



General Assembly

January Session, 2011

Raised Bill No. 847

LCO No. 2602

02602_____HED

Referred to Committee on Higher Education and Employment
Advancement

Introduced by:
(HED)

***AN ACT CONCERNING THE ELIMINATION OF SEXUAL VIOLENCE
ON COLLEGE CAMPUSES.***

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 1. (NEW) (*Effective July 1, 2011*) (a) For purposes of this
2 section:

3 (1) "Awareness programming" means programming designed to
4 communicate the prevalence of sexual assaults and intimate partner
5 violence, including the nature and number of cases of sexual assault
6 and intimate partner violence reported at each institution of higher
7 education in the preceding three calendar years;

8 (2) "Institution of higher education" means an institution of higher
9 education as defined in section 10a-55 of the general statutes;

10 (3) "Intimate partner violence" means any physical, sexual or
11 psychological harm against an individual by a current or former
12 partner or spouse of such individual and includes a sexual assault
13 under section 53a-70, 53a-70a, 53a-71, 53a-72a, 53a-72b or 53a-73a of
14 the general statutes, stalking under section 53a-181c, 53a-181d or 53a-

15 181e of the general statutes, dating violence, sexual violence or
16 domestic violence as designated under section 46b-38h of the general
17 statutes;

18 (4) "Primary prevention programming" means programming and
19 strategies intended to prevent sexual assault and intimate partner
20 violence before it occurs by means of changing social norms and other
21 approaches;

22 (5) "Sexual assault" means a sexual assault under section 53a-70,
23 53a-70a, 53a-71, 53a-72a, 53a-72b or 53a-73a of the general statutes; and

24 (6) "Uniform campus crime report" means a campus crime report
25 prepared by an institution of higher education pursuant to section 10a-
26 55a of the general statutes.

27 (b) Each institution of higher education shall adopt and disclose in
28 such institution's annual uniform campus crime report a policy
29 regarding sexual assault and intimate partner violence. Such policy
30 shall include provisions for (1) providing students and employees of
31 the institution who report being the victim of sexual assault or intimate
32 partner violence contact information for campus, local advocacy,
33 counseling, health, mental health and legal assistance services, and
34 written information concerning the rights of such students and
35 employees to (A) notify law enforcement of such assault or violence
36 and to receive assistance from campus authorities, and (B) obtain a
37 protective order, apply for a temporary restraining order or enforce an
38 existing protective or restraining order, including, but not limited to,
39 orders issued pursuant to sections 46b-15, 46b-38c, 53a-40e, 54-1k, 54-
40 82q and 54-82r of the general statutes, against the perpetrator of such
41 assault or violence; (2) notifying such students and employees, if
42 requested, of the reasonably available options for and available
43 assistance from such institution in changing academic, living,
44 transportation or working situations in response to such assault or
45 violence; (3) honoring any lawful protective or temporary restraining
46 orders, including, but not limited to, orders issued pursuant to sections

47 46b-15, 46b-38c, 53a-40e, 54-1k, 54-82q and 54-82r of the general
48 statutes; (4) disclosing the range of sanctions that may be imposed
49 following the implementation of such institution's disciplinary
50 procedures in response to such assault or violence; (5) detailing the
51 procedures that such students and employees should follow after the
52 commission of such violence, including persons or agencies to contact
53 and information regarding the importance of preserving physical
54 evidence of such assault or violence; and (6) disclosing a summary of
55 such institution's disciplinary procedures, including clear statements
56 advising such students and employees that (A) accusers of such assault
57 or violence shall have the opportunity to request that disciplinary
58 proceedings begin promptly, (B) disciplinary proceedings shall be
59 conducted by an official trained in issues relating to sexual assault or
60 intimate partner violence and shall use the preponderance of the
61 evidence standard in making a determination concerning the alleged
62 assault or violence, (C) both the accuser of such assault or violence and
63 the accused perpetrator are entitled to be accompanied to any meeting
64 or proceeding relating to the allegation of such assault or violence by
65 an advisor of their choice and that such accuser and accused shall have
66 the opportunity to have others present during any disciplinary
67 proceeding, and (D) both such accuser and accused are entitled to be
68 informed in writing of the results of any disciplinary proceeding not
69 later than one business day after the conclusion of such proceeding.

70 (c) Each institution of higher education shall offer (1) sexual assault
71 and intimate partner violence primary prevention and awareness
72 programming for all incoming students and new employees that
73 includes an explanation of the definition of consent in sexual
74 relationships and information concerning the reporting of incidences
75 of such assaults and violence, bystander intervention and risk
76 reduction; and (2) ongoing sexual assault and intimate partner
77 violence prevention and awareness campaigns.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>July 1, 2011</i>	New section
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Statement of Purpose:

To update the federal sexual assault policy requirements set forth in the Jeanne Clery Act, Section 1920f of Title 20 of the United States Code.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]