Managing Campus Security
And The Rule Of Law
In An Era of Terrorism

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OVERVIEW OF PRESENTATION

- How is our approach to Campus Security affected by the War on Terrorism?
- A Select Review of Liability Theories
- Learning from our Colleagues Across the Pond:
  - What Campus Security Methods and Tactics are Working in the U.K.
  - A Review of Methods to Minimize Liability and Improve Security

Home Land Security
and The Patriotic Act

- Biological Agents and Toxins as Weapons
- Restricted Persons
- Background Checks
Potential Claims Against Colleges and Universities

- Invasion of Privacy
- Negligent Retention
- Premises Liability

Invasion of Privacy

- Surveillance Cameras
- Balance desire for security with privacy and individual freedom
- Revival of in loco parentis?

Negligent Retention

- Refusal to hire individuals with a criminal record?
  - Possible discrimination claims
  - Reliability of Background Checks
  - Should Colleges be places that give people a second chance?
Premises Liability

- Is there a Duty to use the same techniques to protect our students that we use to prevent terrorist attacks?
- Will the College community accept intrusions on individual liberty to increase security?

Learning from the U.K.: What’s Working Abroad

- Brief review of legislation (Prior to 9/11 (Education Acts, Terrorism Act); Post 9/11 (Anti-Terrorism etc Acts); Post July 2005 (Prevention of Terrorism Act and Bill))
- ‘Terrorism’ has a wide meaning in law
- The educative process: UUK guides on dealing with intolerance vs freedom of expression
- Physical and technical security measures: increase in expenditure, training, liaison with police and security services

How to Reduce Exposure

- Background checks
  - Expense
  - Reliability
- Surveillance Technologies
  - Do they really prevent crime?
  - Will they be accepted by students and faculty?
- Community Policing – Getting everyone involved
QUESTIONS