

1.1 ..... moves to amend H.F. No. 2431, in conference committee, as follows:

1.2 On R36, House language, (H2431-2)

1.3 Page 27, line 3, after the period, insert "Remedial action may include any or all of the  
1.4 following: (1) disciplinary action against the responding party; (2) with the consent of the  
1.5 parties, alternative resolution options; and (3) academic or residential supportive measures,  
1.6 as requested by the reporting party."

1.7 Page 27, delete lines 8 to 10 and insert:

1.8 "(c) A postsecondary institution must allow the reporting and responding parties to  
1.9 present and review relevant testimony by parties and witnesses and relevant evidence  
1.10 compiled in an investigative report."

1.11 Page 27, lines 14 to 17, delete the new language and strike the old language

1.12 Page 27, after line 17, insert:

1.13 "(e) A postsecondary institution must provide due process protections before imposing  
1.14 disciplinary action against a responding party who is a student. The responding party must  
1.15 be informed in writing of the allegations with sufficient details related to the allegations,  
1.16 including the alleged misconduct; the identity of the reporting party; and to the extent  
1.17 possible, the date, time, and location of the alleged sexual misconduct. The responding party  
1.18 must be provided with the campus code of conduct guidelines listing possible sanctions."

1.19 On R37, House language, (H2431-2)

1.20 Page 27, after line 28, insert:

1.21 "(i) If a postsecondary institution conducts a hearing, the institution must provide the  
1.22 reporting and responding parties with the equal opportunity to provide testimony without  
1.23 encountering the other party in person, and to review testimony provided by the other party  
1.24 in a similar manner. This may be done through video conference or closed-circuit television;"

2.1 Page 28, delete lines 1 to 3 and insert:

2.2 "(k) If the facts and circumstances rise to a policy violation, an institution must proceed  
2.3 with the campus sexual misconduct grievance process, if requested by the reporting party,  
2.4 concurrently with a criminal investigation, except that a postsecondary institution may  
2.5 temporarily delay a campus proceeding if requested by law enforcement and if the campus  
2.6 proceeding may impede a criminal investigation."

2.7 Reletter the paragraphs in sequence