

1 **TITLE VIII—EDUCATIONAL IN-**
2 **STITUTIONS AND VIOLENCE**
3 **AGAINST WOMEN**

4 **Subtitle A—Grants To Reduce Vio-**
5 **lent Crimes Against Women on**
6 **Campus**

7 **SEC. 801. GRANTS TO COMBAT VIOLENT CRIMES AGAINST**
8 **WOMEN ON CAMPUSES.**

9 (a) IN GENERAL.—Title I of the Omnibus Crime
10 Control and Safe Streets Act of 1968 (42 U.S.C. 3711
11 et seq.) is amended—

12 (1) by redesignating part U as part V;

13 (2) by redesignating section 2101 as section
14 2201; and

15 (3) by inserting after part T the following new
16 part:

17 **“PART U—GRANTS TO COMBAT VIOLENT CRIMES**
18 **AGAINST WOMEN ON CAMPUSES**

19 **“SEC. 2101. PURPOSE OF THE PROGRAM AND GRANTS.**

20 “(a) GENERAL PROGRAM PURPOSE.—The purpose of
21 this part is to assist campus administrators and campus
22 security personnel (including employees, contractors, and
23 volunteers) to develop and strengthen effective security
24 and investigation strategies to combat violent crimes
25 against women on campuses, particularly sexual assault,

1 stalking, and domestic violence and to develop and
2 strengthen victim services in cases involving violent crimes
3 against women on campuses which may include partner-
4 ships with local criminal justice authorities and commu-
5 nity-based victims services agencies.

6 “(b) PURPOSES FOR WHICH GRANTS MAY BE
7 USED.—Grants under this part shall provide personnel,
8 training, technical assistance, data collection, and other
9 equipment for the more widespread apprehension, inves-
10 tigation, and adjudication of persons committing violent
11 crimes against women on campuses, and specifically, for
12 the purposes of—

13 “(1) training campus administrators and cam-
14 pus security personnel to more effectively identify
15 and respond to violent crimes against women on
16 campus, including the crimes of sexual assault,
17 stalking, and domestic violence;

18 “(2) developing and implementing more effec-
19 tive campus security and investigative policies, pro-
20 tocols, orders, and services specifically devoted to
21 preventing, identifying, and responding to violent
22 crimes against women on campus, including the
23 crimes of sexual assault, stalking, and domestic vio-
24 lence;

1 “(3) developing, enlarging, or strengthening vic-
2 tim services programs, as defined in 42 U.S.C.
3 3796gg-2(8), for local campuses, including sexual
4 assault, stalking, and domestic violence programs;
5 developing or improving delivery of victim services
6 on campuses, including on-campus programs that
7 provide counseling, support, and victim advocacy,
8 whether or not organized and staffed by students in
9 coordination with community-based victim services;

10 “(4) supporting improved coordination between
11 campus administrators and campus security person-
12 nel, and local criminal justice authorities to reduce
13 violent crimes against women on campus.

14 **“SEC. 2102. GRANTS.**

15 “(a) GENERAL GRANTS.—The Department of Edu-
16 cation may make grants to institutions of higher education
17 for use by campus personnel and student organizations,
18 and nonprofit nongovernmental victim services programs
19 for the purposes described in section 2101(b).

20 “(b) AUTHORIZATION OF APPROPRIATIONS.—There
21 are authorized to be appropriated \$10,000,000 for each
22 of fiscal years 1999, 2000, 2001, 2002, and 2003, to carry
23 out the purposes of this section.

24 “(c) QUALIFICATION.—Upon satisfying the terms of
25 subsection (d), any entity described in subsection (a) shall

1 be qualified for funds provided under this part upon cer-
2 tification that—

3 “(1) the funds shall be used for any of the pur-
4 poses described in section 2101(b);

5 “(2) grantees shall develop a plan for imple-
6 mentation and shall consult and coordinate with
7 nonprofit, nongovernmental victim services pro-
8 grams, including sexual assault and domestic vio-
9 lence victim services programs and State sexual as-
10 sult and domestic violence coalitions;

11 “(3) of the total grant amount awarded by the
12 Secretary, grantees shall make the following alloca-
13 tions:

14 “(A) at least 20 percent shall be allocated
15 each to campus security administrators;

16 “(B) at least 10 percent shall be allocated
17 to the purposes described in section 2101(b)(4);
18 and

19 “(C) At least 30 percent shall be allocated
20 to victims’ services programs; and

21 “(4) any Federal funds received under this part
22 shall be used to supplement, not supplant, non-Fed-
23 eral funds that would otherwise be available for ac-
24 tivities funded under this subtitle.

