Senate Bill 302

Sponsored by Senator RILEY (Presession filed.)

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 as introduced.

Requires that institutions of higher education report allegations of sexual assault to law enforcement agency.

A BILL FOR AN ACT

Relating to sexual assault policies at institutions of higher education; creating new provisions; and amending ORS 350.255.

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

SECTION 1. ORS 350.255 is amended to read:

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

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

(b) The alleged perpetrator of the sexual assault is a student at the university or college, or a member of the faculty or staff of the university or college, regardless of where the alleged sexual assault occurred.

(2) A written protocol adopted under subsection (1) of this section must require that upon receipt of an allegation that an incident of sexual assault described in subsection (1) of this section has occurred, the university or college shall report the allegation to a law enforcement agency. The written protocol must also ensure that each victim who reports a sexual assault is provided with a written notification setting forth:

(a) The victim's rights;

(b) Information about the process and procedure the law enforcement agency will likely follow upon receiving information regarding the allegation of sexual assault;

[(b)] (c) Information about what legal options are available to the victim, including but not limited to:

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

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

[(c)] (d) Information about campus-based services available to the victim;

[(d)] (e) Information about the victim's privacy rights, including but not limited to information about the limitations of privacy that exist if the victim visits a campus health or counseling center; and

[(e)] (f) Information about and contact information for state and community-based services and resources that are available to victims of sexual assault.

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.
(3) A written notification provided under subsection (2) of this section must:
(a) Be written in plain language that is easy to understand;
(b) Use print that is of a color, size and font that allow the notification to be easily read; and
(c) Be made available to students:
(A) When a sexual assault is reported;
(B) During student orientation; and
(C) On the Internet website of the university or college.

SECTION 2. The amendments to ORS 350.255 by section 1 of this 2021 Act apply to allegations of sexual assault that are made on or after the effective date of this 2021 Act.