KW*  
received date: *10/16/19*

**MEMORANDUM**

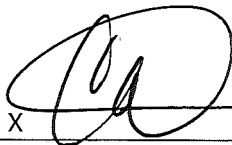
TO: Dean of Students Dr. Margarita Arellano  
Assistant Dean of Students Kathryn Weiser

DATE: Tuesday, October 1, 2019

FROM: Corey Benbow, Student Body President 

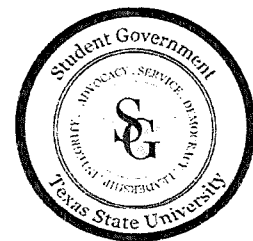
SUBJECT: S.R.20 A Resolution Calling on the Texas State University  
Police Department to Release all UPD Incident Data since 2016

I approve of this legislation passed by the Student Government Senate  
which is Demands that the University Police Department provide a  
nonconfidential release of UPD incident data collected by the  
department since 2016 and directing the Student Body President to  
issue a letter to the US Department of Education asking them to launch



X  
Corey F. Benbow

Student Body President '19-20



**STUDENT GOVERNMENT**

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*Texas State University was founded in 1899.*

MEMBER THE TEXAS STATE UNIVERSITY SYSTEM

**AUTHOR**

Senator DeSalvo, Cody

**SPONSORS**

Senator Camargo, Eduardo  
Senator Wicker, Catherine  
Senator Moncada, David  
Senator Blanchard, Patrick  
Senator Halter, Colton  
Senator Nieves, Preston  
Senator Struck, Ry  
Senator McKenzie, Jarrett

**S.R. 2019.2020.20**

**Date of First Reading: September 23, 2019**

**A Resolution -**

To be known as "A Resolution Calling on the Texas State University Police Department (UPD) to Release all UPD Incident Data since 2016," which demands that the University Police Department provide a nonconfidential release of UPD incident data collected by the department since 2016 and directing the Student Body President to issue a letter to the US Department of Education asking them to launch an official inquiry if the university fails to comply with this resolution.

1 **WHEREAS:** Student Government serves as the official voice for  
2 students at Texas State University; and

3 **WHEREAS:** The University Police Department (UPD) serves as the  
4 officially recognized law enforcement agency on the  
5 Texas State University campuses<sup>1</sup>; and,

6 **WHEREAS:** UPD publicly commits to adhering to a set of values  
7 which in part include: **Transparency** - availability of  
8 information for effective collaboration and

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<sup>1</sup> <https://www.police.txstate.edu/about/history-and-mission.html>

9 cooperation with our community; **Integrity** - uphold the  
10 highest ethical standards<sup>2</sup>; and

11 **WHEREAS:** In a recent article published by the Texas Tribune, it  
12 was revealed that the University Police Department  
13 failed to accurately report incidents on campus  
14 through the Clery Act, including incidents of sexual  
15 violence in and around campus; and

16 **WHEREAS:** The crime statistics and public reporting on the  
17 University Police Department website under the 60-day  
18 Crime and Fire Log does not include all reportable  
19 incidents under the Clery Act; and

20 **WHEREAS:** Laws like the Clery Act are minimum federal guidelines  
21 and should not be used as the only industry accepted  
22 standard by which to release information to the  
23 public, especially students at high risk such as  
24 students attending a college or university; and

25 **WHEREAS:** Texas State University prides itself on striving to be  
26 better than other institutions in the state, and the  
27 University Police Department includes a core value for  
28 innovation; and

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<sup>2</sup> <https://www.police.txstate.edu/about/history-and-mission.html>

29 **WHEREAS:** As such, the university administration should never  
30 use examples of other institutions failings to deflect  
31 from our own shortcomings; and

32 **WHEREAS:** In the interest of transparency and innovation, the  
33 University Police Department should reform the way it  
34 reports and provides information to the public on any  
35 incident that occurs on or around campus including,  
36 but not limited to, those incidents that fall under  
37 the Clery Act; and

38 **BE IT RESOLVED:** The Student Government at Texas State  
39 University, through the advocacy of its  
40 Senators and Student Body President,  
41 explicitly demands that the University Police  
42 Department immediately release all incident  
43 information collected by the department or its  
44 partners since 2016 in a similar format to the  
45 60-Day Crime and Fire Log found on the UPD  
46 website with information including the nature  
47 of the incident, a case number if one was  
48 assigned, date and time reported, date and  
49 time occurred, general location, disposition,  
50 and any relevant information except  
51 information that may be used to identify the

52 suspect or the victim about any arrested  
53 person(s); and

54 **BE IT RESOLVED:** The Student Government demands this  
55 information be provided to the Student Body  
56 President, in a format that is not  
57 confidential, within 60 days of passage or  
58 provide within 60 days an estimated amount of  
59 time to provide said report; and

60 **BE IT RESOLVED:** The Student Government directs the Student  
61 Body President to write a letter to the U.S.  
62 Department of Education asking them to open an  
63 official Review into the University policing  
64 policies and practices, as well as the Clery  
65 Act reporting processes and statistics, should  
66 the University not affirmatively respond to  
67 this legislation with the report or the  
68 estimate within the prescribed timeframe; and

69 **BE IT RESOLVED:** This legislation shall be forwarded to the  
70 Student Body President for further action.