

B-Engrossed Senate Bill 759

Ordered by the House May 14
Including Senate Amendments dated April 20 and House Amendments
dated May 14

Sponsored by Senators GELSER, WINTERS, Representatives GALLEGOS, SPRENGER, Senators KNOPP, JOHNSON; Senators BOQUIST, DEVLIN, GIROD, HANSELL, KRUSE, MONNES ANDERSON, OLSEN, ROSENBAUM, THOMSEN, Representatives BARTON, KENY-GUYER, OLSON, PILUSO, SMITH WARNER, VEGA PEDERSON, WHISNANT

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Requires public universities, community colleges and Oregon-based private universities and colleges to adopt written protocol for victims of sexual assault.

Requires written protocol to ensure that *[student]* **victims** who *[reports]* **report** sexual assault *[receives]* **receive** written notification informing *[student]* **victim** of rights, legal options, campus-based disciplinary processes, campus-based services for *[student]* **victims**, information concerning *[student's]* **victim's** privacy rights and contact information for state and community-based services and resources for victims of sexual assault.

A BILL FOR AN ACT

1
2 Relating to sexual assault at post-secondary institutions of education.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) Each public university listed in ORS 352.002, community college and**
5 **Oregon-based private university or college shall adopt a written protocol to ensure that vic-**
6 **tims of sexual assault receive necessary services and assistance in situations where:**

7 (a) **The alleged victim of the sexual assault is a student at the university or college and**
8 **the alleged sexual assault occurred on the grounds or at the facilities of the university or**
9 **college; or**

10 (b) **The alleged perpetrator of the sexual assault is a student at the university or college,**
11 **or a member of the faculty or staff of the university or college, regardless of where the al-**
12 **leged sexual assault occurred.**

13 (2) **A written protocol adopted under subsection (1) of this section must ensure that each**
14 **victim who reports a sexual assault is provided with a written notification setting forth:**

15 (a) **The victim's rights;**

16 (b) **Information about what legal options are available to the victim, including but not**
17 **limited to:**

18 (A) **The various civil and criminal options the victim may pursue following an assault;**
19 **and**

20 (B) **Any campus-based disciplinary processes the victim may pursue;**

21 (c) **Information about campus-based services available to the victim;**

22 (d) **Information about the victim's privacy rights, including but not limited to informa-**
23 **tion about the limitations of privacy that exist if the victim visits a campus health or coun-**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

- 1 **seling center; and**
2 **(e) Information about and contact information for state and community-based services**
3 **and resources that are available to victims of sexual assault.**
4 **(3) A written notification provided under subsection (2) of this section must:**
5 **(a) Be written in plain language that is easy to understand;**
6 **(b) Use print that is of a color, size and font that allow the notification to be easily read;**
7 **and**
8 **(c) Be made available to students:**
9 **(A) When a sexual assault is reported;**
10 **(B) During student orientation; and**
11 **(C) On the Internet website of the university or college.**
12 **SECTION 2. Section 1 of this 2015 Act first applies to the 2016-2017 academic year.**
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