

AMENDMENTS TO LB534

(Amendments to Standing Committee amendments, AM686)

Introduced by Cavanaugh, 6.

1 1. Strike amendment 1 and insert the following new amendment:

2 1. Strike the original section and all amendments thereto and insert  
3 the following new section:

4 Section 1. (1) On or before September 15, 2020, and September 15 of  
5 each even-numbered year thereafter, each public postsecondary institution  
6 shall electronically submit a report regarding sexual violence, dating  
7 violence, domestic violence, and stalking to the Clerk of the Legislature  
8 and the Education Committee of the Legislature. The report shall include:

9 (a) Results of any campus climate survey related to sexual violence,  
10 dating violence, domestic violence, and stalking;

11 (b) Information related to the training provided to Title IX  
12 coordinators, investigators, and decisionmakers regarding sexual  
13 violence, dating violence, domestic violence, and stalking;

14 (c) Any policies, initiatives, or grievance procedures the  
15 postsecondary institution has adopted to address sexual violence, dating  
16 violence, domestic violence, and stalking;

17 (d) Information on where students and employees may receive  
18 immediate emergency assistance to address instances of sexual violence,  
19 dating violence, domestic violence, and stalking;

20 (e) Information on how students and employees may report concerns of  
21 sexual violence, dating violence, domestic violence, and stalking to the  
22 postsecondary institution;

23 (f) Information on resources, programs, and support available to  
24 students and employees to address concerns of sexual violence, dating  
25 violence, domestic violence, and stalking;

26 (g) Information on any student or employee-led organizations engaged

1 in supporting victims of sexual violence, dating violence, domestic  
2 violence, and stalking; and

3 (h) Any agreement between the postsecondary institution and a local  
4 law enforcement agency or county attorney's office related to addressing  
5 instances of sexual violence, dating violence, domestic violence, and  
6 stalking.

7 (2) The report shall not include any personally identifiable  
8 information, information that is subject to a privilege arising under  
9 state or federal law, or records that may be withheld from disclosure  
10 under section 84-712.05.

11 (3) On or before December 15, 2020, and on or before December 15 of  
12 each even-numbered year thereafter, the Education Committee of the  
13 Legislature shall hold a public hearing to review all reports submitted  
14 under this section.

15 (4) For purposes of this section:

16 (a) Postsecondary institution has the same meaning as in section  
17 85-2403;

18 (b) Sexual violence means sexual acts perpetrated against a person's  
19 will or when a person is incapable of giving consent by reason of, but  
20 not limited to, the following:

21 (i) Such person's age;

22 (ii) Such person's use of drugs or alcohol; or

23 (iii) An intellectual or other disability that prevents such person  
24 from having the capacity to give consent;

25 (c) Title IX means Title IX of the Education Amendments of 1972,  
26 Public Law 92-318, 20 U.S.C. 1681 to 1688, and its accompanying  
27 regulations and guidance documents, as such law, regulations, and  
28 documents existed on January 1, 2020; and

29 (d) The terms dating violence, domestic violence, and stalking have  
30 the same meaning as defined in a postsecondary institution's policies.