

Requested by Representative MCINTIRE

**PROPOSED AMENDMENTS TO  
HOUSE BILL 3456**

1 On page 1 of the printed bill, line 2, delete “declaring an emergency” and  
2 insert “prescribing an effective date”.

3 Delete lines 4 through 15 and delete pages 2 through 11 and insert:

4 **“SECTION 1. (1) The Higher Education Coordinating Commission**  
5 **shall conduct a study to determine:**

6 **“(a) The steps institutions of higher education are currently taking**  
7 **to combat sexual misconduct and protect victims of sexual miscon-**  
8 **duct; and**

9 **“(b) What policies and future legislation would best combat sexual**  
10 **misconduct and protect victims of sexual misconduct at institutions**  
11 **of higher education.**

12 **“(2) The study conducted under this section must:**

13 **“(a) Analyze the benefits of sexual misconduct climate surveys and**  
14 **determine whether institutions of higher education are currently con-**  
15 **ducting sexual misconduct climate surveys of enrolled students;**

16 **“(b) Analyze the benefits of having a certified advocate employed**  
17 **by institutions of higher education and determine whether institutions**  
18 **of higher education currently employ certified advocates or similar**  
19 **individuals;**

20 **“(c) Analyze the benefits of having institutions of higher education**  
21 **enter into agreements with community-based domestic and sexual vi-**

1 **olence advocacy agencies that allow students enrolled at the institu-**  
2 **tion to use the services of the agency and determine whether**  
3 **institutions of higher education currently have entered into similar**  
4 **agreements with those agencies;**

5 **“(d) Analyze the benefits of prohibiting institutions of higher edu-**  
6 **cation from punishing students who report incidents of sexual mis-**  
7 **conduct due to stated violations of the institution’s policies that are**  
8 **discovered during the sexual misconduct investigation and determine**  
9 **the current policy of institutions towards students described in this**  
10 **paragraph;**

11 **“(e) Analyze the benefits of requiring institutions of higher educa-**  
12 **tion to prepare and deliver sexual misconduct primary prevention and**  
13 **awareness training that must be attended annually by each student**  
14 **and employee of the institution and determine what sexual misconduct**  
15 **training is currently being offered by institutions of higher education;**  
16 **and**

17 **“(f) Analyze the benefits of requiring institutions of higher educa-**  
18 **tion to waive academic or disciplinary record requirements required**  
19 **to demonstrate academic success that are part of either an**  
20 **institution-provided scholarship or a scholarship or grant administered**  
21 **by the commission for students who experience sexual misconduct and**  
22 **determine how the commission and institutions of higher education**  
23 **currently treat academic or disciplinary record requirements for stu-**  
24 **dents who experience sexual misconduct.**

25 **“(3) When conducting the study, the commission:**

26 **“(a) Must confer with a variety of different institutions of higher**  
27 **education, including public universities listed in ORS 352.002, the**  
28 **Oregon Health and Science University, community colleges operated**  
29 **under ORS chapter 341 and Oregon-based private colleges and univer-**  
30 **sities; and**

1       “(b) May confer with any entity that the commission determines  
2 would be helpful in completing the study described in this section.

3       “(4) Unless otherwise prohibited by law, each institution of higher  
4 education must expeditiously provide any information requested by the  
5 commission that the commission determines is necessary for the  
6 commission to complete the study described in this section.

7       “(5) The commission shall submit a report in the manner provided  
8 by ORS 192.245 that sets forth the conclusions of the study, and may  
9 include recommendations for legislation, to the interim committees  
10 of the Legislative Assembly related to higher education no later than  
11 September 15, 2024.

12       “(6) As used in this section:

13       “(a) ‘Certified advocate’ has the meaning given that term in ORS  
14 40.264;

15       “(b) ‘Institution of higher education’ has the meaning given that  
16 term in ORS 350.253; and

17       “(c) ‘Sexual misconduct’ means an incident of sexual harassment,  
18 sexual violence, intimate partner violence, domestic violence, sexual  
19 exploitation, stalking, harassment or violence based on sexual orien-  
20 tation or gender identity or expression, or other gender-based  
21 harassment or violence.

22       “SECTION 2. Section 1 of this 2023 Act is repealed on January 2,  
23 2025.

24       “SECTION 3. This 2023 Act takes effect on the 91st day after the  
25 date on which the 2023 regular session of the Eighty-second Legislative  
26 Assembly adjourns sine die.”.

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