

# Campus Safety and Violence Prevention (CSVP) 2023 Annual Report

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MASSACHUSETTS  
Department of  
Higher Education

# Agenda

- Overview and Implementation Update: Massachusetts Campus Sexual Misconduct Law
- 2023 Annual Incident Data Collection
- Year-to-date MOUs Status Update
- Sexual Misconduct Survey Update
- EDvera Portal Start Guide
- Questions

# Overview: Campus Sexual Assault Law

- *An Act Relative to Sexual Violence on Higher Education Campuses* ~ 337 Mass. Acts 2020 (Jan. 2021)
- Focuses on campus responses to sexual violence
- Applies to both public and private IHEs
- Effective Date: August 1, 2021
- Two major sections:
  - IHE Policies, Procedures & Reporting (G.L. c. 6, §168E)
  - Campus Climate Surveys (G.L. c. 6, §168D)

# BHE/DHE Responsibilities

**Specifically, under this new legislation, the BHE/DHE is responsible for the following:**

- Appointing a **campus safety advisor** to facilitate and advance statewide campus safety at public and private IHEs.
- **Annual report** publication with aggregate statewide information on frequency/nature of sexual misconduct at IHEs; includes the collection and assessment of such data
- Reviewing and granting MOU waiver requests for agreements between IHEs and **community-based sexual assault crisis service centers**
- Promulgating regulations regarding IHEs' entrance into **MOUs with local law enforcement agencies** to coordinate responses to sexual misconduct
- Convening a Task Force on **sexual misconduct climate surveys**

# IHE Responsibilities

**Specifically, under this new legislation, the IHE's are responsible for the following:**

- Provide regular prevention & awareness programming for students and employees
- Provide training to officials involved in response, investigation and disciplinary processes
- Designate **confidential resource providers**
- Provide options for anonymous reporting
- Include amnesty provisions
- Adhere to **annual reporting requirements**
- Enter into **MOUs with local law enforcement agencies (LEAs)**
- Enter into, or request waiver for, agreements with **community-based sexual assault crisis service centers and domestic violence programs**
- Conduct **sexual misconduct climate surveys** no less than once every 4 years

# DHE Annual Report

- DHE is responsible for the collection and assessment of the incident data points required under the law
- The result will be an **Annual Report** publication with aggregate statewide information on frequency/nature of sexual misconduct at IHEs
  - Report submitted to the Massachusetts Attorney General, the Clerks of the Senate and House of Representatives, and the Joint Committee on Higher Education
- The first [report](#) (with Year 1 Data) was submitted in December 2022
- The Year 2 report is in progress

# 2023 Incident Data Collection Process

- 2023 CSVP Annual Report is live in Edvera: <https://madhe.edvera.com/>
- Minor changes to the incident data to be collected based on stakeholder feedback
- Questions related to the MOUs' status remain the same
- Added questions related to confidential resource providers
- Added questions regarding sexual misconduct surveys

*Reminder: the 2023 CSVP Annual Report is due by December 31, 2023*

# 2023 Incident Data Collection Changes

- Incident Reporting Time Period for the 2023 submission is **Calendar year 2022: January 1, 2022 – December 31, 2022.**
- Added: third party/unknown category for incident data
  - The only change to the incident data being collected for the 2023 submission is the addition of the subcategories: filed by students against unknown / third party and filed by employees against unknown / third party, where applicable. If your institution does not collect or record this information, please continue to enter data as you have in years past and simply enter zero for these new subcategories
- Questions re: the last category: Students and employees found responsible for violating Title IX or sexual misconduct policies & whether subject to disciplinary action
  - No change made. DHE received some comments that this question may be duplicative. However, upon further review, and in consultation with some stakeholders, we have chosen to keep the question as is. If you find it creates an issue when calculating your incidents and totals, please use the comment boxes to indicate those issues.
- Additional data related questions/answers can be found in the [FAQ document](#) that was circulated and posted on the CSVP website: <https://www.mass.edu/strategic/csvp.asp>



# MOUs with Local Law Enforcement Agencies (LEAs)

- DHE promulgated [610 CMR 14.00](#), which governs the adoption of a memorandum of understanding between each institution of higher education with a physical location in the Commonwealth and a local law enforcement agency for purposes of determining each entity's roles and responsibilities regarding preventing and responding to incidents of on- and off-campus sexual misconduct
- Per 610 CMR 14.00, each institution shall, to the extent feasible, enter into an MOU with each local law enforcement agency having jurisdiction to report as a first responder to an incident of sexual misconduct occurring on or around each campus of the institution.
- AICUM-developed, and DHE-accepted MOU template, is available on the [DHE CSVP website](#)
- Other nationally recognized templates are also on the CSVP website
- Additional FAQs answered in the 2023 FAQ document

# MOUs with Community-Based Crisis Service Centers

- Under the statute, an institution that **does not provide its own sexual assault crisis service center** shall enter into and maintain an MOU with a [community-based sexual assault crisis service center funded by the department of public health](#) and a [community-based domestic violence program funded by the department of public health](#).
- Institutions that already have such services in place on-campus may be exempt from this statutory requirement.
- No changes made for the 2023 Annual Report
- DHE is working with Jane Doe, Inc. on additional guidance and support

# Sexual Misconduct Surveys

- [Task Force model questions and recommendations](#) were approved by the Commissioner in the May 2021
- Under the law, IHEs have until Aug 1, 2025 to conduct its first survey in compliance with the law
- Model Questions have been input into a survey tool using a Qualtrics platform
- IHEs using a **survey that differs from the model questions** will need to submit a justification to DHE, through the Edvera reporting process (guidance added to the [FAQ document](#))
- Potential changes to ARC3 being made this year
- Federal Legislation tasked US DOE with generating similar survey
  - Requirement in the law seems to be in line with MA's model questions
  - Will require IHEs to conduct a survey every 2 years
  - No new details on timing, content or logistics

# Portal Start Guide & Report Template

- Start Guide:

[https://www.mass.edu/strategic/documents/CSVP\\_Annual\\_Report\\_Start\\_Guide.pdf](https://www.mass.edu/strategic/documents/CSVP_Annual_Report_Start_Guide.pdf)

- Template:

<https://www.mass.edu/strategic/documents/2023%20CSVP%20Annual%20Report%20Template.pdf>

# Questions?

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DHE CSVP Website: <https://www.mass.edu/strategic/csvp.asp>