

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

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### **OVERVIEW OF PRESENTATION**

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- 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

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### **Home Land Security and The Patriotic Act**

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- Biological Agents and Toxins as Weapons
- Restricted Persons
- Background Checks

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### Potential Claims Against Colleges and Universities

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- Invasion of Privacy
- Negligent Retention
- Premises Liability

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### Invasion of Privacy

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

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### Negligent Retention

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- 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?

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## Premises Liability

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- 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?

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## Learning from the U.K.: What's Working Abroad

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- 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

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## How to Reduce Exposure

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

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# QUESTIONS

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