**41.01.01.L1.02 UPD Criminal Trespass (SAP)**

 **Approved: March 15, 2017**

 **Revised:**

 **Next Scheduled Review: August 31, 2018**

Supplements System Policy 41.01 and Regulation 41.01.01

1. **GENERAL**

As part of the University’s overall campus management and comprehensive campus safety program, the University has instituted a procedure to remove from campus individuals who pose an imminent threat or on-going danger to the campus community. The University Police Department considers many variables in the assessment of threat or danger to the University community, the most common assessments include whether:

1. the person is a danger to others or property;
2. the person possesses a Criminal History that indicates the individual could pose a threat or danger to the University community;
3. the individual has any affiliation with the University;
4. the individual was apprehended while committing a crime;
5. the person is a transient/homeless individual loitering on campus;
6. the individual failed to comply with a lawful order of a commissioned Texas Peace Officer.
7. **COLLABORATIVE OFFICES**

University Police, Office of Housing and Residence Life, Student Conduct and Community Engagement, Community Relations and Special Events, and Environmental Health and Safety.

**Reason for Procedure**

Texas A&M International University (TAMIU) is a public and open campus. No effort is made to restrain the general public from entering campus; however, the University Police Department does reserve the right to bar individuals who are considered a threat to the University community. TAMIU operates under a "zero tolerance" level of enforcement relating to fighting, illegal weapons, alcohol and illegal drugs on University property. All state and federal laws are strictly enforced.

**Procedures and Responsibilities**

**1. Criminal Trespass Warning for the University campus and any related facility may be issued for**

1. Anyone suspected of breaking any laws on campus, or

2. Anyone suspected of bullying/abusing a student, employee, or visitor, or

3. Anyone found in the housing complexes without an invitation from a resident student or authorized employee, or

4. Anyone on campus without any legitimate business, or

5. Anyone who causes any type of interruption of the University’s course of instruction and operation.

1. **The University Police Department is hereby authorized to issue criminal trespass warnings pursuant to state law, by the authority of the Texas A&M University System Board of Regents, their Policies and Regulations, and University Rules and procedures as approved by the President of the University.**
2. **REVIEW OF CRIMINAL TRESPASS WARNINGS**

Individuals issued a criminal trespass warning, not related to a student conduct or employment action, may request the University Police Department review the facts of the case one (1) calendar year after the issuance of the Criminal Trespass Warning. Once the request for review is received UPD shall issue a written response. Individuals requesting review of their specific case may e-mail dispatchers@tamiu.edu or call 956-326-2100 and request the necessary forms be either mailed or e-mailed.

As part of the review process, should the individual wish to request a review of the Chief of Police’s decision, that review request will be made to the TAMIU chief administrative officer (CAO). Decisions from CAO are final and no further requests for review shall be granted for one (1) calendar year.

***FIRST REVIEW CHIEF ADMINISTRATIVE OFFICER REVIEW***

**CHIEF OF POLICE ASSOCIATE VICE PRESIDENT FOR ADMINISTRATION**

**TEXAS A&M INTERNATIONAL UNIVERSITY TEXAS A&M INTERNATIONAL UNIVERSITY**

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**via e-mail: dispatchers@tamiu.edu via e-mail:** **dispatchers@tamiu.edu**

**Related Statutes, Policies, Rules or Requirements**

**41.01 Real Property (Policy)**  [41.01](http://policies.tamus.edu/41-01.pdf)

**41.01.01 Real Property (Regulation)** [41.01.01](http://policies.tamus.edu/41-01-01.pdf)

**Contact Office**

University Police Department

956-326-2100