

Amend SB 969 (house committee report) as follows:

(1) On page 1, lines 8 and 9, strike "INCIDENTS OF SEXUAL ASSAULT" and substitute "CERTAIN INCIDENTS".

(2) On page 1, between lines 11 and 12, insert the following appropriately numbered subdivision and renumber subsequent subdivisions accordingly:

() "Dating violence" means abuse or violence, or a threat of abuse or violence, against a person with whom the actor has or has had a social relationship of a romantic or intimate nature.

(3) On page 1, between lines 20 and 21, insert the following appropriately numbered subdivisions:

() "Sexual harassment" means unwelcome, sex-based verbal or physical conduct that:

(A) in the employment context, unreasonably interferes with a person's work performance or creates an intimidating, hostile, or offensive work environment; or

(B) in the education context, is sufficiently severe, persistent, or pervasive that the conduct interferes with a student's ability to participate in or benefit from educational programs or activities at a postsecondary educational institution.

() "Stalking" means a course of conduct directed at a person that would cause a reasonable person to fear for the person's safety or to suffer substantial emotional distress.

(4) Strike page 1, line 21, through page 2, line 5, and substitute the following appropriately lettered subsections and reletter subsequent subsections and cross-references to those subsections accordingly:

() A postsecondary educational institution may not take any disciplinary action against a student enrolled at the institution who in good faith reports to the institution being the victim of, or a witness to, an incident of sexual harassment, sexual assault, dating violence, or stalking for a violation by the student of the institution's code of conduct occurring at or near the time of the incident, regardless of the location at which the incident occurred or the outcome of the institution's disciplinary process regarding the incident, if any.

() A postsecondary educational institution may investigate to determine whether a report of an incident of sexual harassment, sexual assault, dating violence, or stalking was made in good faith.

(5) On page 2, strike lines 9 and 10 and substitute the following:

the student's own commission or assistance in the commission of sexual harassment, sexual assault, dating violence, or stalking.