

113TH CONGRESS  
1ST SESSION

# H. R. 561

To amend the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act to provide further clarity for institutions of higher education, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 6, 2013

Mr. MEEHAN (for himself, Mr. CARNEY, Mr. POE of Texas, Ms. CASTOR of Florida, Mr. ISSA, Mr. BRADY of Pennsylvania, and Mr. KING of New York) introduced the following bill; which was referred to the Committee on Education and the Workforce

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## A BILL

To amend the Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act to provide further clarity for institutions of higher education, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Protecting Victims on  
5 Campus Act of 2013”.

1 **SEC. 2. DISCLOSURE OF CAMPUS SECURITY POLICY AND**  
2 **CAMPUS CRIME STATISTICS.**

3 Section 485(f) of the Higher Education Act of 1965  
4 (20 U.S.C. 1092(f)) is amended—

5 (1) in paragraph (1)—

6 (A) in subparagraph (A), by inserting be-  
7 fore the semicolon the following: “, and making  
8 available to students and employees a list of the  
9 titles, in each department of the institution, of  
10 each individual who is a campus security au-  
11 thority to whom students and employees should  
12 report the criminal offenses described in sub-  
13 paragraph (F)”;

14 (B) in subparagraph (F)(i)—

15 (i) by striking “and” at the end of  
16 subclause (VIII); and

17 (ii) by adding the following at the  
18 end:

19 “(X) criminal offenses involving  
20 minors; and”;

21 (2) by repealing paragraph (2);

22 (3) in paragraph (3)—

23 (A) by striking “Each” and inserting “(A)  
24 Each”;

1 (B) by inserting “, that keeps confidential  
2 the personally identifiable information of vic-  
3 tims,” after “that is timely”; and

4 (C) by adding at the end the following:

5 “(B) In carrying out the requirements of  
6 subparagraph (A), an institution shall—

7 “(i) designate an individual who is fa-  
8 miliar with the requirements of this sub-  
9 section to serve as a campus security au-  
10 thority coordinator to—

11 “(I) oversee campus security au-  
12 thorities;

13 “(II) solicit and compile the  
14 crimes described in subparagraph (F)  
15 of paragraph (1) reported to such au-  
16 thorities for the purpose of including  
17 such information in the timely reports  
18 required under this paragraph; and

19 “(III) ensure that when a crime  
20 of violence (as defined in section 16 of  
21 title 18, United States Codes) is re-  
22 ported to a campus security authority,  
23 the authority reports the crime to  
24 local law police agencies;

1           “(ii) establish policies or procedures  
2           for training campus security authorities  
3           and the campus security authority coordi-  
4           nator; and

5           “(iii) employ or designate an indi-  
6           vidual or other entity to conduct such  
7           training using the policies or procedures  
8           established under clause (ii), upon receiv-  
9           ing approval from the Secretary for such  
10          individual or other entity to conduct such  
11          training.”;

12          (4) in paragraph (13)—

13           (A) by striking “Upon” and inserting “(A)  
14          Upon”;

15           (B) by inserting “which distinguishes be-  
16          tween institutional neglect and intentional mis-  
17          representation or withholding of information,”  
18          after “this subsection,”;

19           (C) by inserting “, except that the Sec-  
20          retary shall impose a larger civil penalty in the  
21          case of an institution of higher education deter-  
22          mined to have intentionally violated this sub-  
23          section, as compared to an institution of higher  
24          education that violated this subsection as a re-  
25          sult of institutional neglect. An intentional vio-

1           lation of this subsection by an institution of  
2           higher education shall be subject to criminal  
3           prosecution” after “under section  
4           487(c)(3)(B)”; and

5           (D) by adding at the end the following:

6           “(B) Prior to making a determination de-  
7           scribed in subparagraph (A) with respect to an  
8           institution of higher education, the Secretary  
9           shall—

10                   “(i) conduct an investigation with re-  
11                   spect to the institution; and

12                   “(ii) provide the institution with a  
13                   timeline of the investigation and a prelimi-  
14                   nary report that includes the reasons for  
15                   conducting such investigation.”; and

16           (5) in paragraph (17), before the period insert  
17           the following: “or any individual because such indi-  
18           vidual provided information or made a complaint to  
19           a law enforcement agency relating to the implemen-  
20           tation of any provision of this subsection, provided  
21           that the individual acted in good faith when pro-  
22           viding such information or making such complaint”.

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