1 “(d) APPLICATION REQUIREMENTS.—The applica-
2 tion requirements provided in section 513 shall apply
3 under this part. In addition, each application should in-
4 clude the certifications of qualification required by sub-
5 section (c), including documentation from nonprofit, non-
6 governmental victim services programs, describing their
7 participation in developing the plan required by subsection
8 (c)(2). An application shall include—

9 “(1) documentation from the institution and
10 victim services programs to be assisted, demonstrat-
11 ing—

12 “(A) need for the grant funds;

13 “(B) intended use of the grant funds;

14 “(C) expected results from the use of the
15 grants funds; and

16 “(D) characteristics of the population
17 being served, including number of students and
18 type of campus and demographic characteristics
19 of the population and documentation of services
20 to underserved populations, as that term is de-
21 fined in 42 U.S.C. 3796gg-2(7).

22 “(e) DISBURSEMENT.—

23 “(1) IN GENERAL.—Not later than 60 days
24 after the receipt of an application under this part,
25 the Secretary shall—

1 “(A) disburse the appropriate sums pro-
2 vided for under this part; or

3 “(B) inform the applicant why the applica-
4 tion does not conform to the terms of section
5 513 or to the requirements of this section.

6 “(2) REGULATIONS.—In disbursing moneys
7 under this part, the Secretary shall—

8 “(A) give priority to areas of varying geo-
9 graphic size with the greatest showing of need
10 based on the availability of existing domestic vi-
11 olence, stalking, and sexual assault programs
12 on the campuses to be served in relation to the
13 availability of such programs on other such
14 campuses;

15 “(B) equitably distribute moneys on a geo-
16 graphic basis including nonurban and rural
17 areas of various geographic sizes; and

18 “(C) recognize and address the needs of
19 underserved populations.

20 “(f) FEDERAL SHARE.—The Federal share of a
21 grant made under this subtitle may not exceed 75 percent
22 of the total cost of the projects described in the application
23 submitted.

24 **“SEC. 2103. DEFINITIONS.**

25 “In this part—

1 “(1) the term ‘domestic violence’ includes acts
2 or threats of violence, not including acts of self de-
3 fense, committed by a current or former spouse of
4 the victim, by a person with whom the victim shares
5 a child in common, by a person who is cohabitating
6 with or has cohabitated with the victim, by a person
7 who is or has been in a continuing social relationship
8 of a romantic or intimate nature with the victim, by
9 a person similarly situated to a spouse of the victim
10 under the domestic or family violence laws of the ju-
11 risdiction, or by any other person against a victim
12 who is protected from that person’s acts under the
13 domestic or family violence laws of the jurisdiction;
14 and

15 “(2) the term ‘sexual assault’ means any con-
16 duct proscribed by chapter 109A of title 18, United
17 States Code, whether or not the conduct occurs in
18 the special maritime and territorial jurisdiction of
19 the United States or in a Federal prison and in-
20 cludes both assaults committed by offenders who are
21 strangers to the victim and assaults committed by
22 offenders who are known or related by blood or mar-
23 riage to the victim.

1 **“SEC. 2104. GENERAL TERMS AND CONDITIONS.**

2 “(a) NONMONETARY ASSISTANCE.—In addition to
3 the assistance provided under this part, the Secretary may
4 request any Federal agency to use its authorities and the
5 resources granted to it under Federal law (including per-
6 sonnel, equipment, supplies, facilities, and managerial,
7 technical, and advisory services) in support of campus se-
8 curity and investigation and victim service efforts.

