

**Table A**  
**Crimes and Violations Reportable Under the Clery Act**

CRIME / VIOLATION	APPLICABLE DEFINITION
<b><i>Criminal Offenses</i></b>	
Aggravated assault	An unlawful attack by one person upon another for the purpose of inflicting severe or aggravated bodily injury. This type of assault is usually accompanied by the use of a weapon or by means likely to produce death or great bodily harm. It is not necessary that injury result from an aggravated assault when a gun, knife, or other weapon is used that could and probably would result in serious personal injury if the crime were successfully completed.
Arson	Any willful or malicious burning or attempt to burn, with or without intent to defraud, a dwelling house, public building, motor vehicle, aircraft, personal property of another, etc.
Burglary	The unlawful entry of a structure to commit a felony or a theft. For reporting purposes, this definition includes unlawful entry with intent to commit a larceny or felony; breaking and entering with intent to commit a larceny; housebreaking; safecracking; and all attempts to commit any of the aforementioned.
Fondling	The touching of the private body parts of another person for the purpose of sexual gratification, without the consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or because of his/her temporary or permanent mental incapacity.
Incest	Sexual intercourse between persons who are related to each other within the degrees wherein marriage is prohibited by law.
Motor vehicle theft	The theft or attempted theft of a motor vehicle. Classify as motor vehicle theft all cases where automobiles are taken by persons not having lawful access, even though the vehicles are later abandoned—including joyriding.
Murder and nonnegligent manslaughter	The willful (nonnegligent) killing of one human being by another.
Manslaughter by negligence	The killing of another person through gross negligence.
Rape	The penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person without the consent of the victim.
Robbery	Taking or attempting to take anything of value from the care, custody, or control of a person or persons by force or threat of force or violence and/or by putting the victim in fear.
Statutory rape	Sexual intercourse with a person who is under the statutory age of consent.
<b><i>Violence Against Women Reauthorization Act of 2013 Offenses</i></b>	
Dating violence	Violence committed by a person who is or has been in a social relationship of a romantic or intimate nature with the victim, where the existence of such a relationship shall be determined based on a consideration of the length of the relationship, the type of relationship, and the frequency of interaction between the persons involved in the relationship. Dating violence includes but is not limited to sexual or physical abuse or the threat of such abuse. Dating violence does not include acts covered under the definition of domestic violence.
Domestic violence	Includes felony or misdemeanor crimes of violence committed by a current or former spouse or intimate partner of the victim, by a person with whom the victim shares a child in common, by a person who is cohabitating with or has cohabitated with the victim as a spouse or intimate partner, by a person similarly situated to a spouse of the victim under the domestic or family violence laws of the jurisdiction in which the crime of violence occurred, or by any other person against an individual who is protected from that person's acts under the domestic or family violence laws of the jurisdiction in which the crime occurred.
Stalking	Engaging in a course of conduct directed at a specific person that would cause a reasonable person to fear for her, his, or others' safety or to suffer substantial emotional distress.

CRIME / VIOLATION	APPLICABLE DEFINITION
<b><i>Hate Crimes</i></b>	
Hate crimes	Crimes reported to local police agencies or to a campus security authority regarding any of the criminal offenses described above, as well as larceny-theft, simple assault, and intimidation; destruction damage or vandalism of property; and any other crimes involving bodily injury in which the victim was intentionally selected because of the perpetrator's bias against the victim's actual or perceived race, religion, gender, gender identity, sexual orientation, ethnicity, national origin, or disability.
<b><i>Arrests and Referrals for Disciplinary Actions</i></b>	
Drug abuse violations	The violation of laws prohibiting the production, distribution, and/or use of certain controlled substances and the equipment or devices utilized in their preparation and/or use. The unlawful cultivation, manufacture, distribution, sale, purchase, use, possession, transportation, or importation of any controlled drug or narcotic substance. Arrests for violations of state and local laws, specifically those relating to the unlawful possession, sale, use, growing, manufacturing, and making of narcotic drugs.
Liquor law violations	The violation of state or local laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, or use of alcoholic beverages, not including driving under the influence and drunkenness.
Weapons law violations	The violation of laws or ordinances prohibiting the manufacture, sale, purchase, transportation, possession, concealment, or use of firearms, cutting instruments, explosives, incendiary devices, or other deadly weapons.
<b><i>Unfounded Crimes</i></b>	
Unfounded crimes	An institution may withhold, or subsequently remove, a reported crime from its crime statistics in the rare situation where sworn or commissioned law enforcement personnel have fully investigated the reported crime and, based on the results of this full investigation and evidence, have made a formal determination that the crime report is false or baseless and therefore "unfounded." Only sworn or commissioned law enforcement personnel may determine a crime is unfounded for purposes of reporting under this section.

Source: VTA fiscal year 2022–23 Annual Comprehensive Financial Report; VTA policy.

Note: In March 2024, the board approved a transfer of \$115 million from the Debt Reduction Reserve to help fund the EBRC Project.

\* VTA's Debt Reduction Reserve does not have a targeted level of funding or a cap on the available balance. Once the targeted balances have been met for the Operating Reserve and the Sales Tax Stabilization Reserve, any additional amounts are added to the Debt Reduction Reserve.