

105TH CONGRESS
2D SESSION

H. R. 3759

To amend the Higher Education Act of 1965 to require institutions of higher education to widely distribute information describing their procedures for receiving and responding to complaints concerning harassment.

IN THE HOUSE OF REPRESENTATIVES

APRIL 29, 1998

Mr. SCHUMER introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the Higher Education Act of 1965 to require institutions of higher education to widely distribute information describing their procedures for receiving and responding to complaints concerning harassment.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. HARASSMENT PROCEDURE DISCLOSURES RE-**
4 **QUIRED.**

5 Section 485 of the Higher Education Act of 1965 (20
6 U.S.C. 1092) is amended by adding at end the following
7 new subsection:

1 “(h) HARASSMENT PROCEDURE DISCLOSURES RE-
2 QUIRED.—Each eligible institution participating in any
3 program under this title shall carry out appropriate and
4 reasonable information dissemination activities for pro-
5 spective and enrolled students (including those attending
6 or planning to attend less than full time) regarding the
7 procedures established by such institution for receiving
8 and responding to complaints regarding sexual harass-
9 ment. Such dissemination activities shall include—

10 “(1) distribution to prospective and enrolled
11 students (along with the distribution of information
12 concerning application for admission to, or enroll-
13 ment in, the institution) of information—

14 “(A) identifying the acts that constitute
15 sexual harassment;

16 “(B) stating that sexual harassment is ille-
17 gal; and

18 “(C) describing the procedures to be fol-
19 lowed to file a sexual harassment complaint and
20 to receive services and assistance for the victim;
21 and

22 “(2) posting of the information described in
23 paragraph (1) through bulletins widely distributed
24 among the buildings, classrooms, student unions,

1 and other facilities on the campus of such institu-
2 tion.”.

3 **SEC. 2. INFORMATION EXCHANGES ON SEXUAL HARASS-**
4 **MENT EDUCATION AND PREVENTION PRO-**
5 **GRAMS.**

6 Title XII of the Higher Education Act of 1965 is
7 amended by adding after section 1213 (20 U.S.C. 1145g)
8 the following new section:

9 **“SEC. 1214. INFORMATION EXCHANGES ON SEXUAL HAR-**
10 **ASSMENT EDUCATION AND PREVENTION**
11 **PROGRAMS.**

12 “(a) ACTION BY SECRETARY REQUIRED.—Within
13 one year after the date of enactment of this section, the
14 Secretary shall establish a forum, clearinghouse, or other
15 method by which institutions of higher education may ex-
16 change information on the programs they have estab-
17 lished—

18 “(1) to disseminate the information required to
19 be provided under section 485(h);

20 “(2) to educate their students and staffs con-
21 cerning, and to prevent their students and staffs
22 from engaging in, sexual harassment; and

23 “(3) to provide services or assistance to the vic-
24 tims of sexual assaults.

1 “(b) REPORT.—The Secretary shall submit to the
2 Congress a report of the method established by the Sec-
3 retary to carry out the requirements of subsection (a).”.

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