9 “(b) REGULATIONS OR GUIDELINES.—Not later than
10 120 days after the date of enactment of this part, the Sec-
11 retary shall publish proposed regulations or guidelines im-
12 plementing this part, including a mechanism for the Sec-
13 retary to make individual program evaluations publicly
14 available. Not later than 180 days after the date of enact-
15 ment, the Secretary shall publish final regulations or
16 guidelines implementing this part.”.

17 **SEC. 802. NATIONAL BASELINE STUDY ON UNIVERSITY**
18 **CAMPUS PROCEDURES IN CASE OF A REPORT**
19 **OF SEXUAL ASSAULT.**

20 (a) STUDY.—The Secretary of Education, in con-
21 sultation with the Department of Justice, shall provide for
22 a national baseline study to examine college and university
23 procedures upon receiving the report of a sexual assault.

24 (b) REPORT.—The study required by subsection (a)
25 should include the analysis of—

1 (1) the existence and publication of institution's
2 and State law definition of sexual assault;

3 (2) the existence and publication of the institu-
4 tion's formal policy for campus sexual assaults;

5 (3) to whom reports are stated most often—

6 (A) how these authorities are trained to
7 deal with the reports; and

8 (B) the extent to which they are trained;

9 (4) the reporting options which are articulated
10 to the victim or victims of the crime—

11 (A) on campus reporting and procedure
12 options; and

13 (B) off campus (State) reporting and pro-
14 cedure options;

15 (5) the resources available for victim's safety,
16 support, medical health, and confidentiality—

17 (A) how well these resources are articu-
18 lated both specifically to the victim of a sexual
19 assault and generally to the campus at large;
20 and

21 (B) the security of these resources in
22 terms of confidentiality or reputation or both;

23 (6) policies and practices that may prevent or
24 discourage the reporting of campus sexual assaults
25 to local criminal authorities, or that may otherwise

1 obstruct justice or interfere with the prosecution of
2 perpetrators of campus sexual assaults;

3 (7) policies and practices found successful in
4 aiding the report and any ensuing investigation or
5 prosecution of a campus sexual assault;

6 (8) the on campus procedures for investigation
7 and disciplining the perpetrator—

8 (A) the format for collecting evidence; and

9 (B) the format of the investigation and
10 disciplinary proceeding itself—

11 (i) the faculty responsible for running
12 the disciplinary procedure; and

13 (ii) the persons allowed to attend the
14 disciplinary procedure; and

15 (9) types of punishment for offenders—

16 (A) whether case directed outside to fur-
17 ther punishment; and

18 (B) how individual institutions punish per-
19 petrators.

20 (c) SUBMISSION OF REPORT.—The report required
21 by subsection (b) shall be submitted to Congress no later
22 than September 1, 1998.

23 (d) DEFINITION.—For purposes of this section, the
24 term “campus sexual assaults” includes sexual assaults
25 occurring at institutions of postsecondary education and

1 sexual assaults committed against or by students or em-
2 ployees of such institutions.

3 (e) AUTHORIZATION OF APPROPRIATIONS.—There
4 shall be authorized to be appropriated to carry out the
5 purposes of this section \$200,000 for fiscal year 1999.

6 **Subtitle B—Student Safety**

7 **SEC. 811. SHORT TITLE; REFERENCES.**

8 (a) SHORT TITLE.—This subtitle may be cited as the
9 “Student Safety Act”.

10 (b) REFERENCES.—Except as otherwise provided
11 therein, whenever in this subtitle an amendment or repeal
12 is expressed in terms of a section or other provision, such
13 amendment or repeal shall be considered to be made to
14 a section or other provision of the Higher Education Act
15 of 1965 (20 U.S.C. 1001 et seq.).

