

SB0607/484665/1

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 607
(Third Reading File Bill – Second Printing)

AMENDMENT NO. 1

On page 1, in line 15, strike “require” and substitute “authorize”; and in line 19, before the first “and” insert “specifying that an institution may not discourage a student from retaining an attorney; specifying that the Commission is not required to pay a student’s attorney’s fees for representation in a criminal or civil matter.”.

AMENDMENT NO. 2

On page 6, in line 12, strike “A CULTURALLY” and substitute “AN”.

AMENDMENT NO. 3

On page 7, in line 5, after “CREDIBILITY” insert “AFTER THAT STUDENT HAS PUT HIS OR HER OWN PRIOR SEXUAL CONDUCT AT ISSUE”.

AMENDMENT NO. 4

On page 7, in line 23, strike “REQUIRE THAT COUNSEL BE PROVIDED AND” and substitute “AUTHORIZE STUDENTS TO ACCESS COUNSEL”.

AMENDMENT NO. 5

On page 7, strike in their entirety lines 26 through 31, inclusive, and substitute:

“1. A CURRENT OR FORMER STUDENT WHO MAKES A COMPLAINT ON WHICH A FORMAL TITLE IX INVESTIGATION IS INITIATED AND WHO WAS ENROLLED AS A STUDENT AT THE INSTITUTION AT THE TIME OF THE INCIDENT THAT IS THE BASIS OF THE COMPLAINT, UNLESS THE STUDENT KNOWINGLY AND VOLUNTARILY CHOOSES NOT TO HAVE COUNSEL; AND

(Over)

2. A CURRENT OR FORMER STUDENT WHO RESPONDS TO A COMPLAINT ON WHICH A FORMAL TITLE IX INVESTIGATION IS INITIATED AND WHO WAS ENROLLED AS A STUDENT AT THE INSTITUTION AT THE TIME OF THE INCIDENT THAT IS THE BASIS OF THE COMPLAINT, UNLESS THE STUDENT KNOWINGLY AND VOLUNTARILY CHOOSES NOT TO HAVE COUNSEL.

AMENDMENT NO. 6

On page 9, strike in their entirety lines 3 through 9, inclusive, and substitute:

“(IV) 1. A STUDENT MAY SELECT AND RETAIN AN ATTORNEY BEFORE THE CONCLUSION OF THE FORMAL TITLE IX PROCEEDINGS.

2. AN INSTITUTION MAY NOT DISCOURAGE A STUDENT FROM RETAINING AN ATTORNEY.”

AMENDMENT NO. 7

On page 9, after line 17, insert:

“(8) THE COMMISSION IS NOT REQUIRED TO PAY A STUDENT’S ATTORNEY’S FEES FOR REPRESENTATION IN A CRIMINAL OR CIVIL MATTER.”