



COPY

March 4, 2009

Dr. Robert E. Zeigler
President
San Antonio College
1300 San Pedro Avenue
San Antonio, TX 78212-4299

**Certified Mail
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No. 7002 2030 0001 3619 9779

RE: Expedited Final Program Review Determination Letter
OPE ID: 00916300
PRCN: 200910626830

Dear Dr. Zeigler:

On October 20, 2008, Mr. Jesus Moya conducted an off-site program review of San Antonio College's (SAC) compliance with the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act (the Clery Act). The review was prompted by an incident that occurred on October 13, 2008, at Northeast Lakeview College, an additional location of SAC. The review consisted of an examination of SAC's campus security policies and procedures in its 2007 annual security report (covering calendar years 2005, 2006, and 2007). The purpose of this Final Program Review Determination Letter is to close the program review.

The School Participation Team-Dallas has made a Final Program Review Determination concerning the findings that were identified during the program review. Following is a discussion of the findings identified and the resolution of those findings.

Program Findings and Final Program Review Determinations:

Finding 1: Inadequate Campus Security Policy

Citation: Institutions are required to publish and distribute, by October 1 of each year, an annual security report that contains required crime statistics, as well as required statements and policies, to its current students and employees. Institutions must also inform prospective students and employees of the report's availability and provide a copy upon request.

Federal Student Aid, School Participation Team - Dallas
1999 Bryan Street, Suite 1410
Dallas, TX 75201-6817
www.FederalStudentAid.ed.gov

The annual security report must contain a number of required statements, including a statement of current policies concerning security of and access to campus facilities, including campus residences, and security considerations used in the maintenance of campus facilities. 34 C.F.R. § 668.46 (*the implementing regulations of the The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act or Clery Act*)

Noncompliance: SAC is part of the Alamo Community Colleges (ACC). ACC publishes an annual security report for all ACC colleges, including SAC. ACC's annual security report contained a general statement that the president of each campus and other officials are responsible for determining access to the facilities under their control. However, no specific information on the access to individual institutions was provided in the report.

Institutional Action Taken to Resolve Noncompliance: SAC provided the Department a copy of its policy for the security and access of the campus and ACC has revised its annual report to include information for all its colleges.

Final Program Review Determination: SAC has taken the corrective actions necessary to resolve this finding. Therefore, SAC may consider this finding closed, with no further action required.

Finding 2. Failure to Accurately Report Crime Statistics – Crime Categories

Citation: Institutions are required to publish and distribute, by October 1 of each year, an annual security report that contains required crime statistics, as well as required statements and policies, to its current students and employees. Institutions must also inform prospective students and employees of the report's availability and provide a copy upon request.

The annual security report must report crime statistics for the three most recent calendar years concerning the occurrence on campus, in or on noncampus buildings or property, and on public property of the following offenses:

- Criminal homicide (murder and nonnegligent manslaughter)
- Negligent manslaughter
- Sex offenses (forcible sex offenses and nonforcible sex offenses)
- Robbery
- Aggravated assault
- Burglary
- Motor vehicle theft
- Arson
- Arrests for liquor law violations, drug law violations, and illegal weapons possession
- Persons not included in the above category who were referred for campus disciplinary action for liquor law violations, drug law violations, and illegal weapons possession

Institutions must comply with the campus security requirements for each separate campus. ³⁴ *C.F.R. § 668.46 (the implementing regulations of the The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act or Clery Act)*

Noncompliance: The ACC annual security report did not report crime statistics for all the required crime categories.

Nonnegligent Manslaughter, Aggravated Assault, and Arson

The ACC report did not include the categories for nonnegligent manslaughter, aggravated assault, and arson.

Sex Offenses

The ACC report did not included the categories of forcible sex offenses and nonforcible sex offenses. Instead, ACC used the more narrow category of sexual assault.

Liquor Law Violations, Drug Law Violations, and Illegal Weapons Possession

The ACC report did not distinguish between arrests and disciplinary action referrals for liquor law violations, drug law violations, and illegal weapons possession.

Institutional Action Taken to Resolve Noncompliance: ACC revised its crime statistics to reflect all required crime categories.

Final Program Review Determination: ACC has taken the corrective actions necessary to resolve this finding. Therefore, SAC may consider this finding closed, with no further action required.

Finding 3. Failure to Accurately Report Crime Statistics – Geographic Locations

Citation: Institutions are required to publish and distribute, by October 1 of each year, an annual security report that contains required crime statistics, as well as required statements and policies, to its current students and employees. Institutions must also inform prospective students and employees of the report's availability and provide a copy upon request.

The annual security report must report crime statistics for the three most recent calendar years concerning the occurrence on campus, in or on noncampus buildings or property, and on public property.

³⁴ *C.F.R. § 668.46 (the implementing regulations of the The Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act or Clery Act)*

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Noncompliance: ACC was aggregating all crimes committed in different areas for each eligible main location.

Institutional Action Taken to Resolve Noncompliance: ACC revised its crime statistics to reflect all required geographic locations.

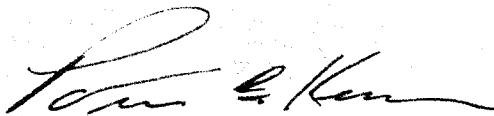
Final Program Review Determination: ACC has taken the corrective actions necessary to resolve this finding. Therefore, SAC may consider this finding closed, with no further action required.

Record Retention:

Program records relating to the period covered by the program review must be retained until the later of: resolution of the loans, claims or expenditures questioned in the program review; or the end of the retention period otherwise applicable to the record under 34 C.F.R. § 668.24(e).

We would like to express our appreciation for the courtesy and cooperation extended during the review. If you have any questions concerning this report, please call Mr. Jesus Moya at (214) 661-9472.

Sincerely,



Patrick B. Kennedy
Area Case Director

cc: Dr. Bruce H. Leslie, Chancellor, Alamo Community Colleges
Dr. Eric Reno, President, Northeast Lakeview College
Mr. David Linkletter, Texas Higher Education Coordinating Board
Dr. Belle S. Wheelan, President, Southern Association of Colleges and Schools
Commission on Colleges
Dr. Cheryl D. Cardell, Southern Association of Colleges and Schools Commission on
Colleges