16 **SEC. 812. DISCLOSURE OF CRIMES REPORTED AND DAILY**
17 **CRIME LOG.**

18 (a) ANNUAL STATISTICS.—Section 485(f)(1)(F) (20
19 U.S.C. 1092(f)(1)(F)) is amended—

20 (1) by striking “campus security authorities or
21 local police agencies” and inserting “campus security
22 or law enforcement; other campus officials (including
23 administrators, deans, disciplinary officers, athletic
24 department officials, and resident advisers) to whom
25 crimes are reported; or local law enforcement”;

1 (2) by striking clauses (i) through (vi) and in-
2 serting the following:

3 “(i) homicide, including—

4 “(I) murder or nonnegligent man-
5 slaughter; or

6 “(II) negligent manslaughter;

7 “(ii) sex assault as defined in section
8 2003(6) of the Omnibus Crime Control and
9 Safe Streets Act (42 U.S.C. 3796gg-2(6));

10 “(iii) robbery;

11 “(iv) aggravated assault;

12 “(v) burglary;

13 “(vi) larceny;

14 “(vii) motor vehicle theft; and

15 “(viii) a hate crime as defined under the
16 Hate Crimes Sentencing Enhancement Act (28
17 U.S.C. 994 note).”.

18 (b) ANNUAL SUBMISSION.—Paragraph (4) of section
19 485(f) (20 U.S.C. 1092(f)(4)) is amended to read as fol-
20 lows:

21 “(4)(A) Each institution participating in any pro-
22 gram under this title shall annually submit to the Sec-
23 retary a copy of the statistics required to be made avail-
24 able pursuant to paragraphs (1)(F) and (1)(H).

1 “(B) The Secretary shall collect such statistics and
2 report each set in its entirety, with each institution and
3 campus clearly identified, to the Committee on Education
4 and the Workforce of the House of Representatives, the
5 Committee on Labor and Human Resources of the Senate,
6 each participating institution, and the public via printed
7 means, the Internet, and such other means as the Sec-
8 retary shall determine. This report shall be issued on or
9 before February 1 of each year.”.

10 (c) COMPILATION METHOD.—Paragraph (6) of sec-
11 tion 485(f) (20 U.S.C. 1092(f)(6)) is amended to read as
12 follows:

13 “(6)(A) The statistics described in paragraphs (1)(F)
14 and (1)(H) shall be compiled in accordance with the stand-
15 ards and definitions used in the uniform crime reporting
16 system of the Department of Justice, Federal Bureau of
17 Investigation, and the modifications in such standards and
18 definitions as implemented pursuant to the Hate Crime
19 Statistics Act (28 U.S.C. 534, note) and shall include in-
20 formation, if available, about any family, marital, or inti-
21 mate partner relationship between the victim and the al-
22 leged perpetrator.

23 “(B)(i) The accuracy of the statistics described in
24 paragraphs (1)(F) and (1)(H) shall be certified by an offi-
25 cial designated by each institution who is charged with

1 compiling statistics for inclusion. Such official shall also
2 be responsible for coordinating and disseminating infor-
3 mation regarding campus-based and community-based
4 crime prevention programs.

5 “(ii) Such official shall not identify victims of crimes
6 or those accused of crimes in publishing the statistics de-
7 scribed in paragraphs (1)(F) and (1)(H) or disseminating
8 information as described in paragraph (4)(B).”.

9 (d) CRIME LOGS.—Section 485(f) is further amend-
10 ed—

11 (1) by redesignating paragraphs (4) through
12 (7) as paragraphs (5) through (8), respectively; and

13 (2) by inserting after paragraph (3) the follow-
14 ing new paragraph:

15 “(4)(A) Each institution participating in any pro-
16 gram under this title which maintains either a police or
17 security department of any kind shall make, keep, and
18 maintain a log, written in a form that can be easily under-
19 stood, that records in chronological order all crimes re-
20 ported to such police or security department. Such records
21 shall not identify victims of the crime or persons accused
22 of the crime, but shall include, in a manner determined
23 by the Secretary—

24 “(i) the nature, date, time, and general location
25 of each crime; and

1 “(ii) the disposition of the complaint, if known.

2 “(B) All entries which are required pursuant to this
3 paragraph shall, except where disclosure of such informa-
4 tion is prohibited by law, be open to public inspection with-
5 in one month of the initial report being made to the de-
6 partment, a campus security authority, or other campus
7 official.

8 “(C) Monthly reports shall be disseminated through
9 at least the following means: campus-sponsored publica-
10 tions (including student newspapers), notice through resi-
11 dent advisory organizations, and electronic networks.”.

12 (e) EFFECTIVE DATE.—The amendments made by
13 this section shall take effect on January 1, 1998.

