

# FACT SHEET

## SUMMARY of Department of Education Findings

- The vast majority of UC Berkeley's misclassifications of incidents (982 of the 1,125 total misclassifications or approximately 87 percent) were improperly classified student disciplinary referrals.
- The Department of Education found that the campus lacked the administrative capability to administer the Clery Act. Many of the findings are technical and administrative in nature and relate to the classification of crimes, compliance with Daily Crime Log requirements, compilation and disclosure of various crime statistics and the failure to issue the Annual Security and Fire Safety Report each year under the exacting standards required.
- The Department also concluded that the university failed to follow its sexual violence and sexual harassment policies with regard to simultaneous notification of a disciplinary outcome to a single complainant, failed to issue [Emergency Notifications](#) appropriately in an SVSH matter in 2013 and a campus protest in 2017, failed to issue [Timely Warnings](#) and maintain appropriate documentation.

## SUMMARY of CAMPUS IMPROVEMENTS SINCE 2014

- Creation of a new position, campus Clery coordinator. This senior administrator, hired in May 2019, has campuswide Clery Act compliance coordination responsibilities. Also created a position of Clery liaison. These two positions were created to increase expertise and ensure accountability in the University's compliance program.
- Established a campus-wide Clery Compliance Committee. This committee includes administrators from across the campus, and helps to strengthen institution-wide Clery compliance.
- Improved systems for UCPD's daily crime log, including an upgrade to the records management system and ongoing improvements to its processes. The UCPD now pulls data from its computer-aided dispatch/records management system for entry into the log.
- Improved systems for timely warnings and emergency notifications. The university has made significant improvements to its crisis communications policies and procedures, and upgraded to Everbridge, a highly efficient mass notification system.
- The campus conducted an audit of police reports from 2012 to 2016. To effectively respond to the required actions of the Department of Education's program review, UC Berkeley worked with an outside firm to complete a full Clery Act compliance assessment and data audit. This undertaking entailed the review of approximately 20,000 police reports, more than 11,000 student conduct records and 1,000 Title IX files. The firm also made recommendations about how the campus could improve its Clery Act compliance safety program.

- The campus strengthened policies and processes including additional layers of review to ensure accuracy in administrative record keeping and more coordination among campus units working on cases.
- We trained many CSAs and campus partners about Clery Act requirements, and created more coordination among campus units working on cases.
- The campus has strengthen its sexual violence policies and processes and technical systems and has expanded staff. The incidents referenced in the report would be handled differently under today's policies, and survivors of sexual misconduct now have access to the [PATH to Care Center](#), an affirming and supportive confidential resource center.