S T A T E O F N E W Y O R K

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2009-2010 Regular Sessions

I N A S S E M B L Y

May 21, 2009

Introduced by M. of A. P. RIVERA, ALFANO -- Multi-Sponsored by -- M. of A. BARRA -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to the powers and duties regarding student housing and safety of councils of state-operated institutions

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Paragraph h of subdivision 3 of section 356 of the education law, as amended by chapter 552 of the laws of 1985, is amended to read as follows:

h. prescribe for and exercise supervision over student housing and safety INCLUDING EXPLICITLY PROVIDING FOR: (1) TRAINING FOR CAMPUS SECURITY AND OTHER INSTITUTION PERSONNEL, INCLUDING CAMPUS DISCIPLINARY OR JUDICIAL BOARDS, THAT ADDRESSES ISSUES OF RAPE, SEXUAL HARASSMENT AND OTHER GENDER-MOTIVATED OFFENSES; (2) THE DEVELOPMENT OF SUPPORT SERVICES AND PROGRAMS, INCLUDING MEDICAL OR PSYCHOLOGICAL COUNSELING, SPECIFICALLY TARGETED TO ASSIST VICTIMS RECOVERING FROM RAPE OR OTHER GENDER-MOTIVATED OFFENSES; (3) THE CREATION, DISSEMINATION, AND PROVISION OF ASSISTANCE AND INFORMATION ABOUT OPTIONS AVAILABLE ON AND OFF-CAMPUS TO VICTIMS OF RAPE OR OTHER GENDER-MOTIVATED OFFENSES TO BRING DISCIPLINARY OR OTHER LEGAL ACTION; AND (4) IMPLEMENTATION OF RAPE EDUCATION AND PREVENTION PROGRAMS, INCLUDING MANDATORY ORIENTATION ON SUCH TOPICS FOR INCOMING STUDENTS, REGULAR WORKSHOPS AND SYMPOSIA FOR CURRENT STUDENTS, FACULTY AND STAFF, AND PEER EDUCATION PROGRAMS ON RAPE AND OTHER GENDER-MOTIVATED OFFENSES. FOR THE PURPOSE OF THIS PARAGRAPH, "GENDER-MOTIVATED OFFENSE" MEANS ANY CONDUCT THAT HARASSES, INTIMIDATES OR OTHERWISE INJURES A PERSON THAT IS MOTIVATED, AT LEAST IN PART, BY SUCH PERSON'S SEX, SEXUAL ORIENTATION OR PERCEIVED SEXUAL ORIENTATION, REGARDLESS OF WHETHER SUCH CONDUCT CONSTITUTES A CRIME UNDER THE LAW OF THIS STATE;

S 2. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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