14 **SEC. 813. EXEMPTION OF ALLEGATIONS OF CRIMINAL AC-**
15 **TIVITY FROM EDUCATION RECORDS DEFINI-**
16 **TION.**

17 (a) AMENDMENT.—Section 444(a)(4)(B) of the Gen-
18 eral Education Provisions Act (20 U.S.C. 1232g(a)(4)(B))
19 is amended—

20 (1) by redesignating clauses (iii) and (iv) as
21 clauses (iv) and (v), respectively; and

22 (2) by inserting after clause (ii) the following
23 new clause:

24 “(iii) records which are made or maintained by
25 any officer, office, department, or individual em-

1 ployee of an educational agency or institution
2 about—

3 “(I) individuals who have been found guilty
4 of, or have pled guilty to, committing or partici-
5 pating in any criminal activity as defined in
6 local, State, or Federal law alleged to have oc-
7 curred while the individual was a student in at-
8 tendance, including audit or noncredit, at an
9 educational agency or institution;

10 “(II) the findings of any campus discipli-
11 nary proceedings;

12 “(III) the sanctions incurred (if any), and
13 any subsequent findings or amendments to such
14 sanctions;

15 “(IV) findings of guilt of criminal mis-
16 conduct and related sanctions from any pre-
17 viously attended educational agencies or institu-
18 tions where such records were created on or
19 after September 1, 1998, and which are main-
20 tained by the institution currently or most re-
21 cently attended by the individual; and

22 “(V) any criminal acts required to be re-
23 ported under paragraph (1)(F), (1)(H), or (4)
24 of section 485(f) of the Higher Education Act
25 of 1965 (20 U.S.C. 1092(f)).”.

1 (b) EFFECTIVE DATE.—The amendments made by
2 this section shall take effect on September 1, 1998.

3 **SEC. 814. PROGRAM PARTICIPATION AGREEMENT EN-**
4 **FORCEMENT.**

5 (a) PROGRAM PARTICIPATION AGREEMENT RE-
6 QUIREMENTS.—Section 487(a)(12) (20 U.S.C.
7 1094(a)(12)) is amended—

8 (1) by striking “and” at the end of subpara-
9 graph (A);

10 (2) by striking the period at the end of sub-
11 paragraph (B) and inserting “; and”; and

12 (3) by adding at the end the following new sub-
13 paragraph:

14 “(C) the policies and crime statistics dis-
15 closed under section 485(f) are comprehensive
16 and accurate.”.

17 (b) EFFECTIVE DATE.—The amendments made by
18 this section shall take effect on September 1, 1998.

19 **SEC. 815. REPORT ON MODEL PROGRAMS.**

20 (a) REPORT REQUIRED.—The Attorney General and
21 the Secretary of Education shall publish annually a report
22 identifying model programs for improving campus safety
23 and complying with the requirements of section 485(f) of
24 the Higher Education Act of 1965 (20 U.S.C. 1092(f)),

1 including an identification of programs at institutions of
2 varying sizes and purposes.

3 (b) DISSEMINATION OF REPORT.—The report re-
4 quired by subsection (a) shall—

5 (1) be transmitted to the Committee on the Ju-
6 diciary and the Committee on Education and the
7 Workforce of the House of Representatives, and the
8 Committee on the Judiciary and the Committee on
9 Labor and Human Resources of the Senate; and

10 (2) be provided to each participating institution
11 and the public via printed means, the Internet, and
12 such other means as the Secretary of Education
13 shall determine.

