BY: Appropriations Committee

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AMENDMENTS TO HOUSE BILL 571
(First Reading File Bill)

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AMENDMENT NO. 1

On page 1, in line 6, strike the first "of" and substitute "<u>against</u>"; in the same line, strike "sanctions" and substitute "<u>campus conduct actions, except for a certain type of mandatory intervention,</u>"; in line 7, strike "student conduct policy" and substitute "<u>alcohol and drug use policies</u>"; in the same line, strike "except"; in lines 7 and 8, strike "if a certain determination is made" and substitute "<u>under certain circumstances, a prohibition on retaliation by the institution of higher education against a student,</u>"; in line 8, after "and" insert "<u>a provision regarding</u>"; in the same line, strike "a memorandum of understanding" and substitute "<u>certain formalized agreements</u>"; strike beginning with "the" in line 10 down through "Prevention" in line 11 and substitute "<u>institutions of higher education</u>"; in line 12, after "assault" insert "<u>campus climate</u>"; in line 13, after the first "education" insert "<u>, on or before certain dates, beginning in a certain year</u>"; strike beginning with "use" in line 13 down through "or" in line 14; strike beginning with the semicolon in line 14 down through "education" in line 15 and substitute "<u>and</u>"; in line 15, strike "a certain sexual assault" and substitute "<u>the</u>"; in the same line, strike "every year"; in line 17, after "education" insert "<u>, on or before a certain date every other year,</u>"; in the same line, strike "report school-specific results of a certain sexual assault survey" and substitute "<u>submit</u>"; in line 18, after "Commission" insert "<u>a certain report that includes certain information; requiring institutions of higher education to make certain efforts to protect student privacy in reporting certain data; requiring institutions of higher education to report certain data together with other reporting requirements under a certain federal law</u>"; strike beginning with "requiring" in line 18 down through "report;" in line 19; and in lines 20 and 22, in each instance, after "assault" insert "<u>campus climate</u>".

AMENDMENT NO. 2

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On page 3, in line 4, strike "**DISCIPLINARY SANCTIONS**" and substitute "**A CAMPUS CONDUCT ACTION, EXCEPT FOR A MANDATORY INTERVENTION FOR SUBSTANCE ABUSE,**"; in line 5, strike "**STUDENT CONDUCT POLICY**" and substitute "**ALCOHOL OR DRUG USE POLICIES**"; in line 6, strike "**FILES A COMPLAINT FOR**" and substitute "**REPORTS TO THE INSTITUTION OR A LAW ENFORCEMENT OFFICER AN INCIDENCE OF**"; in line 7, after "**WITNESS**" insert "**IF**"; in line 8, strike "**IF THE**" and substitute "**THE**"; in line 9, strike "**AT**" and substitute "**DURING**"; in line 10, strike "**UNLESS**"; after line 10, insert:

"**(II)   THE STUDENT IS DETERMINED TO HAVE MADE THE REPORT OF SEXUAL ASSAULT OR IS PARTICIPATING IN AN INVESTIGATION AS A WITNESS IN GOOD FAITH; AND**";

in line 11, strike "**(II)**" and substitute "**(III)**"; in line 12, after "**WAS**" insert "**NOT**"; in line 13, strike "**AND**"; after line 13, insert:

"**(8)   PROHIBITING THE INSTITUTION OF HIGHER EDUCATION FROM RETALIATING AGAINST A STUDENT WHO FILES A COMPLAINT FOR SEXUAL ASSAULT OR WHO PARTICIPATES AS A WITNESS IN AN INVESTIGATION OF A SEXUAL ASSAULT; AND**";

in line 14, strike "**(8)**" and substitute "**(9)**"; in the same line, strike "**A MEMORANDUM OF UNDERSTANDING**" and substitute "**FORMALIZED AGREEMENTS**"; in line 20, strike "**BOTH**" and substitute "**ANY OTHER VICTIM SERVICES ORGANIZATION**"; strike beginning with "**THE**" in line 28 down through "**PREVENTION**" in line 30 and substitute "**INSTITUTIONS OF HIGHER EDUCATION**"; in line 31, after "**ASSAULT**" insert "**CAMPUS CLIMATE**"; and in the same line, strike "**EVERY YEAR**".

AMENDMENT NO. 3

On page 4, in line 2, after "**SURVEY**" insert "**BY VARIOUS METHODS, INCLUDING**"; in line 3, strike "**EACH**" and substitute "**ON OR BEFORE OCTOBER 1, 2016, AND AT LEAST EVERY 2 YEARS THEREAFTER, EACH**"; strike beginning with "**USE**" in line 4 down through "**(2)**" in line 8; in line 8, after "**APPROPRIATE**" insert "**SEXUAL ASSAULT CAMPUS CLIMATE**"; in the same line, strike the period and substitute "**USING NATIONALLY RECOGNIZED BEST PRACTICES FOR RESEARCH AND CLIMATE SURVEYS; AND**"; strike beginning with "**(G)**" in line 9 down through "**SHALL:**" in line 10; in line 11, strike "**(1)**" and substitute "**(2)**"; in the same line, after "**ASSAULT**" insert "**CAMPUS CLIMATE**"; strike beginning with the semicolon in line 13 down through "**ACT**" in line 19; after line 19, insert:

"**(G)** **(1)** **ON OR BEFORE JUNE 1, 2016, AND EVERY 2 YEARS THEREAFTER, EACH INSTITUTION OF HIGHER EDUCATION SHALL SUBMIT TO THE COMMISSION A REPORT SUMMARIZING THE DATA COLLECTED BY THE INSTITUTION REGARDING SEXUAL ASSAULT COMPLAINTS MADE TO THE INSTITUTION, INCLUDING THE:**

(I) **TYPES OF MISCONDUCT;**

(II) **OUTCOME OF EACH COMPLAINT;**

(III) **DISCIPLINARY ACTIONS TAKEN BY THE INSTITUTION;**

(IV) **ACCOMMODATIONS MADE TO STUDENTS IN ACCORDANCE WITH THE SEXUAL ASSAULT POLICY ESTABLISHED UNDER SUBSECTION (C) OF THIS SECTION; AND**

(V) **NUMBER OF REPORTS INVOLVING ALLEGED NONSTUDENT PERPETRATORS.**

(Over)

        (2)   **IN REPORTING THE DATA UNDER PARAGRAPH (1) OF THIS
SUBSECTION, THE INSTITUTION OF HIGHER EDUCATION SHALL MAKE
REASONABLE EFFORTS TO PROTECT STUDENT PRIVACY.**

        (3)   **AN INSTITUTION OF HIGHER EDUCATION SHALL SUBMIT THE
DATA REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION TOGETHER WITH
THE REPORTING REQUIREMENTS OF THE FEDERAL JEANNE CLERY DISCLOSURE
OF CAMPUS SECURITY POLICY AND CRIME STATISTICS ACT, AS AMENDED BY
THE VIOLENCE AGAINST WOMEN REAUTHORIZATION ACT OF 2013.**";

in line 20, strike "**SEPTEMBER**" and substitute "**OCTOBER**"; in the same line, strike
"**EACH YEAR**" and substitute "**EVERY 2 YEARS**"; in line 24, after "**COMMITTEE**" insert
"**, THE SENATE BUDGET AND TAXATION COMMITTEE, THE HOUSE HEALTH AND
GOVERNMENT OPERATIONS COMMITTEE,**"; and in line 25, after "**ASSAULT**" insert
"**CAMPUS CLIMATE**".