

105TH CONGRESS
1ST SESSION

S. 1493

To amend section 485(f)(1)(F) of the Higher Education Act of 1965 to provide for the disclosure of all criminal incidents that manifest evidence of prejudice based on race, gender, religion, sexual orientation, ethnicity, or disability.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 9, 1997

Mr. TORRICELLI introduced the following bill; which was read twice and referred to the Committee on Labor and Human Resources

A BILL

To amend section 485(f)(1)(F) of the Higher Education Act of 1965 to provide for the disclosure of all criminal incidents that manifest evidence of prejudice based on race, gender, religion, sexual orientation, ethnicity, or disability.

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. DISCLOSURE.**

4 (a) **SHORT TITLE.**—This section may be cited as the
5 “Campus Hate Crimes Right to Know Act of 1997”.

6 (b) **FINDINGS.**—Congress finds that—

1 (1) the incidence of violence on college cam-
2 puses based on race, gender, religion, sexual orienta-
3 tion, ethnicity, or disability poses a serious national
4 problem;

5 (2) such violence disrupts the tranquility and
6 safety of campuses and is deeply divisive;

7 (3) hate crimes include crimes in which the per-
8 petrator intentionally selects a victim because of the
9 actual or perceived race, gender, religion, sexual ori-
10 entation, ethnicity, or disability of the victim;

11 (4) existing Federal reporting requirements
12 only require colleges and universities to report hate
13 crimes that result in murder, rape, or aggravated as-
14 sault;

15 (5) existing reporting requirements are inad-
16 equate to deal with the problem of hate crimes since
17 the vast majority of hate crimes that occur on col-
18 lege campuses do not result in murder, rape, or ag-
19 gravated assault;

20 (6) existing reporting requirements are inad-
21 equate because the requirements do not require col-
22 leges and universities to report hate crimes that tar-
23 get victims because of the victims' gender or disabil-
24 ity;

1 (7) omitting certain hate crimes from official
2 campus crime reports may result in a false sense of
3 security among students and apathy from campus
4 officials;

5 (8) omitting certain hate crimes from official
6 campus crime reports deprives students and parents
7 of the students of vital information necessary to pro-
8 tect the students against such crimes and to make
9 informed decisions in choosing a college or univer-
10 sity;

11 (9) requiring postsecondary institutions to re-
12 port all hate crimes that occur on their campuses
13 will provide students and parents of the students
14 with vital information so that the students may bet-
15 ter protect themselves against such crimes; and

16 (10) requiring postsecondary institutions to re-
17 port all hate crimes that occur on their campuses
18 will encourage college officials to raise awareness
19 about such crimes and develop programs and strate-
20 gies to combat such crimes.

21 (c) AMENDMENT.—Section 485(f)(1)(F) of the High-
22 er Education Act of 1965 (20 U.S.C. 1092(f)(1)(F)) is
23 amended—

24 (1) by redesignating clauses (i) through (vi) as
25 subclauses (I) through (VI), respectively;

1 (2) by striking “Statistics” and inserting “(i)
2 Statistics”; and

3 (3) by adding at the end the following:

4 “(ii) Statistics concerning the occurrence on
5 campus, during the most recent calendar year, and
6 during the 2 preceding calendar years for which data
7 are available, of all criminal incidents that manifest
8 evidence of prejudice based on actual or perceived
9 race, gender, religion, sexual orientation, ethnicity,
10 or disability that are reported to campus security
11 authorities or local police agencies. The statistics
12 shall be collected and reported according to category
13 of prejudice.”.

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