14 **Subtitle C—Violence Against**
15 **Women Training for Health Pro-**
16 **fessions**

17 **SEC. 821. SHORT TITLE.**

18 This subtitle may be cited as the “Violence Against
19 Women Training for Health Professions Act”.

20 **SEC. 822. ESTABLISHMENT, FOR CERTAIN HEALTH PROFES-**
21 **SIONS PROGRAMS, OF PROVISIONS REGARD-**
22 **ING DOMESTIC VIOLENCE AND SEXUAL AS-**
23 **SAULT.**

24 (a) TITLE VII PROGRAMS; PREFERENCES IN FINAN-
25 CIAL AWARDS.—Section 791 of the Public Health Service

1 Act (42 U.S.C. 295j) is amended by redesignating sub-
2 section (e) as subsection (d), and by inserting after sub-
3 section (b) the following subsection:

4 “(c) PREFERENCES REGARDING TRAINING IN IDEN-
5 TIFICATION AND REFERRAL OF VICTIMS OF DOMESTIC
6 VIOLENCE AND SEXUAL ASSAULT.—

7 “(1) IN GENERAL.—In the case of a health pro-
8 fessions entity specified in paragraph (2), the Sec-
9 retary shall, in making awards of grants or contracts
10 under this title, give preference to any such entity
11 (if otherwise a qualified applicant for the award in-
12 volved) that has in effect the requirement that, as a
13 condition of receiving a degree or certificate (as ap-
14 plicable) from the entity, each student have had sig-
15 nificant training developed in consultation and col-
16 laboration with national, State, and local domestic
17 violence and sexual assault coalitions and programs
18 in carrying out the following functions as a provider
19 of health care:

20 “(A) Identifying victims of domestic vio-
21 lence and sexual assault, and maintaining com-
22 plete medical records that include documenta-
23 tion of the examination, treatment given, and
24 referrals made, and recording the location and
25 nature of the victim’s injuries.

1 “(B) Examining and treating such victims,
2 within the scope of the health professional’s dis-
3 cipline, training, and practice, including, at a
4 minimum, providing medical advice regarding
5 the dynamics and nature of domestic violence
6 and sexual assault.

7 “(C) Referring the victims to public and
8 nonprofit private entities that provide services
9 for such victims.

10 “(2) RELEVANT HEALTH PROFESSIONS ENTI-
11 TIES.—For purposes of paragraph (1), a health pro-
12 fessions entity specified in this paragraph is any en-
13 tity that is a school of medicine, a school of osteo-
14 pathic medicine, a graduate program in mental
15 health practice, a school of nursing (as defined in
16 section 853), a program for the training of physician
17 assistants, or a program for the training of allied
18 health professionals.

19 “(3) REPORT TO CONGRESS.—Not later than 2
20 years after the date of the enactment of the Violence
21 Against Women Training for Health Professions
22 Act, the Secretary shall submit to the Committee on
23 Commerce of the House of Representatives, and the
24 Committee on Labor and Human Resources of the
25 Senate, a report specifying the health professions en-

1 tities that are receiving preference under paragraph
2 (1); the number of hours of training required by the
3 entities for purposes of such paragraph; the extent
4 of clinical experience so required; and the types of
5 courses through which the training is being pro-
6 vided, including the extent of involvement of non-
7 profit nongovernmental domestic violence and sexual
8 assault victims services programs in the training.

9 “(4) DEFINITIONS.—For purposes of this sub-
10 section—

11 “(A) the term ‘domestic violence’ includes
12 acts or threats of violence, not including acts of
13 self defense, committed by a current or former
14 spouse of the victim, by a person with whom
15 the victim shares a child in common, by a per-
16 son who is cohabitating with or has cohabitated
17 with the victim, by a person who is or has been
18 in a continuing social relationship of a romantic
19 or intimate nature with the victim, by a person
20 similarly situated to a spouse of the victim
21 under the domestic or family violence laws of
22 the jurisdiction, or by any other person against
23 a victim who is protected from that person’s
24 acts under the domestic or family violence laws
25 of the jurisdiction; and

1 “(B) the term ‘sexual assault’ means any
2 conduct proscribed by chapter 109A of title 18,
3 United States Code, whether or not the conduct
4 occurs in the special maritime and territorial
5 jurisdiction of the United States or in a Federal
6 prison and includes both assaults committed by
7 offenders who are strangers to the victim and
8 assaults committed by offenders who are known
9 or related by blood or marriage to the victim.”.

