



TEXAS SOUTHERN UNIVERSITY

DEPARTMENT OF PUBLIC SAFETY
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DEPARTMENT DIRECTIVE

TO: ALL DEPARTMENT PERSONNEL
FROM: ROGER D. BYARS
CHIEF OF POLICE
DATE: JUNE 2, 2009
RE: CRIMINAL TRESPASS CHARGE & WARNINGS

Effective immediately, when TSU police personnel are engaged in a contact with individual(s) regarding criminal activities and disruptive behavior the following shall be implemented.

CRIMINAL TRESPASS CHARGE:

Whenever the incident is a minor criminal conduct, a disruptive behavior or a "suspicious activity" that provides the officer with probable cause that the individual is not on campus for legitimate university business...and no other criminal charges are being sought, the officer shall:

Issue the individual a **CITATION** for criminal trespass (Class C) under the authority of the Texas Education Code:

Sec. 51.209. UNAUTHORIZED PERSONS; REFUSAL OF ENTRY, EJECTION, IDENTIFICATION. The governing board of a state institution of higher education or its authorized representatives may refuse to allow persons having no legitimate business to enter on property under the board's control, and may eject any undesirable person from the property on his refusal to leave peaceably on request. Identification may be required of any person on the property.

Sec. 51.204. TRESPASS, DAMAGE, ETC. It is unlawful for any person to trespass on the grounds of any state institution of higher education of this state or to damage or deface any of the buildings, statues, monuments, memorials, trees, shrubs, grasses, or flowers on the grounds of any state institutions of higher education.

CRIMINAL TRESPASS WARNING:

Whenever the incident is a minor "disruptive behavior" or a "suspicious activity" and no criminal charges are being sought at any degree the officer shall:

Issue the individual a Criminal Trespass Warning "citation" using the TSU Police Department "Warning Citation" ticket book. The individual shall be given a copy of the warning citation and the original shall be forwarded to the Records Division.