10 (b) TITLE VIII PROGRAMS; PREFERENCES IN FI-
11 NANCIAL AWARDS.—Section 860 of the Public Health
12 Service Act (42 U.S.C. 298b-7) is amended by adding at
13 the end the following subsection:

14 “(f) PREFERENCES REGARDING TRAINING IN IDEN-
15 TIFICATION AND REFERRAL OF VICTIMS OF DOMESTIC
16 VIOLENCE AND SEXUAL ASSAULT.—

17 “(1) IN GENERAL.—In the case of a health pro-
18 fessions entity specified in paragraph (2), the Sec-
19 retary shall, in making awards of grants or contracts
20 under this title, give preference to any such entity
21 (if otherwise a qualified applicant for the award in-
22 volved) that has in effect the requirement that, as a
23 condition of receiving a degree or certificate (as ap-
24 plicable) from the entity, each student have had sig-
25 nificant training developed in consultation and col-

1 laboration with national, State, and local domestic
2 violence and sexual assault coalitions and programs
3 in carrying out the following functions as a provider
4 of health care:

5 “(A) Identifying victims of domestic vio-
6 lence and sexual assault, and maintaining com-
7 plete medical records that include documenta-
8 tion of the examination, treatment given, and
9 referrals made, and recording the location and
10 nature of the victim’s injuries.

11 “(B) Examining and treating such victims,
12 within the scope of the health professional’s dis-
13 cipline, training, and practice, including, at a
14 minimum, providing medical advice regarding
15 the dynamics and nature of domestic violence
16 and sexual assault.

17 “(C) Referring the victims to public and
18 nonprofit private entities that provide services
19 for such victims.

20 “(2) RELEVANT HEALTH PROFESSIONS ENTI-
21 TIES.—For purposes of paragraph (1), a health pro-
22 fessions entity specified in this paragraph is any en-
23 tity that is a school of nursing or other public or
24 nonprofit private entity that is eligible to receive an
25 award described in such paragraph.

1 “(3) REPORT TO CONGRESS.—Not later than 2
2 years after the date of the enactment of the Violence
3 Against Women Training for Health Professions Act
4 of 1997, the Secretary shall submit to the Commit-
5 tee on Commerce of the House of Representatives,
6 and the Committee on Labor and Human Resources
7 of the Senate, a report specifying the health profes-
8 sions entities that are receiving preference under
9 paragraph (1); the number of hours of training re-
10 quired by the entities for purposes of such para-
11 graph; the extent of clinical experience so required;
12 and the types of courses through which the training
13 is being provided and the extent of involvement of
14 nonprofit nongovernmental domestic violence and
15 sexual assault victims services programs in the train-
16 ing.

17 “(4) DEFINITIONS.—For purposes of this sub-
18 section—

19 “(A) the term ‘domestic violence’ includes
20 acts or threats of violence, not including acts of
21 self defense, committed by a current or former
22 spouse of the victim, by a person with whom
23 the victim shares a child in common, by a per-
24 son who is cohabitating with or has cohabitated
25 with the victim, by a person who is or has been

1 in a continuing social relationship of a romantic
2 or intimate nature with the victim, by a person
3 similarly situated to a spouse of the victim
4 under the domestic or family violence laws of
5 the jurisdiction, or by any other person against
6 a victim who is protected from that person's
7 acts under the domestic or family violence laws
8 of the jurisdiction; and

9 “(B) the term ‘sexual assault’ means any
10 conduct proscribed by chapter 109A of title 18,
11 United States Code, whether or not the conduct
12 occurs in the special maritime and territorial
13 jurisdiction of the United States or in a Federal
14 prison and includes both assaults committed by
15 offenders who are strangers to the victim and
16 assaults committed by offenders who are known
17 or related by blood or marriage to the victim.”.

18 **Subtitle D—Campus Hate Crimes**
19 **Right to Know**

20 **SEC. 831. DISCLOSURE.**

21 (a) **SHORT TITLE.**—This subtitle may be cited as the
22 “Campus Hate Crimes Right to Know Act”.

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

24 (1) the incidence of violence on college cam-
25 puses based on race, gender, religion, sexual orienta-

1 tion, ethnicity, or disability poses a serious national
2 problem;

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

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

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

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

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

23 (7) omitting certain hate crimes from official
24 campus crime reports may result in a false sense of

1 security among students and apathy from campus
2 officials;

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

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

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

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

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

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

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

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